

2018 House Journals

Monday	Tuesday	Wednesday	Thursday	Friday
		9/12 (1-18)		
		5/30 (3595-3604)		
5/14 (2933-2978)	5/15 (2979-3196)	5/16 (3197-3330)	5/17 (3331-3480)	5/18 (3481-3594)
5/7 (2529-2568)	5/8 (2569-2686)	5/9 (2687-2802)	5/10 (2803-2906)	5/11 (2907-2932)
4/30 (2135-2186)	5/1 (2187-2300)	5/2 (2301-2394)	5/3 (2395-2518)	5/4 (2519-2528)
4/23 (1907-1932)	4/24 (1933-1998)	4/25 (1999-2106)	4/26 (2107-2134)	
4/16 (1801-1808)	4/17 (1809-1844)	4/18 (1845-1882)	4/19 (1883-1906)	
4/9 (1661-1714)	4/10 (1715-1758)	4/11 (1759-1792)	4/12 (1793-1800)	
4/2 (1523-1530)	4/3 (1531-1548)	4/4 (1549-1628)	4/5 (1629-1660)	
3/26 (1347-1370)	3/27 (1371-1432)	3/28 (1433-1484)	3/29 (1485-1522)	
				3/23 (1339-1346)
3/12 (1135-1190)	3/13 (1191-1256)	3/14 (1257-1286)	3/15 (1287-1338)	
3/5 (987-1006)	3/6 (1007-1044)	3/7 (1045-1104)	3/8 (1105-1134)	
2/26 (857-876)	2/27 (877-912)	2/28 (913-954)	3/1 (955-986)	
2/19 (675-732)	2/20 (733-788)	2/21 (789-832)	2/22 (833-856)	
2/12 (533-552)	2/13 (553-604)	2/14 (605-646)	2/15 (647-674)	
2/5 (429-450)	2/6 (451-466)	2/7 (467-510)	2/8 (511-532)	
1/29 (345-362)	1/30 (363-384)	1/31 (385-404)	2/1 (405-428)	
1/22 (267-280)	1/23 (281-298)	1/24 (299-324)	1/25 (325-344)	
	1/16 (227-236)	1/17 (237-254)	1/18 (255-266)	
1/8 (165-174)	1/9 (175-186)	1/10 (187-212)	1/11 (213-226)	
		1/3 (1-122)	1/4 (123-164)	

Special Session

Monday	Tuesday	Wednesday	Thursday	Friday
6/11 (21-30)				
	6/5 (19-20)			
	5/29 (15-16)	5/31 (17-18)		

5/22 (9-12)

5/25 (13-14)

5/18 (1-8)

JOURNAL OF THE HOUSE

VETO SESSION

Second Regular Session, 99th GENERAL ASSEMBLY

WEDNESDAY, SEPTEMBER 12, 2018

Speaker Richardson in the Chair.

Prayer by Pastor Gregory Kirk, United Gospel Rescue Mission, Poplar Bluff.

Oh Lord our God of ages past, we thank You for the wonderful blessings You have bestowed upon us. You have brought rain to grow our crops. You provided sunshine to help dry the ground and allow those crops to flourish. We thank You for that this day. We also want to remember all of those who were taken from us on September 11th, and we still pray for comfort for their families.

Oh Lord, we know that You are the provider of all wisdom, and we ask that You will infuse these men and women of our Missouri House with Your wisdom as they seek to find answers for all Missourians. These men and women have given of their time and talents, sometimes causing hardship to themselves, to serve others. May their efforts be blessed as they seek to help Missourians everywhere.

Finally, we want to ask You to continue to show each of us ways to help the unfortunate and the poor who surround us. The Scriptures say, "Thou shalt love the Lord thy God with all thy heart, and with all thy soul, and with all thy strength, and with all thy mind; and thy neighbor as thyself." May we continue to show love to each other through our actions.

I ask all these things in the name of Your son. May God continue to bless the Great State of Missouri and the United States of America.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

LETTER OF RESIGNATION

September 10, 2018

The Honorable Mike Parson
State Capitol, Room 216
Jefferson City, MO 65101

Dear Governor Parson:

Pursuant to RSMo. 21.090, I hereby submit my resignation, effective at 11:59 a.m. on Wednesday, September 12, 2018, as State Representative for the 18th House District so that I may be sworn in as State Senator for Missouri's 17th Senatorial District.

Sincerely,

/s/ Lauren Arthur
Member of the 99th General Assembly

MESSAGES FROM THE GOVERNOR

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 2.230

I hereby veto \$45,000 general revenue for the Missouri Commission for the Deaf and Hard of Hearing.

Personal Service by \$45,000 from \$358,558 to \$313,558 from General Revenue Fund.
From \$476,629 to \$431,629 in total from General Revenue Fund.
From \$1,080,066 to \$1,035,066 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 3.240

I hereby veto \$1,000,000 general revenue for Missouri Southern State University for one-time supplemental financial assistance to the university.

From \$2,000,000 to \$1,000,000 from General Revenue Fund.
From \$26,431,242 to \$25,431,242 in total for the section.

Section 3.250

I hereby veto \$500,000 general revenue for Harris-Stowe State University for one-time supplemental financial assistance to the university.

From \$750,000 to \$250,000 from General Revenue Fund.
From \$10,411,260 to \$9,911,260 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 4.407

I hereby veto \$1,000,000 Emergency Bridge Repair and Replacement Fund for accelerated replacement, or immediate repair to bridges.

Said section is vetoed in its entirety from \$1,000,000 to \$0 from Emergency Bridge Repair and Replacement Fund. From \$1,000,000 to \$0 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 5.145

I hereby veto \$100,000 general revenue for the Office of Child Advocate.

Personal Service by \$100,000 from \$276,998 to \$176,998 from General Revenue Fund.
From \$285,101 to \$185,101 in total from General Revenue Fund.
From \$428,944 to \$328,944 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 6.020

I hereby veto \$3,767,213 general revenue for transfer to the Missouri Qualified Biodiesel Producer Incentive Fund.

From \$4,017,213 to \$250,000 from General Revenue Fund.

From \$4,017,213 to \$250,000 in total for the section.

Section 6.225

I hereby veto \$1,000,000 general revenue for a Contaminated Home Acquisition Program.

For a radioactive waste contamination investigation.

From \$1,000,000 to \$0 from General Revenue Fund.

From \$849,837,074 to \$848,837,074 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 8.090

I hereby veto \$50,000 general revenue for grants to law enforcement agencies for the purchase of emergency rescue tourniquets.

From \$50,000 to \$0 from General Revenue Fund.

From \$119,658,232 to \$119,608,232 in total for the section.

Section 8.167

I hereby veto \$1,000,000 general revenue for grants to volunteer fire protection associations for workers' compensation premiums pursuant to Section 287.245, RSMo.

Said section is vetoed in its entirety.

Personal Service from \$35,000 to \$0 from General Revenue Fund.

Expense and Equipment from \$15,000 to \$0 from General Revenue Fund.

Program Distribution from \$950,000 to \$0 from General Revenue Fund.

From \$1,000,000 to \$0 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 10.225

I hereby veto \$500,000 general revenue for the Behavioral Health Treatment and Training Pilot Program.

For the purpose of funding the Behavioral Health Treatment and Training program.

From \$500,000 to \$0 from General Revenue Fund.

From \$135,287,616 to \$134,787,616 in total for the section.

Section 10.410

I hereby veto \$200,000 general revenue for the Developmental Disability Training Pilot Program.

For the purpose of funding the Developmental Disability Training Pilot Program.

From \$500,000 to \$300,000 from General Revenue Fund.

From \$1,074,350,323 to \$1,074,150,323 in total for the section.

Section 10.900

I hereby veto \$153,546 general revenue for the Time Critical Diagnosis Unit.

Personal Service by \$153,546 from \$8,169,965 to \$8,016,419 from General Revenue Fund.

From \$8,911,381 to \$8,757,835 in total from General Revenue Fund.

From \$27,651,616 to \$27,498,070 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

Section 11.510

I hereby veto \$400,000, including \$200,000 general revenue, including \$200,000 for the in-home telemonitoring program and \$200,000 for the pager project.

For the purpose of funding a community-based care coordinating program that includes in-home visits and/or phone contact by a nurse care manager or electronic monitor.

From \$100,000 to \$0 from General Revenue Fund.

From \$300,000 to \$200,000 from Title XIX - Federal Fund.

For the purpose of continuing funding of the pager project facilitating medication compliance.

From \$100,000 to \$0 from General Revenue Fund.
From \$315,000 to \$215,000 from Title XIX - Federal Fund.
From \$514,763,952 to \$514,363,952 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012** entitled:

AN ACT

To appropriate money for the expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

Section 12.400

I hereby veto \$487,000 general revenue for juvenile advocacy units in the Kansas City and St. Louis regions.

Personal Service and/or Expense and Equipment by \$487,000 from \$41,780,244 to \$41,293,244 from General Revenue Fund.

From \$46,501,315 to \$46,014,315 in total from General Revenue Fund.

From \$50,813,083 to \$50,326,083 in total for the section.

Section 12.515

I hereby veto \$150,000, including \$75,000 general revenue, for private sector consulting and auditing services on the MO HealthNet Program.

For the purpose of funding consulting and auditing services to be performed by a private firm and managed by a MO HealthNet Task Force.

From \$75,000 to \$0 from General Revenue Fund.

From \$75,000 to \$0 from Title XIX Federal Fund.

From \$1,771,167 to \$1,621,167 in total for the section.

On June 29, 2018, I approved said **Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

June 29, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **House Committee Substitute for House Bill No. 2019** entitled:

AN ACT

To appropriate money for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019.

Section 19.055

I hereby veto \$250,000 for renovation and expansion of the Crisp Technology Center at Three Rivers Community College.

From \$3,000,000 to \$2,750,000 from General Revenue Fund.
From \$3,000,000 to \$2,750,000 in total for the section.

Section 19.060

I hereby veto \$666,667 for planning, design, renovation and construction at the Cassville campus of Crowder College.

From \$2,000,000 to \$1,333,333 from General Revenue Fund.
From \$2,000,000 to \$1,333,333 in total for the section.

Section 19.075

I hereby veto \$233,333 for Truman State University for exterior renovation and preservation of the Greenwood School for the Inter-Professional Autism Clinic.

From \$700,000 to \$466,667 from General Revenue Fund.
From \$700,000 to \$466,667 in total for the section.

Section 19.080

I hereby veto \$333,333 for Northwest Missouri State University for steam plant infrastructure and tunnel replacement.

From \$1,000,000 to \$666,667 from General Revenue Fund.

From \$1,000,000 to \$666,667 in total for the section.

Section 19.090

I hereby veto \$250,000 for Harris-Stowe State University for planning, design, renovation, and construction of laboratory space.

From \$750,000 to \$500,000 from General Revenue Fund.

From \$750,000 to \$500,000 in total for the section.

On June 29, 2018, I approved said **House Committee Substitute for House Bill No. 2019**, except for those items specifically vetoed and not approved.

Respectfully submitted,

/s/ Michael L. Parson
Governor

July 13, 2018

TO THE SECRETARY OF STATE
OF THE STATE OF MISSOURI
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION

Herewith I return to you **Senate Substitute for Senate Committee Substitute for House Bill No. 2562** entitled:

AN ACT

To repeal sections 67.398, 67.410, 82.1025, 82.1027, 82.1028, 84.510, 208.151, 217.703, 452.430, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 483.075, 488.2230, 488.2250, 488.5358, 514.040, 516.105, 537.100, 559.600, and 577.001, RSMo, and to enact in lieu thereof thirty six new sections relating to courts, with existing penalty provisions.

I disapprove of Senate Substitute for Senate Committee Substitute for House Bill No. 2562. My reasons for disapproval are as follows:

Section 82.462 of the bill authorizes certain individuals to enter property they do not own if they suspect it is abandoned in order to secure the property, remove trash, landscape, or remove graffiti. Such individuals are not required to give actual or constructive notice to the property owner. This could result in an individual performing improvements in good faith on another's property, but without their knowledge or permission. If the property owner was to arrive on the scene, it could lead to an unsafe situation. I understand the dilemma that many of our communities face with derelict and abandoned properties, but I want to ensure that any remedy we propose puts the safety of our citizens and the rights of property owners at the forefront.

Section 476.521 of the bill allows for any judicial candidate who filed in 2010, was elected, and became judge in 2011 to receive retirement benefits from a previous MOSERS Judicial Retirement Plan instead of the 2011 Judicial

Retirement Plan. The 2011 Judicial Retirement Plan is viewed by some as less favorable, since it requires new members to contribute 4% of their salaries to the plan and reduces other benefits. Based upon information provided by MOSERS, the narrowly tailored language of this section applies to only one individual in the entire state. Special laws such as this are unconstitutional. The Missouri Constitution, in Article III, Section 40, prohibits special laws that grant an “individual any special or exclusive right, privilege or immunity.”

Finally, the bill appears to violate the original purpose and single subject provisions of the Missouri Constitution. As introduced, House Bill No. 2562 solely related to treatment courts, which was reflected in its title. As truly agreed to and finally passed, Senate Substitute for Senate Committee Substitute for House Bill No. 2562 contains at least thirteen different subjects, many of which do not appear to relate to the final title of “courts.”

Article III, Section 21 of the Missouri Constitution prohibits any bill from being “so amended in its passage through either house as to change its original purpose.” Article III, Section 23 of the Missouri Constitution provides that “[n]o bill shall contain more than one subject which shall be clearly expressed in its title.” The courts have not held that this prevents a bill or its title from being amended throughout its passage. “The restriction is against the introduction of matter that is not germane to the object of the legislation or that is unrelated to its original subject.” *Stroh Brewery Co. v. State of Missouri*, 954 S.W.2d 323, 326 (Mo. banc 1997). Some provisions of House Bill No. 2562 do not appear to be germane or related to its original subject. For example, the provisions in this bill regarding abandoned property, nuisance abatement, and the salaries of police officers have nothing to do with treatment courts or courts in general. In *Hammerschmidt v. Boone County*, 877 S.W.2d 98, 102 (Mo. banc 1994), the court held that all of a bill’s provisions must “fairly relate to the same subject, have a natural connection therewith or are incidents or means to accomplish its purpose.”

It is unfortunate that the provisions of this bill relating to treatment courts will not move forward as a result of the aforementioned issues. Treatment courts serve a valuable purpose for both our judicial and corrections systems. I look forward to working with the legislature next session on improving and expanding treatment courts across our state, and hope to do so in an expedient fashion.

In accordance with the above stated reasons for disapproval, I am returning **Senate Substitute for Senate Committee Substitute for House Bill No. 2562** without my approval.

Respectfully submitted,

/s/ Michael L. Parson
Governor

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2018 Constitutional Veto Session and ready for consideration of business.

On motion of Representative Vescovo, **HR 1** was adopted.

VETOED HOUSE BILLS

The Speaker read the following House Bill vetoed from the Second Regular Session:
CCS SCS HCS HB 2002.

Representative Fitzpatrick moved that **Section 2.230 of CCS SCS HCS HB 2002, for the Missouri Commission for the Deaf and Hard of Hearing**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 120

Anders	Anderson	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Black
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Curtman	Davis	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Hannegan
Harris	Helms	Hill	Houghton	Houx
Hurst	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Revis	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 030

Andrews	Austin	Basye	Bernskoetter	Berry
Bondon	Conway 104	Cookson	Cross	Curtis
DeGroot	Eggleston	Engler	Fraker	Francis
Gannon	Haefner	Hansen	Henderson	Johnson
Kelley 127	Love	Muntzel	Neely	Pogue
Redmon	Remole	Spencer	Tate	Walker 3

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 005

Adams	Messenger	Peters	Roberts	Roden
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VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session:
CCS SCS HCS HB 2005.

Representative Fitzpatrick moved that **Section 5.145 of CCS SCS HCS HB 2005, for the Office of Child Advocate**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 134

Adams	Anders	Anderson	Andrews	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Corlew	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 016

Austin	Basye	Bernskoetter	Berry	Conway 104
Cookson	DeGroot	Engler	Fraker	Francis
Gannon	Henderson	Muntzel	Pogue	Redmon
Walker 3				

PRESENT: 002

Higdon	Kelley 127
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ABSENT WITH LEAVE: 004

Messenger	Peters	Roberts	Roden
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VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session:
CCS SCS HCS HB 2008.

Representative Fitzpatrick moved that **Section 8.090 of CCS SCS HCS HB 2008, for grants to law enforcement agencies for the purchase of emergency rescue tourniquets**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was defeated by the following vote:

AYES: 104

Adams	Anders	Anderson	Bahr	Bangert
Baringer	Barnes 28	Basye	Beck	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Corlew	Davis	Dinkins	Dogan	Dohrman
Ellebracht	Evans	Fitzpatrick	Fitzwater	Franks Jr
Frederick	Green	Gregory	Grier	Haahr
Hannegan	Harris	Helms	Hill	Houghton
Houx	Justus	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lavender	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Phillips
Pierson Jr	Pike	Quade	Razer	Rehder
Reiboldt	Reisch	Revis	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Taylor	Trent
Unsicker	Vescovo	Walker 74	Walsh	Washington
White	Wiemann	Wood	Mr. Speaker	

NOES: 044

Andrews	Austin	Barnes 60	Beard	Berry
Chipman	Conway 104	Cookson	Cross	Curtis
Curtman	DeGroot	Eggleston	Engler	Fraker
Francis	Franklin	Gannon	Gray	Haefner
Hansen	Henderson	Hurst	Johnson	Knight
Lauer	Lichtenegger	Love	Moon	Neely
Pfautsch	Pietzman	Plocher	Pogue	Redmon
Remole	Rone	Smith 85	Stephens 128	Swan
Tate	Walker 3	Wessels	Wilson	

PRESENT: 003

Ellington	Higdon	Kelley 127
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ABSENT WITH LEAVE: 005

Bernskoetter	Messenger	Peters	Roberts	Roden
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VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session:
CCS SCS HCS HB 2012.

Representative Fitzpatrick moved that **Section 12.400 of CCS SCS HCS HB 2012, for juvenile advocacy units in the Kansas City and St. Louis regions**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 118

Adams	Anders	Anderson	Andrews	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Beck
Black	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Evans	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Newman	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Reisch	Revis	Roerber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 028

Austin	Basye	Beard	Bernskoetter	Bondon
Conway 104	Cookson	Corlew	Cross	DeGroot
Engler	Fraker	Francis	Gannon	Haefner
Henderson	Hurst	Johnson	Lauer	Love
Marshall	Muntzel	Pfautsch	Pogue	Redmon
Remole	Spencer	Walker 3		

PRESENT: 003

Berry	Higdon	Kelley 127
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ABSENT WITH LEAVE: 007

Lichtenegger	Messenger	Nichols	Peters	Roberts
Roden	Walker 74			

VACANCIES: 007

The Speaker read the following House Bill vetoed from the Second Regular Session:
CCS SS SCS HCS HB 2010.

Representative Fitzpatrick moved that **Section 10.900 of CCS SS SCS HCS HB 2010, for the Time Critical Diagnosis Unit**, be passed, the objections of the Governor thereto notwithstanding.

Which motion was adopted by the following vote:

AYES: 134

Adams	Anders	Anderson	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Basye	Beard
Beck	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Reisch	Remole	Revis	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 013

Austin	Bernskoetter	Berry	Cookson	Cross
Engler	Fraker	Marshall	Moon	Pogue
Redmon	Stephens 128	Walker 3		

PRESENT: 002

Higdon	Kelley 127
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ABSENT WITH LEAVE: 007

Andrews	Conway 10	Messenger	Peters	Roberts
Roden	Walker 74			

VACANCIES: 007

The Speaker read the following House Bills vetoed from the Second Regular Session:
CCS SCS HCS HB 2003, CCS SCS HCS HB 2004, CCS SCS HCS HB 2006, CCS SCS HCS HB 2011, HCS HB 2019, and SS SCS HB 2562.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 3**.

SENATE RESOLUTION NO. 3

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate, having been duly convened as provided by Article III, Section 32 of the Constitution, made no motion to override the Governor's veto of House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills 894 & 921 and Senate Concurrent Resolution No. 50 when the bills were called by the president.

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 2**, which was read.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Section 32, Article III of the Constitution, made no motions to override the Governor's vetoes on **CCS SCS HCS HB 2003**, **CCS SCS HCS HB 2004**, **CCS SCS HCS HB 2006**, **CCS SCS HCS HB 2011**, **HCS HB 2019**, and **SS SCS HB 2562**, when the bills were called by the Speaker.

On motion of Representative Vescovo, **HR 2** was adopted.

RECESS

On motion of Representative Vescovo, the House recessed until such time as messages are received from the Senate or 6:00 p.m., whichever is earlier, and then stand adjourned sine die pursuant to the Constitution.

ADJOURNMENT

Pursuant to the motion of Representative Vescovo, the Veto Session of the Ninety-ninth General Assembly, Second Regular Session, adjourned sine die pursuant to the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-EIGHTH DAY, WEDNESDAY, MAY 30, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SIGNING OF HOUSE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **HCR 63** and **HCR 70** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCR 63** and **HCR 70** were delivered to the Governor by the Chief Clerk of the House.

SIGNING OF HOUSE JOINT RESOLUTIONS

All other business of the House was suspended while **HJR 59** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HJR 59** was delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **HB 1252**, **SCS HCS HB 1268**, **SCS HCS HB 1286**, **SS#2 SCS HCS HBs 1288, 1377 & 2050**, **CCS SS SCS HB 1291**, **CCS SS SCS HB 1350**, **SS SCS HCS HB 1364**, **SS SCS HCS HB 1388**, **SS HB 1415**, **HB 1428**, **SS SCS HB 1446**, **HCS HB 1461**, **SS SCS HB 1465**, **HB 1469**, **HB 1484**, **HB 1492**, **SS#2 SCS HCS HB 1500**, **SCS HCS#2 HB 1503**, **SS HB 1504**, **HB 1516**, **HB 1517**, **SS HB 1531**, **SS SCS HB 1558**, **SS HCS HB 1606**, **SS#3 SCS HCS HB 1617**, **HB 1625**, **SCS HCS HB 1635**, **HB 1646**, **HB 1665**, **HCS HB 1690**, **SCS HCS HB 1713**, **CCS SS SCS HB 1719**, **SS HCS HBs 1729, 1621 & 1436**, **SS HB 1744**, **SS SCS HB 1769**, **SS#2 HCS HB 1796**, **SCS HB 1797**, **HB 1809**, **HB 1831**, **SS SCS HB 1838**, **CCS SS HB 1858**, **SS HCS HB 1872**, **CCS SS SCS HCS HB 1879**, **HB 1887**, **SS HB 1953**, **SS SCS HCS HB 1991**, **HCS HB 2001**, **CCS SCS HCS HB 2002**, **CCS SCS HCS HB 2003**, **CCS SCS HCS HB 2004**, **CCS SCS HCS HB 2005**,

CCS SCS HCS HB 2006, CCS SCS HCS HB 2007, CCS SCS HCS HB 2008, CCS SCS HCS HB 2009, CCS SS SCS HCS HB 2010, CCS SCS HCS HB 2011, CCS SCS HCS HB 2012, SCS HCS HB 2013, HCS HB 2017, HCS HB 2018, HCS HB 2019, SS SCS HCS HB 2034, HB 2101, SCS HCS HB 2116, SS#2 HCS HB 2129, HCS HB 2171, HB 2183, SS SCS HCS HBs 2280, 2120, 1468 & 1616, HB 2330 and SCS HB 2347 were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Speaker Pro Tem Haahr assumed the Chair.

All other business of the House was suspended while **SCS HCS HB 2540** was read at length and, there being no objection, was signed by the Speaker Pro Tem to the end that the same may become law.

Speaker Richardson resumed the Chair.

All other business of the House was suspended while **SS SCS HB 2562** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

CONSTITUTIONAL OBJECTIONS

The following Representatives offered objections to **SS#2 SCS HB 1413**, which were appended to the bill.

May 29, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to Article III, Section 30 of the Missouri Constitution, we do hereby object to the constitutionality of the truly agreed to and finally passed version of **Senate Substitute #2 for Senate Committee Substitute for House Bill 1413** on the following grounds:

- I. While the act purports to impose a host of new requirements upon public labor organizations, it specifically exempts from such requirements public safety labor organizations – defined broadly, as well as the Department of Corrections and all of its employees. The effect of these exemptions treats similarly situated employees different with no rational basis. Accordingly, this legislation violates equal protection guarantees under both the Fourteenth Amendment to the United States Constitution as well as Article I, Section Two of the Missouri Constitution;
- II. Requirements under Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 stipulate various provisions that must be included in public labor organization collective bargaining agreements including prohibitions on public employees from picketing. This requirement impermissibly interferes with public employees right to petition their government as secured by the First Amendment to the United States Constitution as well as Article I, Section Nine of the Missouri Constitution;

III. Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 dictates that a public employee's decision not to vote in public labor organization election is automatically deemed to be a negative vote regardless of the wishes of the public employee. This provision constitutes compelled speech, impermissible under the First Amendment to the U.S. Constitution as well as Article I, Section Eight of the Missouri Constitution;

IV. Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 forces public employees who join public labor organizations and public labor organizations to expend resources to directly benefit public employees in the bargaining unit who choose not to join the public labor organization nor contribute financially to representation provided by public labor organizations. This scheme mandating representation and benefits be provided to non-members who refuse to provide financial contributions deprives public employees who are members of the labor organization and those labor organizations of property without due process in contravention of both the Fourteenth Amendment to the United States Constitution and Article I, Sections Ten and Twenty-Eight of the Missouri Constitution;

V. House Bill 1413 was amended through the legislative process such that the underlying section of the act was removed from the version which was truly agreed to by the General Assembly. The original section of the act, section 105.504, was removed from the act leaving the final product in violation of Article III, Section 21 of the Missouri Constitution providing that no bill shall be amended so as to change its original purpose. Removing the underlying section of the originally filed version violates this constitutional provision.

Therefore, as Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 is constitutionally infirm for the above stated reasons the measure should not be signed by the governor.

Please note said objection in the House Journal and annex it to truly agreed to and finally passed version of Senate Substitute #2 for Senate Committee Substitute for House Bill 1413 to be considered by the governor in connection therewith as mandated by Article III, Section 30 of the Missouri Constitution.

Sincerely,

/s/ Gail McCann Beatty, Minority Floor Leader
/s/ Pat Conway, District 10
/s/ Jon Carpenter, District 15
/s/ Lauren Arthur, District 18
/s/ Ingrid Burnett, District 19
/s/ Ira Anders, District 21
/s/ Judy Morgan, District 24
/s/ Greg Razer, District 25
/s/ Richard Brown, District 27
/s/ Jerome Barnes, District 28
/s/ Rory Rowland, District 29
/s/ DaRon McGee, District 36
/s/ Joe Runions, District 37
/s/ Kip Kendrick, District 45
/s/ Tommie Pierson, Jr., District 66
/s/ Cora Faith Walker, District 74
/s/ Steven Roberts, District 77
/s/ Bruce Franks, Jr., District 78
/s/ Michael Butler, District 79
/s/ Peter Merideth, District 80
/s/ Donna Baringer, District 82
/s/ Gina Mitten, District 83
/s/ Karla May, District 84
/s/ Clem Smith, District 85
/s/ Joe Adams, District 86

/s/ Stacey Newman, District 87
/s/ Tracy McCreery, District 88
/s/ Deb Lavender, District 90
/s/ Sarah Unsicker, District 91
/s/ Doug Beck, District 92
/s/ Mike Revis, District 97
/s/ Crystal Quade, District 134

Representative Moon offered objections to **SCS HB 1250, SS SCS HB 1355, SS SCS HCS HB 1456, SS#2 HB 1460, SS SCS HB 1832** and **SS#2 SCS HB 1880**, which were appended to the bills.

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SCS HB 1250

Missouri’s Constitution states in Article III, section 23, “No bill shall contain more than one subject which shall be clearly expressed in its title....”

The subject matter of HB 1250 was changed from related to “fiduciary access to digital assets” during the amendment phase to “relating to trusts and estates.”

As such, it appears that SCS HB 1250 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS SCS HB 1355

Missouri’s Constitution states in Article III, section 21, “... no bill shall be so amended in its passage through either house as to change its original purpose....”

HB 1355’s original purpose related to retired peace officers. The bill’s intent was changed during the amendment phase to “relating to public safety.”

As such, it appears that SS SCS HB 1355 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS SCS HCS HB 1456

Missouri’s Constitution states in Article III, section 21, “... no bill shall be so amended in its passage through either house as to change its original purpose....”

The original purpose of HB 1456 related to “emergency communications.” The final version of the bill, SS SCS HCS HB 1456 the purpose was changed to “relating to communication services.”

As such, it appears that SS SCS HCS HB 1456 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS #2 HB 1460

Missouri’s Constitution states in Article I, section 2, “... that all persons are created equal and are entitled to equal rights and opportunity under the law.” House Bill 1460 singles out a group of individuals for special treatment. And, in doing so, creates an unequal opportunity in violation of the Constitution.

In addition, the original purpose of HB 1460 was “relating to a tax deduction for certain Olympic athletes.” Missouri’s Constitution further states in Article III, section 23, “No bill shall contain more than one subject which shall be clearly expressed in its title....” As the bill was amended, the title was changed to “relating to state revenues” in order to include a gas tax referendum.

It appears to be clear that SS #2 HB 1460 is in violation of our state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS SCS HB 1832

Missouri's Constitution states in Article III, section 23, "No bill shall contain more than one subject which shall be clearly expressed in its title...."

The original purpose of HB 1832 was "relating to the credit user protection law." The bill's subject was amended to "relating to merchandising practices" to allow the inclusion of language which appears to change the subject of the bill.

As such, it appears that SS SCS HB 1832 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS #2 SCS HB 1880

Missouri's Constitution states in Article III, section 21, "... no bill shall be so amended in its passage through either house as to change its original purpose...."

HB 1880 asserts in section 394.085, section 1, "The general assembly declares that expanding and accelerating access to high speed broadband communications services throughout the entire state of Missouri is necessary, desirable, in the best interests of the citizens of this state, and that it is a public purpose of great importance."

Further, in section 2, the bill states, "it is the intent of the general assembly to facilitate and to encourage rural electric cooperatives and their affiliates, either collectively or individually, to continue to enter into and establish voluntary contracts or other forms of joint or cooperative agreements...."

The language in House Bill 1880 was expanded specifying provisions if/when a property owner prevails against a rural electric cooperative or cooperative subsidiary in a law suit and the method compensation, if any, will be handled, and the bill further specifies that power conferred upon rural electric cooperatives shall be subject to a certain antitrust provision of law.

As such, it appears that SS #2 SCS HB 1880 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **SCS HB 1250, SS SCS HB 1355, SS#2 SCS HB 1413, SS SCS HCS HB 1456, SS#2 HB 1460, SS SCS HB 1832 and SS#2 SCS HB 1880** were read at length and was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SCS HB 1250, HB 1252, SCS HCS HB 1268, SCS HCS HB 1286, SS#2 SCS HCS HBs 1288, 1377 & 2050, CCS SS SCS HB 1291, CCS SS SCS HB 1350, SS SCS HB 1355, SS SCS HCS HB 1364, SS SCS HCS**

HB 1388, SS#2 SCS HB 1413, SS HB 1415, HB 1428, SS SCS HB 1446, SS SCS HCS HB 1456, HCS HB 1461, SS SCS HB 1465, HB 1469, HB 1484, HB 1492, SS#2 SCS HCS HB 1500, SCS HCS#2 HB 1503, SS HB 1504, HB 1516, HB 1517, SS HB 1531, SS SCS HB 1558, SS HCS HB 1606, SS#3 SCS HCS HB 1617, HB 1625, SCS HCS HB 1635, HB 1646, HB 1665, HCS HB 1690, SCS HCS HB 1713, CCS SS SCS HB 1719, SS HCS HBs 1729, 1621 & 1436, SS HB 1744, SS SCS HB 1769, SS#2 HCS HB 1796, SCS HB 1797, HB 1809, HB 1831, SS SCS HB 1832, SS SCS HB 1838, CCS SS HB 1858, SS HCS HB 1872, CCS SS SCS HCS HB 1879, SS#2 SCS HB 1880, HB 1887, SS HB 1953, SS SCS HCS HB 1991, HCS HB 2001, CCS SCS HCS HB 2002, CCS SCS HCS HB 2003, CCS SCS HCS HB 2004, CCS SCS HCS HB 2005, CCS SCS HCS HB 2006, CCS SCS HCS HB 2007, CCS SCS HCS HB 2008, CCS SCS HCS HB 2009, CCS SS SCS HCS HB 2010, CCS SCS HCS HB 2011, CCS SCS HCS HB 2012, SCS HCS HB 2013, HCS HB 2017, HCS HB 2018, HCS HB 2019, SS SCS HCS HB 2034, HB 2101, SCS HCS HB 2116, SS#2 HCS HB 2129, HCS HB 2171, HB 2183, SS SCS HCS HBs 2280, 2120, 1468 & 1616, HB 2330, SCS HB 2347, SCS HCS HB 2540 and SS SCS HB 2562 were delivered to the Governor by the Chief Clerk of the House.

Having been duly signed in open session of the Senate, **SS#2 HB 1460** was delivered to the Secretary of State by the Chief Clerk of the House.

SIGNING OF SENATE CONCURRENT RESOLUTIONS

All other business of the House was suspended while **SCR 36** and **SCR 50** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE REVISION BILLS

All other business of the House was suspended while **SCS SRBs 975 & 1024** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SS#5 SB 564, SS SCS SB 568, HCS SB 581, CCS SS#2 SCS SB 590, SS SCS SB 592, SS SCS SB 593, SB 594, HCS SCS SB 598, CCS HCS SS SB 608, HCS SCS SB 623, SS SCS SBs 627 & 925, SCS SB 629, SCS SB 644, SS SCS SB 652, CCS HCS SB 655, CCS HCS SB 660, SB 683, CCS HCS SB 687, SS SB 705, CCS HCS SS SCS SB 707, SB 708, CCS HCS SB 743, SB 768, HCS SCS SB 769, CCS HCS SB 773, CCS HCS SS SCS SB 775, HCS SS SCS SB 782, HCS SB 793, HCS SB 800, SS#2 SCS SB 802, CCS HCS SB 806, CCS HCS SCS SBs 807 & 577, SCS SB 814, CCS SB 819, CCS HCS SS SCS SB 826, SB 840, CCS HCS SS SCS SB 843, SCS SB 862, CCS HCS SS SB 870, HCS SB 871, CCS HCS SS SB 881, SS SB 882, CCS SB 884, SB 891, CCS SCS SB 892, HCS SS SCS SBs 894 & 921, SS SCS SB 907, HCS SCS SB 917, CCS HCS SB 951, SB 954, SB 981, SS SB 982, SCS SB 990, SCS SBs 999 & 1000 and SCS SB 1007** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

CONSTITUTIONAL OBJECTIONS

Representative Moon offered objections to **SB 573, HCS SS SCS SBs 603, 576 & 898, HCS SB 659** and **CCS HCS SCS SB 718**, which were appended to the bills.

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – **SB 573**

Missouri’s Constitution states in Article III, section 23, “No bill shall contain more than one subject which shall be clearly expressed in its title....”

The original purpose of SB 573 was “relating to income tax deductions for military personnel.”

The bill’s subject was amended to include language, relating to the flying of MIA/POW flags, which clearly changes the subject of the bill.

As such, it appears that SB 573 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – **HCS SS SCS SBs 603, 576 & 898**

Missouri’s Constitution states in Article III, section 23, “No bill shall contain more than one subject which shall be clearly expressed in its title....”

The original purpose of HCS SS SCS SBs 603, 576 & 898 was “relating to course access in education.” The bill’s subject was amended to include language “relating to virtual education.”

As such, it appears that HCS SS SCS SBs 603, 576 & 898 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – HCS SB 659

Missouri’s Constitution states in Article III, section 23, “No bill shall contain more than one subject which shall be clearly expressed in its title....”

The original purpose of SB 659 was “relating to grants to assist in financing certain utility projects.” The bill’s subject was amended to include language “relating to the department of natural resources.”

As such, it appears that HCS SB 659 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

May 30, 2018

Adam Crumbliss
Chief Clerk of the House
Room 317
201 Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – CCS HCS SCS SB 718

Missouri’s Constitution states in Article III, section 23, “No bill shall contain more than one subject which shall be clearly expressed in its title....”

The original purpose of SB 718 was “relating to maintenance medication.” The bill’s subject title was amended by House amendment 1 to “health care” in order to broaden the scope of the legislation.

As such, it appears that CCS HCS SCS SB 718 is in violation of the provisions authorized by the state Constitution.

/s/ Mike Moon
District 157

SIGNING OF SENATE BILLS

All other business of the House was suspended while **SB 573, HCS SS SCS SBs 603, 576 & 898, HCS SB 659** and **CCS HCS SCS SB 718** were read at length and were signed by the Speaker to the end that the same may become law.

The following members' presence was noted: Alferman, Anders, Andrews, Austin, Bahr, Barnes (60), Berry, Bondon, Brown (27), Chipman, Christofanelli, Conway (10), Cookson, Curtman, DeGroot, Dinkins, Dogan, Dohrman, Eggleston, Evans, Fitzwater, Francis, Gannon, Gray, Haahr, Hansen, Harris, Henderson, Houghton, Houx, Hurst, Kelley (127), Kendrick, Kidd,

Kolkmeier, Korman, Lant, Love, Lynch, Marshall, Miller, Mitten, Moon, Neely, Pfautsch, Pierson Jr, Razer, Reiboldt, Reisch, Remole, Rhoads, Richardson, Roeber, Ross, Rowland (155), Shull (16), Smith (163), Sommer, Stacy, Tate, Trent, Vescovo, Walsh, Washington, and Wood.

ADJOURNMENT

The Speaker declared the House of Representatives of the Ninety-ninth General Assembly convened in the Second Regular Session on January 3, 2018, adjourned sine die as of midnight, May 30, 2018, in accordance with the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-THIRD DAY, MONDAY, MAY 14, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Ken Wilson.

Heavenly Father, we know of no better way to begin the work of this last week of session than by seeking Your guidance and Your counsel for our lives. We thank You for giving us access to You through prayer and for the delight You take in listening. We ask for forgiveness for the times that we only go through the motions with our prayer life. Give each of us a pure heart to believe and not doubt. Lord, we want to trust not only that You hear us but that You'll help us. We want to trust in Your greater purposes for the countless things that we do not know, see, or understand.

Father, we the members of this honorable body we come before You united in our prayers for Your blessing, Your guidance, and Your help, that we may faithfully do what is best for the people and what is right in Your sight. We pray that we the members will work together as a team for the welfare of all Your people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-second day was approved as printed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Miller	Mitten	Morgan	Morse 151	Muntzel
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts

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Roden	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Sommer	Stacy	Stevens 46	Swan	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 039

Adams	Arthur	Barnes 60	Beard	Brown 27
Brown 57	Cornejo	Curtis	Ellington	Engler
Fitzpatrick	Fraker	Gannon	Green	Hansen
Justus	Love	May	McGee	Merideth 80
Messenger	Moon	Morris 140	Mosley	Neely
Peters	Pietzman	Plocher	Pogue	Rehder
Roerber	Rone	Rowland 29	Smith 163	Spencer
Stephens 128	Tate	Unsicker	Washington	

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was read the second time:

SCR 49, relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 79**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Conway (104), Haefner, Morris (140), Swan, Wiemann and Wood

Noes (2): Morgan and Wessels

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1633, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SBs 632 & 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Haefner, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (1): Morgan

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 775, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Smith (163) and Unsicker

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1428** entitled:

An act to repeal sections 49.060 and 105.030, RSMo, and to enact in lieu thereof two new sections relating to vacancies in elected offices.

With Senate Amendment No. 1

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1428, Page 1, Section A, Line 3 of said page, by inserting after all of said line the following:

“26.235. Whenever a vacancy exists in the office of lieutenant governor, the governor shall immediately appoint, with the advice and consent of the senate, a person to fill such vacancy for the remainder of the term in which the vacancy occurred, who shall continue in office until a successor shall have been duly elected and qualified pursuant to article IV of the Missouri constitution.”; and

Further amend said bill, Page 2, Section 105.030, Line 11 of said page, by striking “lieutenant governor,”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SB 718, as amended**.

Senators: Eigel, Onder, Sater, Holsman, Nasheed

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

Speaker Pro Tem Haahr assumed the Chair.

Representative Ross assumed the Chair.

Representative Washington made a substitute motion that the House refuse to adopt **SS SCS HB 1633, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Alferman	Anderson	Austin	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 019

Andrews	Bahr	Brown 27	Brown 57	Ellebracht
Green	Haahr	Harris	Korman	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Rowland 29	Schroer	Smith 163	Walker 74	

VACANCIES: 002

Representative Washington again moved that the House refuse to adopt **SS SCS HB 1633, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Washington:

AYES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols

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Pierson Jr	Quade	Razer	Revis	Roberts
Runions	Shumake	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

NOES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Brown 57	Cookson	Ellebracht	Green
Korman	Messenger	Newman	Peters	Pogue
Roden	Rowland 29	Schroer	Smith 163	Walker 74

VACANCIES: 002

SS SCS HB 1633, as amended, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 581, relating to landlord tenant actions, was taken up by Representative Cross.

On motion of Representative Cross, the title of **HCS SB 581** was agreed to.

Representative Ellington raised a point of order that a member was in violation of Rule 85.

Representative Plocher raised a point of order that the point of order was not timely.

Representative Ross requested parliamentary rulings.

The Parliamentary Committee ruled the points of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfausch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Brown 57	Conway 104	Fitzpatrick
Haahr	Higdon	Korman	McDaniel	Messenger
Moon	Newman	Peters	Pogue	Roeber
Rowland 29	Schroer	Smith 163	Swan	Walker 74
Mr. Speaker				

VACANCIES: 002

On motion of Representative Cross, **HCS SB 581** was adopted by the following vote:

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AYES: 102

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood			

NOES: 044

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Fitzpatrick
Franks Jr	Gray	Green	Kendrick	Kidd
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Moon	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels	White	

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Brown 27	Brown 57	Cookson	Haahr
Higdon	McDaniel	Messenger	Mitten	Newman
Peters	Pogue	Rowland 29	Smith 163	Mr. Speaker

VACANCIES: 002

On motion of Representative Cross, **HCS SB 581** was read the third time and passed by the following vote:

AYES: 101

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker

Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 043

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Fitzpatrick
Franks Jr	Green	Kendrick	Kidd	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels	White		

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Brown 57	Cookson	Gray
Haahr	Higdon	McDaniel	Messenger	Newman
Peters	Pogue	Rhoads	Rowland 29	Smith 85
Smith 163	Stacy			

VACANCIES: 002

Representative Ross declared the bill passed.

HCS SB 871, relating to court administration, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS SB 871** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 871, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"455.513. 1. **The court may immediately issue an ex parte order of protection** upon the filing of a verified petition under sections 455.500 to 455.538, for good cause shown in the petition, and upon finding that:

(1) No prior order regarding custody **involving the respondent and the child** is pending or has been made; or ~~[that]~~

(2) The respondent is less than seventeen years of age~~[-, the court may immediately issue an ex parte order of protection].~~

An immediate and present danger of domestic violence, stalking, or sexual assault to a child shall constitute good cause for purposes of this section. An ex parte order of protection entered by the court shall be in effect until the time of the hearing. The court shall deny the ex parte order and dismiss the petition if the petitioner is not authorized to seek relief pursuant to section 455.505.

2. Upon the entry of the ex parte order of protection, the court shall enter its order appointing a guardian ad litem or court-appointed special advocate to represent the child victim.

3. If the allegations in the petition would give rise to jurisdiction under section 211.031, the court may direct the children's division to conduct an investigation and to provide appropriate services. The division shall submit a written investigative report to the court and to the juvenile officer within thirty days of being ordered to do so. The report shall be made available to the parties and the guardian ad litem or court-appointed special advocate.

4. If the allegations in the petition would give rise to jurisdiction under section 211.031 because the respondent is less than seventeen years of age, the court may issue an ex parte order and shall transfer the case to juvenile court for a hearing on a full order of protection. Service of process shall be made pursuant to section 455.035."; and

Further amend said bill, Page 2, Section 478.625, Line 7, by inserting immediately after said section and line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of his office thereto, or if none be provided, then his private seal; keep a perfect account of all moneys coming into his hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Redmon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 871, Page 3, Section 488.2250, Line 19, by inserting after all of said section and line the following:

"516.105. 1. All actions against physicians, hospitals, dentists, registered or licensed practical nurses, optometrists, podiatrists, pharmacists, chiropractors, professional physical therapists, mental health professionals licensed under chapter 337, and any other entity providing health care services and all employees of any of the foregoing acting in the course and scope of their employment, for damages for malpractice, negligence, error or mistake related to health care shall be brought within two years from the date of occurrence of the act of neglect complained of, except that:

(1) In cases in which the act of neglect complained of is introducing and negligently permitting any foreign object to remain within the body of a living person, the action shall be brought within two years from the date of the discovery of such alleged negligence, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligence, whichever date first occurs; and

(2) In cases in which the act of neglect complained of is the negligent failure to inform the patient of the results of medical tests, the action for failure to inform shall be brought within two years from the date of the discovery of such alleged negligent failure to inform, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligent failure to inform, whichever date first occurs; except that, no such action shall be brought for any negligent failure to inform about the results of medical tests performed more than two years before August 28, 1999. For purposes of this subdivision, the act of neglect based on the negligent failure to inform the patient of the results of medical tests shall not include the act of informing the patient of the results of negligently performed medical tests or the act of informing the patient of erroneous test results; and

(3) In cases in which the person bringing the action is a minor less than eighteen years of age, such minor shall have until his or her twentieth birthday to bring such action.

In no event shall any action for damages for malpractice, error, or mistake be commenced after the expiration of ten years from the date of the act of neglect complained of or for two years from a minor's eighteenth birthday, whichever is later.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.

537.100. **1.** Every action instituted under section 537.080 shall be commenced within three years after the cause of action shall accrue; provided, that if any defendant, whether a resident or nonresident of the state at the time any such cause of action accrues, shall then or thereafter be absent or depart from the state, so that personal service cannot be had upon such defendant in the state in any such action heretofore or hereafter accruing, the time during which such defendant is so absent from the state shall not be deemed or taken as any part of the time limited for the commencement of such action against him; and provided, that if any such action shall have been commenced within the time prescribed in this section, and the plaintiff therein take or suffer a nonsuit, or after a verdict for him the judgment be arrested, or after a judgment for him the same be reversed on appeal or error, such plaintiff may commence a new action from time to time within one year after such nonsuit suffered or such judgment arrested or reversed; and in determining whether such new action has been begun within the period so limited, the time during which such nonresident or absent defendant is so absent from the state shall not be deemed or taken as any part of such period of limitation.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127

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Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 037

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Smith 85	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 025

Anders	Barnes 60	Brown 27	Brown 57	Cookson
Curtis	Ellebracht	Ellington	Engler	Fraker
Haahr	Higdon	Houx	Messenger	Miller
Newman	Peters	Pogue	Rhoads	Rowland 29
Runions	Smith 163	Stevens 46	Wilson	Mr. Speaker

VACANCIES: 002

On motion of Representative Redmon, **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 871, Page 2, Section 478.625, Line 7, by inserting after all of said section and line the following:

"488.012. 1. Beginning July 1, 1997, the clerk of each court of this state responsible for collecting court costs shall collect the court costs authorized by statute, in such amounts as are authorized by supreme court rule adopted pursuant to sections 488.010 to 488.020. Court costs due and payable prior to July 1, 1997, shall not be affected by the adoption of this rule.

2. The supreme court shall set the amount of court costs authorized by statute, at levels to produce revenue which shall not substantially exceed the total of the proportion of the costs associated with administration of the judicial system defrayed by fees, miscellaneous charges and surcharges.

3. Prior to adjustment by the supreme court, the following fees, costs and charges shall be collected:

- (1) Five dollars for the filing of a lien, pursuant to section 429.090;
- (2) Ten dollars for maintaining child support enforcement records, pursuant to section 452.345;
- (3) Ten dollars for a notice to a judgment creditor of a distributee, pursuant to section 473.618;
- (4) Three dollars for receiving and keeping a will, pursuant to section 474.510;

- (5) ~~[Seven]~~ **Twenty-five** dollars for the statewide court automation fund, pursuant to section 488.027;
- (6) Twelve dollars for municipal court costs, fifteen dollars for municipal ordinance violations filed before an associate circuit judge and thirty dollars for applications for a trial de novo of a municipal ordinance violation, pursuant to section 479.260;
- (7) Five dollars for small claims court cases where less than one hundred dollars is in dispute, and ten dollars in all other small claims court cases, pursuant to section 482.345;
- (8) Fifty dollars for appeals, pursuant to section 483.500;
- (9) Fifteen dollars in misdemeanor cases where there is no application for trial de novo, pursuant to section 483.530;
- (10) Forty-five dollars for applications for a trial de novo for misdemeanor cases, pursuant to section 483.530;
- (11) Fifteen dollars for each preliminary hearing in felony cases, pursuant to section 483.530;
- (12) Thirty dollars for each information or indictment filed in felony cases, pursuant to section 483.530;
- (13) Fifteen dollars for each associate circuit court case filed, and one dollar for each additional summons issued in such cases, pursuant to section 483.530;
- (14) Forty-five dollars for applications for trial de novo from small claims court and associate circuit court and forty-five dollars for filing of other cases, pursuant to section 483.530;
- (15) One dollar and fifty cents for a certificate of naturalization, pursuant to section 483.535;
- (16) When letters are applied for in probate proceedings, pursuant to section 483.580, when the value of the estate is:
 - (a) Less than \$10,000 \$ 75.00
 - (b) From \$10,000 to \$25,000 115.00
 - (c) From \$25,000 to \$50,000 155.00
 - (d) From \$50,000 to \$100,000 245.00
 - (e) From \$100,000 to \$500,000 305.00
 - (f) More than \$500,000 365.00;
- (17) Thirty dollars for each additional twelve months a decedent's estate remains open, pursuant to section 483.580;
- (18) In proceedings regarding guardianships and conservatorships, pursuant to section 483.580:
 - (a) Twenty-five dollars for each grant of letters for guardianship of a minor;
 - (b) Fifty dollars for each grant of letters for guardianship of an incapacitated person;
 - (c) Sixty dollars for each grant of letters for guardianship of the person and conservatorship of the estate of a minor;
 - (d) Twenty-five dollars for each additional twelve months a conservatorship of a minor's estate case remains open;
 - (e) Seventy-five dollars for each grant of letters in guardianship and conservatorship of incapacitated persons and their estates;
 - (f) Thirty dollars for each additional twelve months an incapacitated person's case remains open;
- (19) Fifteen dollars for issuing orders refusing to grant letters to a spouse or an unmarried minor child and thirty dollars for a certified copy of such orders, pursuant to section 483.580;
- (20) In probate proceedings, pursuant to section 483.580:
 - (a) Thirty-five dollars for the collection of small estates;
 - (b) Thirty-five dollars for involuntary hospitalization proceedings;
 - (c) Thirty dollars for proceedings to determine heirship;
 - (d) Fifteen dollars for assessment of estate taxes where no letters are granted;
 - (e) Fifty dollars for proceedings for the sale of real estate by a nonresident conservator;
 - (f) Forty dollars for proceedings to dispense with administration;
 - (g) Twenty dollars for proceedings to dispense with conservatorship;
 - (h) Twenty-five dollars for admitting a will to probate;
 - (i) One dollar per copied page and one dollar and fifty cents per certificate;
- (21) One dollar and fifty cents per page for testimony transcription, pursuant to section 488.2250;
- (22) Fifteen dollars for court reporters, pursuant to section 488.2253;
- (23) Three dollars for witness fees per day, and four dollars when the witness must travel to another county, pursuant to section 491.280."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Chipman
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walsh	White	Wiemann	Wood	

NOES: 036

Arthur	Bangert	Barnes 28	Beck	Burnett
Burns	Butler	Carpenter	Conway 10	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Smith 85	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 031

Adams	Anders	Austin	Bahr	Baringer
Barnes 60	Berry	Brown 27	Brown 57	Christofanelli
Cross	Curtis	Fraker	Haahr	Higdon
Houx	Kelley 127	Marshall	McCann Beatty	Messenger
Newman	Peters	Pogue	Rhoads	Rowland 29
Smith 163	Stevens 46	Walker 3	Walker 74	Wilson
Mr. Speaker				

VACANCIES: 002

House Amendment No. 3 was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Berry	Brown 27	Brown 57	Christofanelli
Conway 104	Curtis	Dinkins	Ellebracht	Ellington
Fitzwater	Haahr	Higdon	Houx	Kelley 127
McCann Beatty	Messenger	Newman	Peters	Pogue
Rowland 29	Smith 85	Smith 163	Mr. Speaker	

VACANCIES: 002

On motion of Representative Trent, **HCS SB 871, as amended**, was adopted.

On motion of Representative Trent, **HCS SB 871, as amended**, was read the third time and passed by the following vote:

AYES: 122

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Burnett	Butler	Carpenter

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Chipman	Christofanelli	Cookson	Corlew	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McGaugh
McGee	Meredith 71	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 022

Adams	Beck	Burns	Curtis	Franks Jr
Gray	Green	Hurst	Johnson	Lavender
Marshall	McCann Beatty	McDaniel	Merideth 80	Moon
Mosley	Pierson Jr	Quade	Revis	Unsicker
Walker 74	Washington			

PRESENT: 002

Conway 10	Cornejo
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ABSENT WITH LEAVE: 015

Barnes 60	Brown 27	Brown 57	Conway 104	Ellebracht
Ellington	Higdon	Houx	Messenger	Newman
Peters	Pogue	Rowland 29	Smith 85	Smith 163

VACANCIES: 002

Representative Ross declared the bill passed.

SB 757, as amended, with House Amendment No. 2, pending, relating to political subdivisions, was taken up by Representative Tate.

House Amendment No. 2 was withdrawn.

Representative Eggleston offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"115.124. 1. Notwithstanding any other law to the contrary, in a nonpartisan election in any political subdivision or special district including municipal elections in any city, town, or village with ~~[one]~~ **two** thousand or fewer inhabitants that have adopted a proposal pursuant to subsection 3 of this section but excluding municipal elections in any city, town, or village with more than ~~[one]~~ **two** thousand inhabitants, if the notice provided for in subsection 5 of section 115.127 has been published in at least one newspaper of general circulation as defined in section 493.050 in the district, and ~~[if the number of candidates who have filed for a particular office is equal to the number of positions in that office to be filled by the election, no election shall be held for such office]~~ **if the number of candidates for each office in a particular political subdivision, special district, or municipality is equal to the number of positions for each office within the political subdivision, special district, or municipality to be filled by the election and no ballot measure is placed on the ballot such that a particular political subdivision will owe no proportional elections costs if an election is not held, no election shall be held,** and the candidates shall assume the responsibilities of their offices at the same time and in the same manner as if they had been elected. If no election is held for ~~[such office]~~ **a particular political subdivision, special district, or municipality** as provided in this section, the election authority shall publish a notice containing the names of the candidates that shall assume the responsibilities of office under this section. Such notice shall be published in at least one newspaper of general circulation as defined in section 493.050 in such political subdivision or district by the first of the month in which the election would have occurred, had it been contested. Notwithstanding any other provision of law to the contrary, if at any election the number of candidates filing for a particular office exceeds the number of positions to be filled at such election, the election authority shall hold the election as scheduled, even if a sufficient number of candidates withdraw from such contest for that office so that the number of candidates remaining after the filing deadline is equal to the number of positions to be filled.

2. The election authority or political subdivision responsible for the oversight of the filing of candidates in any nonpartisan election in any political subdivision or special district shall clearly designate where candidates shall form a line to effectuate such filings and determine the order of such filings; except that, in the case of candidates who file a declaration of candidacy with the election authority or political subdivision prior to 5:00 p.m. on the first day for filing, the election authority or political subdivision may determine by random drawing the order in which such candidates' names shall appear on the ballot. If a drawing is conducted pursuant to this subsection, it shall be conducted so that each candidate, or candidate's representative if the candidate filed under subsection 2 of section 115.355, may draw a number at random at the time of filing. If such drawing is conducted, the election authority or political subdivision shall record the number drawn with the candidate's declaration of candidacy. If such drawing is conducted, the names of candidates filing on the first day of filing for each office on each ballot shall be listed in ascending order of the numbers so drawn.

3. The governing body of any city, town, or village with ~~[one]~~ **two** thousand or fewer inhabitants may submit to the voters at any available election, a question to adopt the provisions of subsection 1 of this section for municipal elections. If a majority of the votes cast by the qualified voters voting thereon are in favor of the question, then the city, town, or village shall conduct nonpartisan municipal elections as provided in subsection 1 of this section for all nonpartisan elections remaining in the year in which the proposal was adopted and for the six calendar years immediately following such approval. At the end of such six-year period, each such city, town, or village shall be prohibited from conducting such elections in such a manner unless such a question is again adopted by the majority of qualified voters as provided in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 3** was adopted.

Representative Redmon offered **House Amendment No. 4.**

House Amendment No. 4

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement

shall be made on an annual basis, **unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation.** The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination, **excluding the pre-trip inspection portion of the commercial driver's license skills test**, shall be completed annually **to retain the school bus endorsement.**

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 4** was adopted.

Representative Sommer offered **House Amendment No. 5.**

House Amendment No. 5

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"160.066. 1. By September 1, 2019, each public school district and each charter school shall develop, maintain, and make publicly available, at a minimum, a searchable expenditure and revenue document or database detailing actual income, expenditures, and disbursements for the current calendar or fiscal year on its district or school website, which may be in the format of a searchable PDF, document, or spreadsheet. If the public school district or charter school does not provide the aforementioned detailed financial and budgetary information on its website, then a direct link to the department of elementary and secondary education's website, which has detailed financial and budgetary information about the public school district or charter school, shall be provided on the district's website. The site shall contain only information that is a public record or that is not confidential or otherwise protected from public disclosure under state or federal law.

2. The public school district or charter school shall, to the extent practicable, update the financial data contained on the site no less frequently than every quarter and provide the data in a structured format. The public school district or charter school shall archive the financial data, which shall remain accessible and searchable, for a minimum of ten years.

3. By January 1, 2019, the department of elementary and secondary education shall create a template for voluntary use by school districts needing assistance with the online posting of the information specified in subsection 1 of this section. The template may include both the type of electronic file posted as well as the information to be included in the posting. The department may take into consideration any existing templates or reports developed by the department for purposes of financial reporting. In the event that a school district or charter school does not maintain a website, this information shall be accessible through the department.

4. Nothing in this section shall direct or require a school district or charter school to post online any personal information relating to payroll including, but not limited to, payroll deductions, payroll contributions, or any other information that is confidential or otherwise protected from public disclosure under state or federal law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 5** was adopted.

Representative Evans offered **House Amendment No. 6**.

House Amendment No. 6

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after all of said section and line the following:

"610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.

2. A civil investigative demand issued under this section shall:

- (1) State the statute or statutes that the attorney general believes may have been violated;
- (2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;
- (3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;
- (4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 6** was adopted.

Representative Franks Jr offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address~~[-except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities].~~ Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot.

115.970. 1. Notwithstanding any other provision of law, the office of the secretary of state shall establish a process to conduct automatic voter registration based on driver's license information which shall provide recommendations to local election authorities for the automatic registration of eligible voters.

2. The department of revenue and the motor vehicle and driver licensing division shall, periodically as required by rule or policy, provide the secretary of state's office with such information as the office of the secretary of state specifies is necessary to conduct recommendations for automatic voter registration.

3. The office of the secretary of state shall provide lists of nonbinding recommendations for inclusion on voter registration lists to local election authorities and such authorities shall include such recommendations on voter registration lists subject to existing verification procedures for determining whether an individual is eligible to register to vote and eligible to vote. Local election authorities shall retain full jurisdiction and power to decline to register individuals not verified to be eligible to vote and to remove the names of individuals who are no longer eligible to vote from voter registration lists.

4. Within two months of receipt of a proposed voter registration list, but prior to including a recommended individual on a voter registration list, the local election authority shall send notice of potential automatic registration which shall include a paid postcard for purposes of declining registration. If, after a period of one month, the postcard is not returned to the local election authority, the individual's name shall be added to the voter registration list; except that, any time a postcard is received, the individual's name shall be removed from the voter registration list. This subsection shall not be construed to prevent removal from voter registration lists by any other method allowed under this chapter.

5. The provisions of this section allow for automatic voter registration in addition to any other method of registration allowed under this chapter and shall not be interpreted to invalidate any other method for voter registration.

6. The provisions of this section with regard to the office of the secretary of state, the department of revenue, and local election authorities shall be subject to the appropriation and payment of funds necessary to conduct automatic voter registration and verification procedures.

7. The office of the secretary of state may promulgate all necessary rules for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 7** was adopted.

Representative Dogan offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person ~~[employed specifically for the purpose of attempting]~~ **who, as a part of his or her regular employment duties, attempts** to influence any action by:

(a) A local government official elected in a county, city, town, or village ~~[with an annual operating budget of over ten million dollars];~~

(b) A superintendent or school board member of a school district; or

(c) A member of the governing body of a charter school;

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the

judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

- a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;
- b. Participating in public hearings or public proceedings on rules, grants, or other matters;
- c. Responding to any request for information made by any judge or employee of the judicial branch of government;
- d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or
- e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

- (a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or
- (b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or
- (c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or
- (d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

- a. Responding to any request for information made by any public official or employee of the legislative branch of government;
- b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;
- c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;
- d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

~~[105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is~~

employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;

b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

~~—e. All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;~~

~~(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not for profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;~~

~~(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.~~

~~4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~

~~—5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.~~

~~6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.~~

~~7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.~~

~~8. Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.~~

~~9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.~~

~~10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.~~

~~11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the~~

lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

~~12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.~~

~~13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.]~~

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works; **and, for elected local government official lobbyists, the local government entity to be lobbied.** The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

a. All members of the senate;
b. All members of the house of representatives;
c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 8** was adopted.

Representative Franks Jr, having voted on the prevailing side, moved that the vote by which **House Amendment No. 7 to SB 757, as amended**, was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 132

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 006

Anders	Beck	Merideth 80	Pierson Jr	Roberts
Runions				

PRESENT: 002

Conway 10	Ellington
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ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Curtis	Green	Haahr
Higdon	Matthiesen	Messenger	Mitten	Newman
Peters	Phillips	Pogue	Rhoads	Rowland 29
Schroer	Smith 85	Smith 163	Walker 74	Washington
Mr. Speaker				

VACANCIES: 002

House Amendment No. 7 was withdrawn.

Representative Franks Jr offered **House Amendment No. 9.**

House Amendment No. 9

AMEND Senate Bill No. 757, Page 5, Section 70.370, Line 128, by inserting after all of said section and line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address~~[-, except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities].~~ Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman

Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Bondon	Brown 27	Green	Haahr
Henderson	Higdon	Messenger	Miller	Mitten
Newman	Peters	Phillips	Pogue	Rhoads
Rowland 29	Schroer	Smith 85	Smith 163	Wessels

VACANCIES: 002

On motion of Representative Franks Jr, **House Amendment No. 9** was adopted.

On motion of Representative Tate, **SB 757, as amended**, was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler

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Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	Meredith 71	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfausch	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 015

Burnett	Ellington	Hurst	Marshall	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Moon	Morgan	Quade	Spencer	Walker 74

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Curtman	Gray	Green
Haahr	Higdon	Messenger	Miller	Mitten
Newman	Peters	Phillips	Pogue	Rhoads
Rowland 29	Schroer	Smith 85	Smith 163	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 79, relating to labor organizations, was taken up by Representative Brattin.

Speaker Richardson resumed the Chair.

Representative Johnson assumed the Chair.

Representative Kendrick raised a point of order that a member was in violation of Rule 85.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement and advised members to confine their remarks to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	McDaniel	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Curtis	Ellebracht	Ellington	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Runions	Stevens 46	Unsicker
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Conway 10	Cookson	Corlew
Curtman	Franks Jr	Higdon	Kidd	Marshall
Matthiesen	McGaugh	McGee	Meredith 71	Messenger
Mitten	Newman	Peters	Pogue	Rowland 29
Smith 85	Smith 163	Walker 74	Washington	

VACANCIES: 002

On motion of Representative Brattin, **HJR 79** was read the third time and passed by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cornejo	Cross	Curtis	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Schroer	Shaul 113	Shull 16	Shumake	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 054

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 104	Corlew	Dinkins	Ellebracht
Ellington	Engler	Franks Jr	Gannon	Gray
Green	Hannegan	Harris	Henderson	Kendrick
Kidd	Korman	Lavender	Marshall	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Roden
Runions	Ruth	Sommer	Stevens 46	Tate
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Conway 10	Cookson	Curtman
Higdon	McGee	Messenger	Newman	Peters
Pogue	Rowland 29	Smith 85	Smith 163	

VACANCIES: 002

Representative Johnson declared the bill passed.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS HB 1428, as amended - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 49 - Economic Development

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS#2 SS#2 SCS SB 1050 - Fiscal Review

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS#2 SCS SB 949**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (8): Austin, Barnes (60), Berry, Johnson, Mathews, Roeber, Sommer and Wiemann

Noes (5): Carpenter, Engler, Franks Jr., Runions and Unsicker

Absent (1): Evans

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Eric R. Greitens.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly “whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in “equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly “when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based.”

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that, through the third quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 14th day of May 2018.

/s/ Eric R. Greitens
Governor

Attest:

/s/ Jay Ashcroft
Secretary of State

Exhibit A		
Budget		
Appropriation		
Line		
#	Agency	
1	ELEM & SEC EDUCATION-OPER	02.015
2	REVENUE-OPERATING	04.105
3	REVENUE-OPERATING	04.110
4	AGRICULTURE-OPERATING	06.090
5	NATURAL RESOURCES-OPER	06.225
6	PUBLIC SAFETY-OPERATING	08.330
7	MENTAL HEALTH-OPERATING	10.065
8	HEALTH & SENIOR SERVICES-OPER	10.714
9	SOCIAL SERVICES-OPERATING	11.235
10	SOCIAL SERVICES-OPERATING	11.505
11	LT. GOVERNOR-OPERATING	12.020
12	JUDICIARY-OPERATING	12.300
13	JUDICIARY-OPERATING	12.300
14	JUDICIARY-OPERATING	12.340
15	LEGISLATURE-OPERATING	12.510
16	LEGISLATURE-OPERATING	12.515

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 660**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 660, with House Amendment Nos. 1, 2, 3, 4, and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 660, as amended;
2. That the Senate recede from its position on Senate Bill No. 660;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 660, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jeanie Riddle
/s/ David Sater
/s/ Dan Hegeman
/s/ Jill Schupp
Jason Holsman

FOR THE HOUSE:

/s/ Travis Fitzwater
/s/ Becky Ruth
/s/ Diane Franklin
/s/ Cora Faith Walker (74)
/s/ Martha Stevens (46)

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 687**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 687, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 687, as amended;
2. That the Senate recede from its position on Senate Bill No. 687;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 687 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Sater
/s/ Gary Romine
/s/ Dan Hegeman
Jason Holsman
/s/ Scott Sifton

FOR THE HOUSE:

/s/ Lyle Rowland (155)
/s/ David Wood
/s/ Kathryn Swan
/s/ Kip Kendrick
/s/ Judy Morgan

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 743**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 743, with House Amendment Nos. 1, 2, 3, 4, 5, 6, 7, and 8, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9 as amended, House Amendment Nos. 10, 11, and 12, House Substitute Amendment No. 1 for House Amendment No. 13, House Amendment Nos. 14, 15, and 16, House Amendment No. 1 to House Amendment No. 17, House Amendment No. 17 as amended, House Amendment Nos. 18, 19, 20, 22, 23, 24 and 25, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 743, as amended;
2. That the Senate recede from its position on Senate Bill No. 743;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 743 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Sater
/s/ Gary Romine
/s/ Jay Wasson
/s/ Jason Holsman
/s/ Scott Sifton

FOR THE HOUSE:

/s/ Craig Redmon
/s/ Lyndall Fraker
/s/ Rebecca Roeber
/s/ Ingrid Burnett
/s/ Judy Morgan

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SB 660, as amended - Fiscal Review
CCR HCS SB 687, as amended - Fiscal Review
CCR HCS SB 743, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 11:00 a.m., Tuesday, May 15, 2018.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Tuesday, May 15, 2018, 1:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Notice: Time changed to 1:00 PM.

CANCELLED

BUDGET

Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Annual review of state tax credits.

ECONOMIC DEVELOPMENT

Tuesday, May 15, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: SCR 49

Executive session will be held: SCR 49

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 15, 2018, 9:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 16, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HCR 108

Executive session will be held: HCR 108

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 16, 2018, 12:00 PM or upon conclusion of morning session, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 15, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Room change to Hearing Room 5.

CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 16, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Room change to Hearing Room 5.

CORRECTED

HOUSE CALENDAR

SEVENTY-FOURTH DAY, TUESDAY, MAY 15, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter

HB 2480 - Rhoads

HCS HB 2580 - Bondon

HB 2681 - Corlew

HCS HB 2247 - Roeber

HB 2384 - Barnes (60)

HB 1662 - Swan

HCS HB 1857 - Shaul (113)

HCS HB 1803 - Matthiesen

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HB 2460 - Vescovo

HB 1590 - Smith (163)

HB 2381 - Sommer

HB 2352 - Fraker

HB 1728 - Lant

HB 1378 - Trent

HCS HB 1424 - Roeber

HB 1569 - Christofanelli

HCS HB 1549 - Alferman

HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer

HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HB 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SB 655 - Bahr
HCS SS#2 SCS SB 949 - Kelley (127)
HCS#2 SS#2 SCS SB 1050, (Fiscal Review 5/14/18), E.C. - Reiboldt
HCS#2 SS SB 704 - Dogan

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 575 - Trent
SB 891 - Shaul (113)
HCS SS SCS SB 966 - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross
HCS SS SCS SB 547 - Curtman
SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981 - Engler
HCS SB 808 - Bondon
HCS SB 884 - Wiemann
HCS SB 773 - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675 - Engler
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads
SS SCS HB 1633, as amended - Corlew
SS HB 1428, as amended, (Fiscal Review 5/14/18) - Muntzel

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1350, as amended (request Senate recede/grant conference) - Smith (163)
HCS SS SCS SBS 603, 576 & 898, as amended (request House recede/grant conference/exceed differences) - Spencer

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross
CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended - Fitzpatrick
CCR HCS SB 660, as amended, (Fiscal Review 5/14/18) - Fitzwater
HCS SB 806, as amended - Neely
CCR HCS SB 743, as amended, (Fiscal Review 5/14/18) - Redmon
CCR HCS SB 687, as amended, (Fiscal Review 5/14/18) - Rowland (155)
HCS SCS SB 718, as amended - Rhoads

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-FOURTH DAY, TUESDAY, MAY 15, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Alferman	Barnes 60	Basye	Bernskoetter	Black
Bondon	Burns	Cookson	DeGroot	Engler
Evans	Fitzpatrick	Fraker	Grier	Hannegan
Hansen	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Korman	Lant	Lauer	Morris 140
Morse 151	Muntzel	Neely	Phillips	Redmon
Reiboldt	Reisch	Remole	Roeber	Taylor
Walsh	White			

NOES: 000

PRESENT: 078

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 28	Beard	Berry	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Fitzwater	Francis	Franklin
Frederick	Gray	Gregory	Haahr	Haefner
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kidd	Knight	Kolkmeyer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCreery	McGaugh	Miller	Moon
Nichols	Pfautsch	Pietzman	Pike	Rehder
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Tate
Trent	Vescovo	Walker 3	Washington	Wiemann
Wilson	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 046

Adams	Anders	Arthur	Bangert	Beck
Brown 27	Burnett	Butler	Carpenter	Conway 10
Curtis	Curtman	Ellington	Franks Jr	Gannon

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Green	Kendrick	Lavender	May	McCann Beatty
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Mosley	Newman	Peters
Pierson Jr	Plocher	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Smith 85
Spencer	Stevens 46	Swan	Unsicker	Walker 74
Wessels				

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The name of the Lord is a strong tower; the righteous man runs into it and is safe. (Proverbs 18:10)

Almighty and Ancient God, who is a strong defender of all who put their sacred trust in You, we, Your humble children, come to You with gratitude for Your steadfast love, praying that You will continue to be our refuge and strength in every hour of this final week. Grant us insight and courage to avoid the voice of moral compromise and to shy away from all that is morally or ethically questionable.

In hours of decision, during times of temptation, through days of responsibility, and in periods of suffering, may we have the gift of an inward peace that comes to those whose minds are stayed on You. Teach us to value a clear conscience, a clean mind, a pure heart, and a sense of Your presence before all the honors and glory earthly things can bring us.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Erin Victoria Dorris and Jordan Amir Smith.

The Journal of the seventy-third day was approved as printed by the following vote:

AYES: 130

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burns	Butler
Chipman	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole

Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 030

Anders	Barnes 60	Bernskoetter	Brown 27	Carpenter
Christofanelli	Conway 10	Curtis	Curtman	Ellington
Fitzpatrick	Franks Jr	Green	Korman	McDaniel
Messenger	Mitten	Moon	Newman	Peters
Plocher	Pogue	Rhoads	Rowland 29	Smith 85
Smith 163	Stephens 128	Stevens 46	Washington	Wessels

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1428, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (4): Alferman, Fraker, Rowland (29) and Wiemann

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HCS HB 2129** entitled:

An act to amend chapter 170, RSMo, by adding thereto one new section relating to public awareness of organ donation.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HCS HB 2129 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

The motion to adopt **SS SCS HB 1633, as amended**, was withdrawn.

Representative Corlew moved that the House refuse to adopt **SS SCS HB 1633, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 808, relating to the transfer of intoxicating liquor, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS SB 808** was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 808, Page 1, Section 311.020, Line 7, by deleting the word "**nonalcoholic**"; and

Further amend said bill, Pages 11-12, Section 311.185, Lines 1-63, by deleting all of said section and lines; and

Further amend said bill, Page 12, Section 311.188, Lines 1-3, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer

Lichtenegger	Love	Lynch	Marshall	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Chipman	Cookson	Cross	Curtis
Davis	Dogan	Ellington	Mathews	McDaniel
Messenger	Newman	Peters	Pogue	Rehder
Rowland 29	Ruth	Schroer		

VACANCIES: 002

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

On motion of Representative Bondon, **HCS SB 808, as amended**, was adopted.

On motion of Representative Bondon, **HCS SB 808, as amended**, was read the third time and passed by the following vote:

AYES: 113

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Ellington	Engler	Fitzpatrick	Fraker	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kidd	Knight

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Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Matthiesen	McGee	Miller	Morgan
Morris 140	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pike	Plocher	Redmon	Reisch
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 031

Alferman	Andrews	Bernskoetter	Eggleston	Evans
Francis	Gray	Hannegan	Helms	Hurst
Johnson	Kendrick	Lavender	Marshall	May
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morse 151	Mosley	Pierson Jr	Pietzman	Quade
Razer	Reiboldt	Remole	Roberts	Stevens 46
Washington				

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 016

Brown 27	Chipman	Cookson	Curtis	Fitzwater
Korman	Mathews	McCann Beatty	McDaniel	Messenger
Newman	Peters	Pogue	Rehder	Rowland 29
Schroer				

VACANCIES: 002

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 2562** entitled:

An act to repeal sections 82.1025, 82.1027, 82.1028, 208.151, 217.703, 302.321, 302.341, 476.521, 478.001, 478.003, 478.004, 478.005, 478.006, 478.007, 478.008, 478.009, 478.466, 478.550, 478.551, 478.600, 478.716, 479.020, 479.190, 479.353, 479.360, 488.2230, 488.2250, 488.5358, 514.040, and 577.001, RSMo, and to enact in lieu thereof thirty new sections relating to courts, with existing penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Substitute Amendment No. 1 for Senate Amendment No. 6, and Senate Amendment No. 7.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 56, Section 479.360, Line 15 of said page, by inserting immediately after said line the following:

“483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of ~~his~~ **the** office thereto, or if none be provided, then his **or her** private seal; keep a perfect account of all moneys coming into his **or her** hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.”; and**

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 26, Section 302.341, Line 9 of said page, by inserting after all of said line the following:

“452.430. **Notwithstanding section 109.180 to the contrary**, all pleadings and filings in a dissolution of marriage, legal separation, or modification proceeding filed more than seventy-two years prior to the time a request for inspection is made may be made available to the public. Any pleadings, other than the interlocutory or final judgment or any modification thereof, in a dissolution of marriage, legal separation, or modification proceeding filed prior to August 28, 2009, but less than seventy-two years prior to the time a request for inspection is made, shall be subject to inspection only by the parties, an attorney of record, the family support division within the department of social services when services are being provided under section 454.400, the attorney general or his or her designee, a person or designee of a person licensed and acting under chapter 381 who shall keep any information obtained confidential, except as necessary to the performance of functions required by chapter 381, or upon order of the court for good cause shown. Such persons may receive or make copies of documents without the clerk being required to redact the Social Security number, unless the court specifically orders the clerk to do otherwise. The clerk shall redact the Social Security number from any copy of a judgment or satisfaction of judgment before releasing the copy of the interlocutory or final judgment or satisfaction of judgment to the public.”; and

Further amend said bill and page, Section 476.175, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 60, Section 514.040, Line 13, of said page, by inserting immediately after said line the following:

“559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 60, Section 514.040, Line 13 of said page, by inserting after all of said line the following:

“516.105. **1.** All actions against physicians, hospitals, dentists, registered or licensed practical nurses, optometrists, podiatrists, pharmacists, chiropractors, professional physical therapists, mental health professionals licensed under chapter 337, and any other entity providing health care services and all employees of any of the foregoing acting in the course and scope of their employment, for damages for malpractice, negligence, error or mistake related to health care shall be brought within two years from the date of occurrence of the act of neglect complained of, except that:

(1) In cases in which the act of neglect complained of is introducing and negligently permitting any foreign object to remain within the body of a living person, the action shall be brought within two years from the date of the discovery of such alleged negligence, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligence, whichever date first occurs; and

(2) In cases in which the act of neglect complained of is the negligent failure to inform the patient of the results of medical tests, the action for failure to inform shall be brought within two years from the date of the discovery of such alleged negligent failure to inform, or from the date on which the patient in the exercise of ordinary care should have discovered such alleged negligent failure to inform, whichever date first occurs; except that, no such action shall be brought for any negligent failure to inform about the results of medical tests performed more than two years before August 28, 1999. For purposes of this subdivision, the act of neglect based on the negligent failure to inform the patient of the results of medical tests shall not include the act of informing the patient of the results of negligently performed medical tests or the act of informing the patient of erroneous test results; and

(3) In cases in which the person bringing the action is a minor less than eighteen years of age, such minor shall have until his or her twentieth birthday to bring such action.

In no event shall any action for damages for malpractice, error, or mistake be commenced after the expiration of ten years from the date of the act of neglect complained of or for two years from a minor's eighteenth birthday, whichever is later.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.

537.100. **1.** Every action instituted under section 537.080 shall be commenced within three years after the cause of action shall accrue; provided, that if any defendant, whether a resident or nonresident of the state at the time any such cause of action accrues, shall then or thereafter be absent or depart from the state, so that personal service cannot be had upon such defendant in the state in any such action heretofore or hereafter accruing, the time during which such defendant is so absent from the state shall not be deemed or taken as any part of the time limited for the commencement of such action against him; and provided, that if any such action shall have been commenced within the time prescribed in this section, and the plaintiff therein take or suffer a nonsuit, or after a verdict for him the judgment be arrested, or after a judgment for him the same be reversed on appeal or error, such plaintiff may commence a new action from time to time within one year after such nonsuit suffered or such judgment arrested or reversed; and in determining whether such new action has been begun within the period so limited, the time during which such nonresident or absent defendant is so absent from the state shall not be deemed or taken as any part of such period of limitation.

2. Any service on a defendant by a plaintiff after the statute of limitations set forth in subsection 1 of this section has expired or after the expiration of any extension of the time provided to commence an action pursuant to law shall be made within one hundred eighty days of the filing of the petition. If such service is not made on a defendant within one hundred eighty days of the filing of the petition, the court shall dismiss the action against the defendant. The dismissal shall be without prejudice unless the plaintiff has previously taken or suffered a nonsuit, in which case the dismissal shall be with prejudice.”; and

Further amend the title and enacting clause accordingly.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 6*

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Pages 23-25, Section 302.321, by striking all of said section from the bill; and

Further amend said bill, Pages 25-26, Section 302.341, by striking all of said section from the bill; and

Further amend said bill, Page 54, Section 479.353, Line 2, by striking the opening bracket “[” and closing bracket “]”; and

Further amend Lines 5-17 by striking all of said lines and inserting in lieu thereof the following:

“the case is dismissed.”.

Senate Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 2562, Page 1, Section A, Line 11, by inserting after all of said line the following:

“67.398. 1. The governing body of any city or village, or any county having a charter form of government, or any county of the first classification that contains part of a city with a population of at least three hundred thousand inhabitants, may enact ordinances to provide for the abatement of a condition of any lot or land that has the presence of a nuisance including, but not limited to, debris of any kind, weed cuttings, cut, fallen, or hazardous trees and shrubs, overgrown vegetation and noxious weeds which are seven inches or more in height, rubbish and trash, lumber not piled or stacked twelve inches off the ground, rocks or bricks, tin, steel, parts of derelict cars or trucks, broken furniture, any flammable material which may endanger public safety or any material or condition which is unhealthy or unsafe and declared to be a public nuisance.

2. The governing body of any home rule city with more than four hundred thousand inhabitants and located in more than one county may enact ordinances for the abatement of a condition of any lot or land that has vacant buildings or structures open to entry.

3. Any ordinance authorized by this section shall provide for service to the owner of the property ~~[and, if the property is not owner occupied, to any occupant of the property]~~ of a written notice specifically describing each condition of the lot or land declared to be a public nuisance, and which notice shall identify what action will remedy the public nuisance. Unless a condition presents an immediate, specifically identified risk to the public health or safety, the notice shall provide a reasonable time, not less than ten days, in which to abate or commence removal of each condition identified in the notice. Written notice may be given by personal service or by first-class mail to ~~[both the occupant of the property at the property address and]~~ the owner at the last known address of the owner~~[, if not the same]~~. Upon a failure of the owner to pursue the removal or abatement of such nuisance without unnecessary delay, the building commissioner or designated officer may cause the condition which constitutes the nuisance to be removed or abated. If the building commissioner or designated officer causes such condition to be removed or abated, the cost of such removal or abatement and the proof of notice to the owner of the property shall be certified to the city clerk or officer in charge of finance who shall cause the certified cost to be included in a special tax bill or added to the annual real estate tax bill, at the collecting official’s option, for the property and the

certified cost shall be collected by the city collector or other official collecting taxes in the same manner and procedure for collecting real estate taxes. If the certified cost is not paid, the tax bill shall be considered delinquent, and the collection of the delinquent bill shall be governed by the laws governing delinquent and back taxes. The tax bill from the date of its issuance shall be deemed a personal debt against the owner and shall also be a lien on the property from the date the tax bill is delinquent until paid.

67.410. 1. Except as provided in subsection 3 of this section, any ordinance enacted pursuant to section 67.400 shall:

(1) Set forth those conditions detrimental to the health, safety or welfare of the residents of the city, town, village, or county the existence of which constitutes a nuisance;

(2) Provide for duties of inspectors with regard to such buildings or structures and shall provide for duties of the building commissioner or designated officer or officers to supervise all inspectors and to hold hearings regarding such buildings or structures;

(3) Provide for service of adequate notice of the declaration of nuisance, which notice shall specify that the property is to be vacated, if such be the case, reconditioned or removed, listing a reasonable time for commencement; and may provide that such notice be served either by personal service ~~[or]~~, by certified mail, return receipt requested, **or by a private delivery service that is substantially equivalent to certified mail**, but if service cannot be had by either of these modes of service, then service may be had by publication. The ordinances shall further provide that the owner, occupant, lessee, mortgagee, agent, and all other persons having an interest in the building or structure as shown by the land records of the recorder of deeds of the county wherein the land is located shall be made parties;

(4) Provide that upon failure to commence work of reconditioning or demolition within the time specified or upon failure to proceed continuously with the work without unnecessary delay, the building commissioner or designated officer or officers shall call and have a full and adequate hearing upon the matter, giving the affected parties at least ten days' written notice of the hearing. Any party may be represented by counsel, and all parties shall have an opportunity to be heard. After the hearings, if the evidence supports a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, the building commissioner or designated officer or officers shall issue an order making specific findings of fact, based upon competent and substantial evidence, which shows the building or structure to be a nuisance and detrimental to the health, safety, or welfare of the residents of the city, town, village, or county and ordering the building or structure to be demolished and removed, or repaired. If the evidence does not support a finding that the building or structure is a nuisance or detrimental to the health, safety, or welfare of the residents of the city, town, village, or county, no order shall be issued;

(5) Provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is demolished, secured, or repaired, or the property is cleaned up, the cost of performance shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill or assessment therefor against the property to be prepared and collected by the city collector or other official collecting taxes, unless the building or structure is demolished, secured or repaired by a contractor pursuant to an order issued by the city, town, village, or county and such contractor files a mechanic's lien against the property where the dangerous building is located. The contractor may enforce this lien as provided in sections 429.010 to 429.360. Except as provided in subsection 3 of this section, at the request of the taxpayer the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid. A city not within a county or a city with a population of at least four hundred thousand located in more than one county, notwithstanding any charter provision to the contrary, may, by ordinance, provide that upon determination by the city that a public benefit will be gained the city may discharge the special tax bill, including the costs of tax collection, accrued interest and attorneys fees, if any.

2. If there are proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure caused by or arising out of any fire, explosion, or other casualty loss, the ordinance may establish a procedure for the payment of up to twenty-five percent of the insurance proceeds, as set forth in this subsection. The order or ordinance shall apply only to a covered claim payment which is in excess of fifty percent of the face value of the policy covering a building or other structure:

(1) The insurer shall withhold from the covered claim payment up to twenty-five percent of the covered claim payment, and shall pay such moneys to the city to deposit into an interest-bearing account. Any named mortgagee on the insurance policy shall maintain priority over any obligation under the order or ordinance;

(2) The city or county shall release the proceeds and any interest which has accrued on such proceeds received under subdivision (1) of this subsection to the insured or as the terms of the policy and endorsements thereto provide within thirty days after receipt of such insurance moneys, unless the city or county has instituted

legal proceedings under the provisions of subdivision (5) of subsection 1 of this section. If the city or county has proceeded under the provisions of subdivision (5) of subsection 1 of this section, all moneys in excess of that necessary to comply with the provisions of subdivision (5) of subsection 1 of this section for the removal, securing, repair and cleanup of the building or structure, and the lot on which it is located, less salvage value, shall be paid to the insured;

(3) If there are no proceeds of any insurance policy as set forth in this subsection, at the request of the taxpayer, the tax bill may be paid in installments over a period of not more than ten years. The tax bill from date of its issuance shall be a lien on the property until paid;

(4) This subsection shall apply to fire, explosion, or other casualty loss claims arising on all buildings and structures;

(5) This subsection does not make the city or county a party to any insurance contract, and the insurer is not liable to any party for any amount in excess of the proceeds otherwise payable under its insurance policy.

3. The governing body of any city not within a county and the governing body of any city with a population of three hundred fifty thousand or more inhabitants which is located in more than one county may enact their own ordinances pursuant to section 67.400 and are exempt from subsections 1 and 2 of this section.

4. Notwithstanding the provisions of section 82.300, any city may prescribe and enforce and collect fines and penalties for a breach of any ordinance enacted pursuant to section 67.400 or this section and to punish the violation of such ordinance by a fine or imprisonment, or by both fine and imprisonment. Such fine may not exceed one thousand dollars, unless the owner of the property is not also a resident of the property, then such fine may not exceed two thousand dollars.

5. The ordinance may also provide that a city not within a county or a city with a population of at least three hundred fifty thousand located in more than one county may seek to recover the cost of demolition prior to the occurrence of demolition, as described in this subsection. The ordinance may provide that if the building commissioner or other designated officer or officers issue an order whereby the building or structure is ordered to be demolished, secured or repaired, and the owner has been given an opportunity for a hearing to contest such order, then the building commissioner or other designated officer or officers may solicit no less than two independent bids for such demolition work. The amount of the lowest bid, including offset for salvage value, if any, plus reasonable anticipated costs of collection, including attorney's fees, shall be certified to the city clerk or officer in charge of finance, who shall cause a special tax bill to be issued against the property owner to be prepared and collected by the city collector or other official collecting taxes. The municipal clerk or other officer in charge of finance shall discharge the special tax bill upon documentation by the property owner of the completion of the ordered repair or demolition work. Upon determination by the municipal clerk or other officer in charge of finance that a public benefit is secured prior to payment of the special tax bill, the municipal clerk or other officer in charge of finance may discharge the special tax bill upon the transfer of the property. The payment of the special tax bill shall be held in an interest-bearing account. Upon full payment of the special tax bill, the building commissioner or other designated officer or officers shall, within one hundred twenty days thereafter, cause the ordered work to be completed, and certify the actual cost thereof, including the cost of tax bill collection and attorney's fees, to the city clerk or other officer in charge of finance who shall, if the actual cost differs from the paid amount by greater than two percent of the paid amount, refund the excess payment, if any, to the payor, or if the actual amount is greater, cause a special tax bill or assessment for the difference against the property to be prepared and collected by the city collector or other official collecting taxes. If the building commissioner or other designated officer or officers shall not, within one hundred twenty days after full payment, cause the ordered work to be completed, then the full amount of the payment, plus interest, shall be repaid to the payor. Except as provided in subsection 2 of this section, at the request of the taxpayer the tax bill for the difference may be paid in installments over a period of not more than ten years. The tax bill for the difference from the date of its issuance shall be deemed a personal debt against the property owner and shall also be a lien on the property until paid.

82.462. 1. Except as provided in subsection 4 of this section, a person who is not the owner of the real property or who is a creditor holding a lien interest on the property, and who suspects that the real property may be abandoned, may enter upon the premises of the real property to do the following:

(1) Without entering any structure located on the real property, visually inspect the real property to determine whether the real property may be abandoned;

(2) Upon a good faith determination based upon the inspection that the property is abandoned, perform any of the following actions:

(a) Secure the real property;

- (b) Remove trash or debris from the grounds of the real property;
- (c) Landscape, maintain, or mow the grounds of the real property;
- (d) Remove or paint over graffiti on the real property.

2. A person who enters upon the premises and conducts the actions permitted in subsection 1 of this section and who makes a good faith determination based upon the inspection that the property is abandoned is immune from claims of civil and criminal trespass and all other civil liability therefor, unless the act or omission constitutes gross negligence or willful, wanton, or intentional misconduct.

3. The owner of the real property upon which a person enters and conducts the actions permitted in subsection 1 of this section shall be immune from civil liability for any injury sustained by the person, unless the injury resulted from the owner's gross negligence or willful, wanton, or intentional misconduct.

4. In the case of real property that is subject to a mortgage or deed of trust, the creditor holding the debt secured by the mortgage or deed of trust may not enter upon the premises of the real property under subsection 1 of this section if entry is barred by an automatic stay issued by a bankruptcy court.

5. For purposes of this section, "abandoned" property means:

(1) A vacant, unimproved lot zoned residential or commercial for which the owner is in violation of a municipal nuisance or property maintenance code; or

(2) With respect to actions taken pursuant to this section by a creditor holding a lien interest in the property, a property that contains a structure or building that has been continuously unoccupied by persons legally entitled to possession for at least six months prior to entry under this section and the creditor's debt secured by such lien interest has been continuously delinquent for not less than three months; or

(3) With respect to actions taken pursuant to this section by persons other than creditors, a property that contains a structure or building that has been continuously unoccupied by persons legally entitled to possession for at least six months prior to entry under this section, and for which the owner is in violation of a municipal nuisance or property maintenance code, and for which either:

(a) Ad valorem property taxes are delinquent; or

(b) The property owner has failed to comply with any municipal ordinance requiring registration of vacant property, or the municipality has determined the structure to be uninhabitable due to deteriorated conditions.

6. This section shall apply only to real property located in any home rule city or any county with a charter form of government and with more than nine hundred fifty thousand inhabitants."'; and

Further amend said bill, Page 7, Section 82.1028, Line 17, by inserting after all of said line the following:

"84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars, nor more than ~~[one hundred thirty-three thousand eight hundred eighty-eight]~~ **one hundred forty-six thousand one hundred twenty-four** dollars per annum each;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars, nor more than ~~[one hundred twenty-two thousand one hundred fifty-three]~~ **one hundred thirty-three thousand three hundred twenty** dollars per annum each;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars, nor more than ~~[one hundred eleven thousand four hundred thirty-four]~~ **one hundred twenty-one thousand six hundred eight** dollars per annum each;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars, nor more than ~~[ninety-seven thousand eighty-six]~~ **one hundred six thousand five hundred sixty** dollars per annum each;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars, nor more than ~~[eighty-seven thousand seven hundred one]~~ **ninety-four thousand three hundred thirty-two** dollars per annum each;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars, nor more than ~~[eighty-seven thousand seven hundred one]~~ **ninety-four thousand three hundred thirty-two** dollars per annum each;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars, nor more than ~~[eighty-two thousand six hundred nineteen]~~ **eighty-seven thousand six hundred thirty-six** dollars per annum each.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, in the above-specified salary ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1415** entitled:

An act to repeal sections 162.1115, 178.550, 620.809, and 620.2020, RSMo, and to enact in lieu thereof seven new sections relating to workforce development.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1415, Page 10, Section 178.550, Line 19 of said page, by inserting after all of said line the following:

“178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at least the amount necessary to ensure that at least twenty-one dollars is paid for each six hour or longer day worked by a handicapped employee.

2. In order to calculate the monthly amount due to each sheltered workshop, the department shall:
(1) Determine the quotient obtained by dividing the appropriation for the fiscal year by twelve; and

(2) Divide the amount calculated under subdivision (1) of this subsection among the sheltered workshops in proportion to each sheltered workshop's number of hours submitted to the department for the preceding calendar month.

3. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.”; and

Further amend said bill, Page 30, Section 620.2020, Line 23 of said page, by inserting after all of said line the following:

~~“[178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Eighteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~(2) Beginning July 1, 2010, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety-five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six-hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty-hour week or a six-hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~2. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.~~

~~3. There is hereby created in the state treasury the “Sheltered Workshop Per Diem Revolving Fund” which shall be administered by the commissioner of the department of elementary and secondary education. All moneys appropriated pursuant to subsection 1 of this section shall be deposited in the fund and expended as described in subsection 1 of this section.~~

~~4. The balance of the sheltered workshop per diem revolving fund shall not exceed five hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund. Any unexpended balance in the sheltered workshop per diem revolving fund at the end of each fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue fund.]~~

Section B. Because immediate action is necessary to ensure that as many people can be employed in sheltered workshops as possible, and that the employment of people can occur as soon as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal of section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for House Bill No. 1415, Page 4, Section 162.1115, Line 5, by inserting after all of said line the following:

“167.910. 1. There is hereby established the “Career Readiness Course Task Force” to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:

(1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;

(2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;

(3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;

(4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;

(7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;

(8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;

(9) A public school board member, appointed by a statewide association of school boards;

(10) A secondary school principal, appointed by a statewide association of secondary school principals;

(11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;

(12) An elementary school counselor, appointed by a statewide association of school counselors;

(13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;

(14) A secondary school counselor, appointed by a statewide association of school counselors;

(15) A secondary school career and college counselor, appointed by a statewide association of school counselors;

(16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;

(17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;

(18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;

(19) A representative of a public community college, appointed by a statewide organization of community colleges; and

(20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and

recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

- (1) Gives students an opportunity to explore various career and educational opportunities by:
 - (a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;
 - (b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;
 - (c) Describing technical degrees offered by colleges;
 - (d) Explaining the courses and educational experiences offered at community colleges;
 - (e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;
 - (f) Advising students of any advanced placement courses that they may take at the school;
 - (g) Describing any opportunities at the school for dual enrollment;
 - (h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;
 - (i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;
 - (j) Describing the availability of virtual courses;
 - (k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;
 - (l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;
 - (m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;
 - (n) Advising students of the resources offered by workforce or job centers;
 - (o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;
 - (p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;
 - (q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;
 - (r) Administering a basic math test to students so that they can assess their math skills;
 - (s) Administering a basic writing test to students so that they can assess their writing skills;
 - (t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and
 - (u) Explaining how to complete college applications and the Free Application for Federal Student Aid;
- (2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;
- (3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;
- (4) Provides student loan counseling; and
- (5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of

the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve.”; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 951, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HB 2562, as amended – Fiscal Review

SS HB 1415, as amended – Fiscal Review

HOUSE RESOLUTIONS

HR 5589, relating to interim employment, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HR 5589** was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber

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Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Brattin	Brown 27	Cookson	Curtis	Fitzpatrick
Johnson	Korman	Mathews	McDaniel	Messenger
Newman	Peters	Pogue	Rowland 29	Schroer
Wiemann	Mr. Speaker			

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HBs 1288, 1377 & 2050** entitled:

An act to repeal sections 135.341, 135.600, 135.630, 135.647, and 135.800, RSMo, and to enact in lieu thereof seven new sections relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1350, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1350, as amended**.

Senators: Rowden, Riddle, Wasson, Walsh, Sifton

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 SCS HCS HBs 1288, 1377 & 2050 – Fiscal Review

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SBs 603, 576 & 898, as amended, relating to virtual education, was taken up by Representative Spencer.

Representative Spencer moved that the House refuse to recede from its position on **HCS SS SCS SBs 603, 576 & 898, as amended**, grant the Senate a conference, and allow the conferees to exceed the differences.

Which motion was adopted.

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SCS SBs 603, 576 & 898: Representatives Spencer, Roeber, Swan, Morgan and Curtis
SS SCS HB 1350: Representatives Smith (163), Christofanelli, Conway (104), Franks and Mitten

Speaker Pro Tem Haahr resumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 966, relating to administration of the criminal justice system, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS SS SCS SB 966** was agreed to.

Representative Bahr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 3, Section 43.507, Line 9, by inserting immediately after said section and line the following:

"43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section**, the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425~~[-except that only persons who have been convicted of, found guilty of or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website].~~

3. The registered sexual offender search shall include the capability to search for sexual offenders by name, zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address.

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

- (1) The name and any known aliases of the offender;
- (2) The date of birth and any known alias dates of birth of the offender;
- (3) A physical description of the offender;
- (4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

- (5) Any photographs of the offender;
- (6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;
- (7) The nature and dates of all offenses qualifying the offender to register, **including the tier level assigned to the offender under sections 589.400 to 589.425;**
- (8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;
- (9) Compliance status of the offender with the provisions of section 589.400 to 589.425; and
- (10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction."; and

Further amend said bill, Page 36, Section 566.147, Line 42, by inserting immediately after said section and line the following:

"589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter ~~[convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor,]~~ **adjudicated for an offense referenced in section 589.414,** unless such person is ~~[exempted]~~ **exempt** from registering under subsection ~~[8]~~ **9 or 10** of this section **or section 589.401;** ~~[or]~~

(2) ~~[Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; or~~

~~—(3)]~~ Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; ~~[or]~~

~~[(4)]~~ (3) Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense ~~[listed]~~ **referenced in [subdivision (1) or (2) of this subsection] section 589.414;** ~~[or]~~

~~[(5)]~~ (4) Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been ~~[convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;]~~ **adjudicated for an offense listed under section 589.414;**

~~[(6)]~~ (5) Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

~~[(7)]~~ (6) Any person who is a resident of this state who has, since July 1, 1979, **been** or is hereafter ~~[convicted of, been found guilty of, or pled guilty to or nolo contendere]~~ **adjudicated** in any other state, **territory, the District of Columbia,** or foreign country, or under federal, tribal, or military jurisdiction ~~[to committing, attempting to commit, or conspiring to commit]~~ **for** an offense which, if committed in this state, would ~~[be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection]~~ **constitute**

an offense listed under section 589.414, or has been or is required to register in another state, **territory, the District of Columbia, or foreign country**, or has been or is required to register under tribal, federal, or military law; or

~~[(8)]~~ (7) Any person who has been or is required to register in another state, **territory, the District of Columbia, or foreign country**, or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three **business** days of ~~[conviction]~~ **adjudication**, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. **For any juvenile under subdivision (5) of subsection 1 of this section, within three business days of adjudication or release from commitment to the division of youth services, the department of mental health, or other placement, such juvenile shall register with the chief law enforcement official of the county or city not within a county in which he or she resides unless he or she has already registered in such county or city not within a county for the same offense.** Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three **business** days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official~~[-if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested].~~

3. The registration requirements of sections 589.400 through 589.425 ~~[are lifetime registration requirements]~~ **shall be as provided under subsection 4 of this section** unless:

(1) All offenses requiring registration are reversed, vacated, or set aside;

(2) ~~[The registrant is pardoned of the offenses requiring registration;~~

~~—(3)]~~ The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of ~~[subsection 6 of this]~~ section **589.414**; or

~~[(4)]~~ (3) The ~~[registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the]~~ court orders the removal or exemption of such person from the registry under section 589.401.

4. The registration requirements shall be as follows:

(1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;

(2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or

(3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry under sections 589.400 to 589.425, the period during which the clean record shall be maintained is twenty-five years.

(3) In the case of a:

(a) Tier I sex offender, the reduction is five years;

(b) Tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (b) of subdivision (2) is maintained.

6. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

[5-] 7. For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

[6-] 8. Any person currently on the sexual offender registry ~~[for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit,]~~ **or who otherwise would be required to register for being adjudicated for the offense of felonious restraint of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

[7-] 9. **The following persons shall be exempt from registering as a sexual offender upon petition to the court of jurisdiction under section 589.401; except that, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425:**

(1) Any person currently on the sexual offender registry ~~[for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register]~~ **or who otherwise would be required to register for a sexual offense involving:**

(a) Sexual conduct where no force or threat of force was directed toward the victim or any other individual involved, if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense; or

(b) Sexual conduct where no force or threat of force was directed toward the victim, the victim was at least fourteen years of age, and the offender was not more than four years older than the victim at the time of the offense; or

(2) Any person currently required to register for the following sexual offenses:

(a) Promoting obscenity in the first degree under section 573.020;

(b) Promoting obscenity in the second degree under section 573.030;

(c) Furnishing pornographic materials to minors under section 573.040;

(d) Public display of explicit sexual material under section 573.060;

(e) Coercing acceptance of obscene material under section 573.065;

(f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor under section 566.206;

(g) Abusing an individual through forced labor under section 566.203;

(h) Contributing to human trafficking through the misuse of documentation under section 566.215;

or

(i) Acting as an international marriage broker and failing to provide the information and notice as required under section 578.475.

[8- Effective August 28, 2009-] 10. Any person **currently** on the sexual offender registry for having been ~~[convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense]~~

adjudicated for a tier I or II offense or adjudicated delinquent for a tier III offense or other comparable offenses listed under section 589.414 may file a petition under section 589.401.

~~[9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.—~~

~~——— (2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.]~~

~~[10.]~~ 11. Any nonresident worker, including work as a volunteer or intern, or nonresident student shall register for the duration of such person's employment, **including participation as a volunteer or intern**, or attendance at any school of higher education ~~[and is not entitled to relief under the provisions of subsection 9 of this section]~~ **whether public or private, including any secondary school, trade school, professional school, or institution of higher education on a full-time or part-time basis in this state unless granted relief under section 589.401.** Any registered offender shall provide information regarding any place in which the offender is staying when away from his or her residence for seven or more days, **including the period of time the offender is staying in such place.** Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency ~~[and is not entitled to the provisions of subsection 9 of this section]~~ **unless granted relief under section 589.401.**

~~[11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.]~~

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register as a tier III offender shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections 589.400 to 589.425:

- (1) For a tier I offense, ten years;
- (2) For a tier II offense, twenty-five years; or
- (3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

- (1) The petitioner's:
 - (a) Full name, including any alias used by the individual;

- (b) Sex;
 - (c) Race;
 - (d) Date of birth;
 - (e) Last four digits of the Social Security number;
 - (f) Address; and
 - (g) Place of employment, school, or volunteer status;
 - (2) The offense and tier of the offense that required the petitioner to register;
 - (3) The date the petitioner was adjudicated for the offense;
 - (4) The date the petitioner was required to register;
 - (5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;
 - (6) Petitioner's fingerprints on an applicant fingerprint card;
 - (7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and
 - (8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.
6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.
7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.
8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.
9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.
10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.
11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:
- (1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;
 - (2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;
 - (3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;
 - (4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and
 - (5) Is not a current or potential threat to public safety.
12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.
13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:
- (1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;
 - (2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or
 - (3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.402. 1. The chief law enforcement officer of the county or city not within a county may maintain a web page on the internet, which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 3 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425~~[, except that only persons who have been convicted of, found guilty of, or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website].~~

3. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register, **including the tier level assigned to the offender under sections 589.400 to 589.425;**

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of sections 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

4. The chief law enforcement officer of any county or city not within a county may publish in any newspaper distributed in the county or city not within a county the sexual offender information provided under subsection 3 of this section for any offender residing in the county or city not within a county.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

589.403. 1. Any person ~~[to whom subsection 1 of section 589.400 applies]~~ **who is required to register under sections 589.400 to 589.425 and** who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections ~~[or]~~, any mental health institution, **private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health** where such person was confined shall:

(1) **If the person plans to reside in this state**, be informed by the official in charge of such correctional facility, **private jail**, or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility, **private jail**, or the mental health institution shall complete the initial registration **notification at least seven days** prior to release and forward the offender's registration, within three business days of release, to the **Missouri state highway patrol** and the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole, or release~~[- When the person lists an address where he or she expects to reside that is not in this state, the initial registration shall be forwarded to the Missouri state highway patrol];~~ or

(2) **If the person does not reside or plan to reside in Missouri**, be informed by the official in charge of such correctional facility, **private jail**, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, **private jail**, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the **Missouri state highway patrol** and the chief law enforcement official within the county or city not within a county where the correctional facility, **private jail**, or mental health institution is located.

2. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, **private jail**, or mental health institution is located.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff 's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(8) "Sexual act", any type or degree of genital, oral, or anal penetration;

(9) "Sexual contact", any sexual touching of or contact with a person's body, either directly or through the clothing;

(10) "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;

(11) "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;

(12) "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;

(13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. 1. Any person ~~[to whom subsection 1 of section 589.400 applies]~~ **who is required to register under sections 589.400 to 589.425 and** who is released on probation, discharged upon payment of a fine, or

released after confinement in a county jail shall, prior to such release or discharge **and at the time of adjudication**, be informed of the possible duty to register pursuant to sections 589.400 to 589.425 by the court having jurisdiction over the case. If such person is required to register pursuant to sections 589.400 to 589.425 **and is placed on probation**, the court shall ~~[obtain the address where the person expects to reside upon discharge, parole or release and shall]~~ **make it a condition of probation that the offender report**~~[, such address]~~ within three business days~~[, such address]~~ to the chief law enforcement official of the county **of adjudication** or city not within a county ~~[where the person expects to reside, upon discharge, parole or release]~~ **of adjudication to complete initial registration. If such offender is not placed on probation, the court shall:**

(1) **If the offender resides in Missouri, complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the offender resides; or**

(2) **If the offender does not reside in Missouri:**

(a) **Order the offender to report directly to the chief law enforcement official in the county or city not within a county where the adjudication was heard to register as provided in sections 589.400 to 589.425; and**

(b) **Complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county where the offender was adjudicated.**

2. If the offender resides in Missouri and refuses to complete and sign the registration information as provided in subdivision (1) of subsection 1 of this section, or if the offender resides outside of Missouri and refuses to directly report to the chief law enforcement official as provided in subdivision (2) of subsection 1 of this section, the offender commits the offense of failure to register under section 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall consist of completion of an offender registration form developed by the Missouri state highway patrol **or other format approved by the Missouri state highway patrol**. Such form shall **consist of a statement, including the signature of the offender, and shall** include, but is not limited to, the following:

(1) A statement in writing signed by the person, giving the name, address, **date of birth**, Social Security number, and phone number of the person, the license plate number and vehicle description, including the year, make, model, and color of each vehicle owned or operated by the offender, any online identifiers, as defined in section 43.651, used by the person, the place of employment of such person, enrollment within any institutions of higher education, the crime which requires registration, whether the person was sentenced as a persistent or predatory offender pursuant to section 566.125, the date, place, and a brief description of such crime, the date and place of the conviction or plea regarding such crime, the age and gender of the victim at the time of the offense and whether the person successfully completed the Missouri sexual offender program pursuant to section 589.040, if applicable;

(2) The fingerprints~~[,]~~ **and** palm prints~~[, and a photograph]~~ of the person; ~~[and]~~

(3) **Unless the offender's appearance has not changed significantly, a photograph of such offender as follows:**

(a) **Quarterly if a tier III sex offender under section 589.414. Such photograph shall be taken every ninety days beginning in the month of the person's birth;**

(b) **Semiannually if a tier II sex offender. Such photograph shall be taken in the month of the person's birth and six months thereafter; and**

(c) **Yearly if a tier I sex offender. Such photograph shall be taken in the month of the person's birth; and**

(4) **A DNA sample from the individual**, if a sample has not already been obtained.

2. The offender shall provide positive identification and documentation to substantiate the accuracy of the information completed on the offender registration form, including but not limited to the following:

(1) A photocopy of a valid driver's license or nondriver's identification card;

(2) A document verifying proof of the offender's residency; and

(3) A photocopy of the vehicle registration for each of the offender's vehicles.

3. The Missouri state highway patrol shall maintain all required registration information in digitized form.

4. Upon receipt of any changes to an offender's registration information contained in this section, the Missouri state highway patrol shall immediately notify all other jurisdictions in which the offender is either registered or required to register.

5. The offender shall be responsible for reviewing his or her existing registration information for accuracy at every regular in-person appearance and, if any inaccuracies are found, provide proof of the information in question.

6. The signed offender registration form shall serve as proof that the individual understands his or her duty to register as a sexual offender under sections 589.400 to 589.425 and a statement to this effect shall be included on the form that the individual is required to sign at each registration.

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, ~~[not later than]~~ within three business days ~~[after each change of name, residence within the county or city not within a county at which the offender is registered, employment, or student status]~~, appear in person to the chief law enforcement officer of the county or city not within a county ~~[and inform such officer of all changes in the information required by the offender. The chief law enforcement officer shall immediately forward the registrant changes to the Missouri state highway patrol within three business days]~~ if there is a change to any of the following information:

- (1) Name;
- (2) Residence;
- (3) Employment, including status as a volunteer or intern;
- (4) Student status; or
- (5) A termination to any of the items listed in this subsection.

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

- (1) Vehicle information;
- (2) Temporary lodging information;
- (3) Temporary residence information;
- (4) Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or
- (5) Telephone or other cellular number, including any new forms of electronic communication.

3. The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.

~~[2-]~~ 4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes their state **his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** having jurisdiction over the new residence or address within three business days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction**, the Missouri state highway patrol shall inform the responsible official in the new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence within three business days.

~~[3-]~~ 5. **Tier I sexual offenders**, in addition to the requirements of subsections 1 ~~[and 2]~~ to 4 of this section, ~~[the following offenders]~~ shall report in person to the chief law enforcement ~~[agency every ninety days]~~ **official annually in the month of their birth** to verify the information contained in their statement made pursuant to section 589.407. **Tier I sexual offenders include:**

(1) Any offender ~~[registered as a predatory or persistent sexual offender under the definitions found in section 566.125]~~ **who has been adjudicated for the offense of:**

(a) **Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;**

(b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;

(c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;

(d) Kidnapping in the second degree under section 565.120 with sexual motivation;

(e) Kidnapping in the third degree under section 565.130;

(f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;

(g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;

(h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;

(i) Sex with an animal under section 566.111;

(j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;

(k) Possession of child pornography under section 573.037;

(l) Sexual misconduct in the first degree under section 566.093;

(m) Sexual misconduct in the second degree under section 566.095;

(n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or

(o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;

(2) ~~Any offender who is registered for a crime where the victim was less than eighteen years of age at the time of the offense; and~~

~~Any offender who has pled guilty or been found guilty pursuant to section 589.425 of failing to register or submitting false information when registering.~~

~~4.] Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.~~

6. Tier II sexual offenders, in addition to the requirements of subsections 1 ~~and 2~~ to 4 of this section, ~~[all registrants]~~ shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement ~~[agency]~~ official to verify the information contained in their statement made pursuant to section 589.407. ~~[All registrants shall allow the chief law enforcement officer to take a current photograph of the offender in the month of his or her birth to the chief law enforcement agency.]~~ **Tier II sexual offenders include:**

(1) **Any offender who has been adjudicated for the offense of:**

(a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;

(b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;

(c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

(d) Enticement of a child under section 566.151;

(e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;

(f) Sexual exploitation of a minor under section 573.023;

(g) Promoting child pornography in the first degree under section 573.025;

(h) Promoting child pornography in the second degree under section 573.035;

(i) Patronizing prostitution under section 567.030;

(j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;

(k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;

(l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or

(m) Age misrepresentation with intent to solicit a minor under section 566.153;

(2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or

(3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:

(1) Any offender registered as a predatory sexual offender as defined in section 566.123 or a persistent sexual offender as defined in section 566.124;

(2) Any offender who has been adjudicated for the crime of:

(a) Rape in the first degree under section 566.030;

(b) Statutory rape in the first degree under section 566.032;

(c) Rape in the second degree under section 566.031;

(d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;

(e) Sodomy in the first degree under section 566.060;

(f) Statutory sodomy under section 566.062;

(g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;

(h) Sodomy in the second degree under section 566.061;

(i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;

(j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;

(k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;

(l) Child kidnapping under section 565.115;

(m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;

(n) Incest under section 568.020;

(o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;

(p) Child molestation in the first degree under section 566.067;

(q) Child molestation in the second degree under section 566.068;

(r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;

(s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

(t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;

(u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;

(v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;

(w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;

(x) Sexual trafficking of a child in the first degree under section 566.210;

(y) Sexual trafficking of a child in the second degree under section 566.211;

(z) Genital mutilation of a female child under section 568.065;

(aa) Statutory rape in the second degree under section 566.034;

(bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;

- (cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;
 - (dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;
 - (ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;
 - (ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;
 - (gg) Sexual intercourse with a prisoner or offender under section 566.145;
 - (hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;
 - (ii) Use of a child in a sexual performance under section 573.200; or
 - (jj) Promoting a sexual performance by a child under section 573.205;
 - (3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;
 - (4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or
 - (5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.
- [5-] 8. In addition to the requirements of subsections 1 ~~and 2~~ to 7 of this section, all Missouri registrants who work, **including as a volunteer or unpaid intern**, or attend any school ~~or training~~ **whether public or private, including any secondary school, trade school, professional school, or institution of higher education**, on a full-time or part-time basis ~~in any other state~~ **or have a temporary residence in this state** shall be required to report in person to the chief law enforcement officer in the area of the state where they work, **including as a volunteer or unpaid intern**, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.
- [6-] 9. If a person[;] who is required to register as a sexual offender under sections 589.400 to 589.425[;] changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 1** was adopted.

Representative Smith (163) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting after all of said section and line the following:

"558.043. Notwithstanding any other provision of law, in sentencing a person convicted of an offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 but that did not:

- (1) Include the use, attempted use, or threatened use of serious physical force by the defendant against another person or result in the serious physical injury of another person by the defendant;
- (2) Involve any sexual offense by the defendant against a minor other than an offense involving sexual contact if the victim was fourteen years of age or older and the defendant was not more than four years older than the victim and the sexual contact was consensual; or

(3) **Include the brandishing or discharge of a firearm by the defendant,**

the court may depart from the applicable statutory minimum sentence or minimum prison term required by section 558.019 if the court finds substantial and compelling reasons on the record that, giving due regard to the nature of the offense, the history and character of the defendant, and his or her chances of successful rehabilitation, imposition of the statutory minimum sentence or minimum prison term required by section 558.019 would result in substantial injustice to the defendant or is not necessary for the protection of the public."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Line 48, by inserting after all of said section and line the following:

"407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority under section 407.145.

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer[;] or any agent, authorized signatory, or employee of such person;

(3) **"Chip", an integrated circuit imbedded in a card that stores data so that the card may use the EMV payment method for transactions;**

(4) **"Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;**

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

~~[(4)]~~ (6) "Credit card" ~~[or "debit card"]~~, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without a fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit[;] **or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card. **"Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments;**

~~[(5)]~~ (7) "Expired credit card", a credit card for which the expiration date shown on it has passed;

~~[(6)]~~ (8) "Issuer", the business organization ~~[or]~~ , financial institution, or ~~its~~ duly authorized agent~~[- which] thereof that~~ issues a credit card;

~~[(7)]~~ (9) "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

~~[(8)]~~ (10) "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from ~~[an authorized user of a payment card]~~ **a cardholder**, or an individual the person believes to be ~~[an authorized user]~~ **a cardholder**, a ~~[payment]~~ **credit** card or information from a ~~[payment]~~ **credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

~~[(9)]~~ (11) "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

~~[(40)]~~ (12) "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit ~~or debit~~ card onto the **chip or** magnetic strip or stripe of a different credit ~~or debit~~ card;

~~[(44)]~~ (13) "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

~~[(42)]~~ (14) "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit ~~or debit~~ card. **"Scanning device" shall include devices used by a merchant for contactless payments.**

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card ~~or debit card~~ account number on any sales receipt provided to the cardholder for merchandise sold in this state[;

~~_____ (2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or~~

~~_____ (3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant].~~

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number ~~or debit card number~~ is by handwriting or, prior to January 1, 2005, by an imprint of the credit card ~~or debit card~~; and

(2) For handwritten or imprinted copies of credit card ~~or debit card~~ receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card ~~or debit card~~ transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card ~~or debit card~~ transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) **Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;**

(2) **Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;**

(3) **Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or**

(4) **Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.**

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

~~407.436. [1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.~~

~~_____ 2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to~~

~~407.130, in addition to rulemaking authority as provided in section 407.145.] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor."~~; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 3** was adopted.

Representative Corlew offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Lines 38-48, by deleting said lines and inserting in lieu thereof the following:

"4. The presiding judge of a judicial circuit may propose expenses to be reimbursable by the state on behalf of one or more of the counties in that circuit. Proposed reimbursable expenses may include pretrial assessment and supervision strategies for defendants who are ultimately eligible for state incarceration. A county may not receive more than its share of the amount appropriated in the previous fiscal year, inclusive of expenses proposed by the presiding judge. Any county shall convey such proposal to the department, and any such proposal presented by a presiding judge shall include the documented agreement with the proposal by the county governing body, prosecuting attorney, at least one associate circuit judge, and the officer of the county responsible for custody or incarceration of prisoners of the county represented in the proposal. Any county that declines to convey a proposal to the department, pursuant to the provisions of this subsection, shall receive its per diem cost of incarceration for all prisoners chargeable to the state in accordance with the provisions of subsections 1, 2, and 3 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 4** was adopted.

Representative Trent offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 7, Section 109.320, Line 44, by inserting after all of said section and line the following:

"210.1014. 1. There is hereby created the "Amber Alert System Oversight Committee", whose primary duty shall be to develop criteria and procedures for the Amber alert system and shall be housed within the department of public safety. The committee shall regularly review the function of the Amber alert system and revise its criteria and procedures in cooperation with the department of public safety to provide for efficient and effective public notification **and meet at least annually to discuss potential improvements to the Amber alert system**. As soon as practicable, the committee shall adopt criteria and procedures to expand the Amber alert system to provide urgent public alerts related to homeland security, criminal acts, health emergencies, and other imminent dangers to the public health and welfare.

2. The Amber alert system oversight committee shall consist of ten members of which seven members shall be appointed by the governor with the advice and consent of the senate. Such members shall represent the following entities: two representatives of the Missouri Sheriffs' Association; two representatives of the Missouri Police Chiefs Association; one representative of small market radio broadcasters; one representative of large market radio broadcasters; one representative of television broadcasters. The director of the department of public safety shall also be a member of the committee and shall serve as chair of the committee. Additional members shall include one representative of the highway patrol and one representative of the department of health and senior services.

3. Members of the oversight committee shall serve a term of four years, except that members first appointed to the committee shall have staggered terms of two, three, and four years and shall serve until their successor is duly appointed and qualified.

4. Members of the oversight committee shall serve without compensation, except that members shall be reimbursed for their actual and necessary expenses required for the discharge of their duties.

5. The Amber alert system oversight committee shall promulgate rules for the implementation of the Amber alert system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2003, shall be invalid and void.

210.1016. 1. The provisions of this section shall be known and may be cited as "Hailey's Law".

2. The Amber alert system shall be integrated into the Missouri uniform law enforcement system (MULES) and Regional Justice Information Service (REJIS) to expedite the reporting of child abductions.";
and

Further amend said bill, Page 33, Section 455.560, Line 46, by inserting after all of said section and line the following:

"483.075. 1. Every clerk shall record the judgments, rules, orders and other proceedings of the court; issue and attest all process when required by law and affix the seal of his office thereto, or if none be provided, then his private seal; keep a perfect account of all moneys coming into his hands on account of costs or otherwise, and punctually pay over the same.

2. Provided, that where the clerk of the circuit court is a party, plaintiff or defendant, whether singly or jointly with others, to a suit or action, the writ of summons and all other process shall be issued by the clerk of the county commission, the reason therefor being noted on said process, and said latter named clerk shall, on the trial of said cause, act as temporary clerk of the circuit court and otherwise perform in said cause all the duties of the circuit court clerk. **This subsection shall not apply where the clerk of the circuit court is named as a party under sections 610.130 to 610.145 or other sections relating to the expungement of criminal records.**

488.2206. 1. In addition to all court fees and costs prescribed by law, a surcharge of up to ten dollars shall be assessed as costs in each court proceeding filed in any court within ~~[the thirty-first judicial circuit]~~ **any judicial circuit composed of a single noncharter county** in all **civil and** criminal cases including violations of any county or municipal ordinance or any violation of a criminal or traffic law of the state, including an infraction, except that no such surcharge shall be collected in any proceeding in any court when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. For violations of the general criminal laws of the state or county ordinances, no such surcharge shall be collected unless it is authorized, by order, ordinance, or resolution by the county government where the violation occurred. For violations of municipal ordinances, no such surcharge shall be collected unless it is authorized by order, ordinance, or resolution by the municipal government where the violation occurred. Such surcharges shall be collected and disbursed by the clerk of each respective court responsible for collecting court costs in the manner provided by sections 488.010 to 488.020, and shall be payable to the treasurer of the political subdivision authorizing such surcharge, **who shall deposit the funds in a separate account known as the "justice center fund", to be established and maintained by the political subdivision.**

2. Each county or municipality shall use all funds received pursuant to this section only to pay for the costs associated with the land assemblage and purchase, **planning**, construction, maintenance, and operation of any county or municipal judicial facility **or justice center** including, but not limited to, **architectural, engineering, and other plans and studies**, debt service, utilities, maintenance, and building security. The county or municipality shall maintain records identifying ~~[such operating costs, and any moneys not needed for the operating costs of the county or municipal judicial facility shall be transmitted quarterly to the general revenue fund of the county or municipality respectively]~~ **all funds received and expenditures made from their respective center funds.**

488.2250. 1. For all appeal transcripts of testimony given ~~[or proceedings in any circuit court]~~, the court reporter shall receive the sum of three dollars and fifty cents per legal page for the preparation of a paper and an electronic version of the transcript.

2. In criminal cases where an appeal is taken by the defendant and it appears to the satisfaction of the court that the defendant is unable to pay the costs of the transcript for the purpose of perfecting the appeal, the court reporter shall receive a fee of two dollars and sixty cents per legal page for the preparation of a paper and an electronic version of the transcript.

3. Any judge, in his or her discretion, may order a transcript of all or any part of the evidence or oral proceedings and the court reporter shall receive the sum of two dollars and sixty cents per legal page for the preparation of a paper and an electronic version of the transcript.

4. For purposes of this section, a legal page, other than the first page and the final page of the transcript, shall be twenty-five lines, approximately eight and one-half inches by eleven inches in size, with the left-hand margin of approximately one and one-half inches, and with the right-hand margin of approximately one-half inch.

5. Notwithstanding any law to the contrary, the payment of court reporter's fees provided in subsections 2 and 3 of this section shall be made by the state upon a voucher approved by the court. The cost to prepare all other transcripts of testimony or proceedings shall be borne by the party requesting their preparation and production, who shall reimburse the court reporter [~~the sum provided in subsection 1 of this section~~]."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 5** was adopted.

Representative Schroer offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting after all of said section and line the following:

"577.029. A licensed physician, registered nurse, phlebotomist, or trained medical technician, acting at the request and direction of the law enforcement officer **under section 577.020**, shall, **with the consent of the patient or a warrant issued by a court of competent jurisdiction**, withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him or her.

579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; ~~[or]~~

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; **or**

(12) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; ~~or~~

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

(11) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 6** was adopted.

Representative Evans offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 10, Section 217.075, Line 41, by inserting immediately after all of said section and line the following:

"217.149. 1. By January 1, 2019, all correctional centers shall develop specific procedures for the intake and care of offenders who are pregnant, which shall include procedures regarding:

- (1) Maternal health evaluations;
- (2) Dietary supplements;
- (3) Substance abuse treatment;
- (4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;
- (5) Hepatitis C;
- (6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;
- (7) Access to mental health professionals;
- (8) Sanitary materials;
- (9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery unless deemed necessary for medical or security reasons. Such reasons shall be documented in writing within forty-eight hours of the incident. Such documents shall be kept on file by the correctional center for at least ten years from the date the incident occurred;
- (10) A requirement that a female medical professional be present during any examination of such offender while in a state of undress; and
- (11) The department shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period an offender who was pregnant is in the hospital or infirmary after delivery.

217.151. 1. As used in this section, the following terms mean:

- (1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the correctional center or medical facility, other offenders, or the public;
- (2) "Labor", the period of time before a birth during which contractions are present;
- (3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;
- (4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A correctional center shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or within forty-eight hours postdelivery.

3. Pregnant offenders shall be transported in vehicles equipped with seatbelts.

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall.

5. If a doctor, nurse, physician assistant, paramedic, or emergency medical technician treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery

requests that restraints not be used, the corrections officer accompanying such offender shall immediately remove all restraints.

6. In the event a corrections officer determines that extraordinary circumstances exist and restraints are necessary, the corrections officer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the correctional center for at least ten years from the date the restraints were used.

7. The sentencing and corrections oversight commission established under section 217.147 and the advisory committee established under section 217.015 shall conduct biannual reviews of every report written on the use of restraints on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery in accordance with subsection 6 of this section to determine compliance with this section. The written reports shall be kept on file by the department for ten years.

8. The chief administrative officer, or equivalent position, of each correctional center shall:

(1) Ensure that employees of the correctional center are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the correctional center, including policies and practices in any offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities.

9. Nothing in this section shall be construed to prohibit the use of handcuffs upon arrest."; and

Further amend said bill, Page 29, Section 221.105, Line 48, by inserting immediately after said section and line the following:

"221.523. 1. By January 1, 2019, all county and city jails shall develop specific written policies and procedures for the intake and care of offenders who are pregnant. Nothing in this section shall be construed to prohibit the use of handcuffs upon arrest. The policies and procedures shall include the following:

(1) Maternal health evaluations;
 (2) Dietary supplements;
 (3) Substance abuse treatment;
 (4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;
 (6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;

(7) Access to mental health professionals;
 (8) Sanitary materials;
 (9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery unless deemed necessary for medical or security reasons. Such reasons shall be documented in writing within forty-eight hours of the incident. Such documents shall be kept on file by the correctional center for at least ten years from the date the incident occurred;

(10) The jail shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662; and

(11) The use of restraints on a pregnant offender in her third trimester. Such policy may include provisions that:

(a) A county or city jail shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery;

(b) Pregnant offenders shall be transported in vehicles equipped with seatbelts;

(c) Anytime restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. If wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall;

(d) If a doctor, nurse, physician assistant, paramedic, or emergency medical technician treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such offender shall immediately remove all restraints;

(e) In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least ten years from the date the restraints were used;

(f) The county or city jail shall:

a. Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

b. Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail;

(g) A female medical professional be present during any examination of such offender while in a state of undress.

2. As used in this section, the following terms shall mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other offenders, or the public;

(2) "Gestational age", the same meaning as in section 188.015;

(3) "Labor", the period of time before a birth during which contractions are present;

(4) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(5) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs;

(6) "Third trimester", the period of pregnancy beginning after twenty-seven weeks gestational age."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 7** was adopted.

Representative Hill offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"559.600. 1. In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients

assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 8** was adopted.

Representative Mathews offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1 , Section A, Line 11, by inserting after all of said section and line the following:

"37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

- (1) Evaluating the project's effectiveness in impacting the critical state concern;
- (2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;
- (3) Analyzing the likely cost of statewide deployment; and
- (4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

- (1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;
- (2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and
- (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 9** was adopted.

Representative Dinkins offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 29, Section 221.105, Line 48, by inserting immediately after said section and line the following:

"221.111. 1. A person commits the offense of possession of unlawful items in a prison or jail if such person knowingly delivers, attempts to deliver, possesses, deposits, or conceals in or about the premises of any correctional center as the term "correctional center" is defined under section 217.010, or any city, county, or private jail:

- (1) Any controlled substance as that term is defined by law, except upon the written prescription of a licensed physician, dentist, or veterinarian;
- (2) Any other alkaloid of any kind or any intoxicating liquor as the term intoxicating liquor is defined in section 311.020;

(3) Any article or item of personal property which a prisoner is prohibited by law, by rule made pursuant to section 221.060, or by regulation of the department of corrections from receiving or possessing, except as herein provided;

(4) Any gun, knife, weapon, or other article or item of personal property that may be used in such manner as to endanger the safety or security of the institution or as to endanger the life or limb of any prisoner or employee thereof;

(5) Any two-way telecommunications device or its component parts.

2. The violation of subdivision (1) of subsection 1 of this section shall be a class D felony; the violation of subdivision (2) **or (5) of subsection 1** of this section shall be a class E felony; the violation of subdivision (3) **of subsection 1** of this section shall be a class A misdemeanor; and the violation of subdivision (4) **of subsection 1** of this section shall be a class B felony.

3. The chief operating officer of a county or city jail or other correctional facility or the administrator of a private jail may deny visitation privileges to or refer to the county prosecuting attorney for prosecution any person who knowingly delivers, attempts to deliver, possesses, deposits, or conceals in or about the premises of such jail or facility any personal item which is prohibited by rule or regulation of such jail or facility. Such rules or regulations, including a list of personal items allowed in the jail or facility, shall be prominently posted for viewing both inside and outside such jail or facility in an area accessible to any visitor, and shall be made available to any person requesting such rule or regulation. Violation of this subsection shall be an infraction if not covered by other statutes.

4. Any person who has been found guilty of a violation of subdivision (2) of subsection 1 of this section involving any alkaloid shall be entitled to expungement of the record of the violation. The procedure to expunge the record shall be pursuant to section 610.123. The record of any person shall not be expunged if such person has been found guilty of knowingly delivering, attempting to deliver, possessing, depositing, or concealing any alkaloid of any controlled substance in or about the premises of any correctional center, or city or county jail, or private prison or jail.

5. Subdivision (5) of subsection 1 of this section shall not apply to:

(1) Any law enforcement officer employed by a state agency, federal agency, or political subdivision lawfully engaged in his or her duties as a law enforcement officer;

(2) Any other person who is authorized by the correctional center or city, county, or private jail to possess or use a two-way telecommunications device in the correctional center or city, county, or private jail; or

(3) Any person who is not an inmate possessing a two-way telecommunications device or its component parts in an area of a correctional center or city, county, or private jail where such person may lawfully be without the intent to conceal, deliver to, or deposit for the use of another; except that, if such person refuses to comply with orders to surrender such device or its component parts, he or she shall be guilty of a class A misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 10** was adopted.

Representative Morse (151) offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"559.021. 1. The conditions of probation shall be such as the court in its discretion deems reasonably necessary to ensure that the defendant will not again violate the law. When a defendant is placed on probation he or she shall be given a certificate explicitly stating the conditions on which he or she is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order such conditions as the court believes will serve to compensate the victim, any dependent of the victim, any statutorily created fund for costs incurred as a result of the offender's actions, or society. Such conditions may include restorative justice methods pursuant to section 217.777, or any other method that the court finds just or appropriate including, but not limited to:

(1) Restitution to the victim or any dependent of the victim, or statutorily created fund for costs incurred as a result of the offender's actions in an amount to be determined by the judge;

(2) The performance of a designated amount of free work for a public or charitable purpose, or purposes, as determined by the judge;

(3) Offender treatment programs;

(4) Work release programs in local facilities; and

(5) Community-based residential and nonresidential programs.

3. In addition to any of the conditions that may be imposed under this section, the judge may consider assigning the defendant to roadside cleanup as a condition of probation when the judge deems it to be appropriate.

4. The defendant may refuse probation conditioned on the performance of free work. If he or she does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the defendant or any person deriving a cause of action from him or her if such cause of action arises from such supervision of performance, except for an intentional tort or gross negligence. The services performed by the defendant shall not be deemed employment within the meaning of the provisions of chapter 288. A defendant performing services pursuant to this section shall not be deemed an employee within the meaning of the provisions of chapter 287.

~~[4-]~~ **5.** In addition to such other authority as exists to order conditions of probation, in the case of a finding of guilt, the court may order the assessment and payment of a designated amount of restitution to a county law enforcement restitution fund established by the county commission pursuant to section 50.565. Such contribution shall not exceed three hundred dollars for any charged offense. Any restitution moneys deposited into the county law enforcement restitution fund pursuant to this section shall only be expended pursuant to the provisions of section 50.565.

~~[5-]~~ **6.** A judge may order payment to a restitution fund only if such fund had been created by ordinance or resolution of a county of the state of Missouri prior to sentencing. A judge shall not have any direct supervisory authority or administrative control over any fund to which the judge is ordering a defendant to make payment.

~~[6-]~~ **7.** A defendant who fails to make a payment to a county law enforcement restitution fund may not have his or her probation revoked solely for failing to make such payment unless the judge, after evidentiary hearing, makes a finding supported by a preponderance of the evidence that the defendant either willfully refused to make the payment or that the defendant willfully, intentionally, and purposefully failed to make sufficient bona fide efforts to acquire the resources to pay.

~~[7-]~~ **8.** The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morse (151), **House Amendment No. 11** was adopted.

Representative Dogan offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting immediately after all of said section and line the following:

"590.650. 1. **The provisions of this section shall be known and may be cited as "The Fourth Amendment Affirmation Act".** As used in this section [~~"minority group" means individuals of African, Hispanic, Native American or Asian descent~~] **the following terms mean:**

(1) "Benchmark", the number used as a basis of comparison in determining possible disproportions in law enforcement activities, including the following:

(a) The benchmark for measuring disproportions in vehicle stops shall be the proportions of drivers in racial or ethnic groups residing or traveling in a jurisdiction;

(b) The benchmark for measuring disproportions in post-stop activities shall be the racial or ethnic group's proportion of stops; and

(c) The benchmark used to measure disproportions in hit rates shall be the group proportions of drivers searched;

(2) "Consent search", a search authorized by the consent of the individual, not by probable cause;

(3) "Discriminatory policing", circumstances in which the peace officer's actions are based in whole or in part on the real or perceived race, ethnicity, religious beliefs, gender, English language proficiency, status as a person with a disability, or a person's national origin rather than upon specific and articulable facts, which, taken together with rational inferences from those facts, reasonably indicate criminal activity. "Discriminatory policing" does not include investigations of alleged crimes when law enforcement must seek out suspects who match a specifically delineated description;

(4) "Hit rate", the rate of searches in which contraband is found. The hit rate is calculated by dividing the number of searches that yield contraband by the total number of searches. Hit rate may be calculated for individual officers, agencies, or multiple agencies;

(5) "Investigative stop", any stop by a peace officer of a motor vehicle involving at least in part an investigation of a criminal violation other than a motor vehicle violation. Investigative stops can involve calls for service, stops conducted in support of an agency investigation, stops conducted because of a peace officer's observations, stops made at a sobriety checkpoint or other road block, or other investigatory stops;

(6) "Minority group", individuals of African, Hispanic, Native American, or Asian descent;

(7) "Ratio of disparity", the ratio of the rate of stops or other peace officer activities for a non-white group as compared to the rate for the white group. The ratio of disparity for the white group shall be the white group rate compared to the rate for non-white groups;

(8) "Significant disparity", a ratio of disparity that is over one hundred twenty-five percent of the overall state disparity for any minority group for that category of officer activity after controlling for factors other than discrimination that are contributing to the disparity;

(9) "Significant disproportion", a ratio of disparity that is over one hundred twenty-five percent of the overall state ratio of disparity for any minority group for that category of peace officer activity.

2. Each time a peace officer stops a driver of a motor vehicle, that officer shall report at least the following information to the law enforcement agency that employs the officer:

(1) The age, gender and race or minority group of the individual stopped;

(2) Whether the driver resides in the jurisdiction of the stop;

(3) The reasons for the stop. Reasons for an investigative stop include, but are not limited to, calls for service, stops conducted in support of an agency investigation, stops conducted because of a peace officer's observations, and stops made at a sobriety checkpoint or other road block;

~~[(3)]~~ (4) Whether a search was conducted as a result of the stop;

~~[(4)]~~ (5) If a search was conducted, whether the individual consented to the search, how the individual's consent was documented, the probable cause for the search, whether the person was searched, whether the person's property was searched, and the duration of the search;

~~[(5)]~~ (6) Whether any contraband was discovered in the course of the search and the type of any contraband discovered;

~~[(6)]~~ (7) Whether any warning or citation was issued as a result of the stop;

~~[(7)]~~ (8) If a warning or citation was issued, the violation charged or warning provided;

~~[(8)]~~ (9) Whether an arrest was made as a result of either the stop or the search;

~~[(9)]~~ (10) If an arrest was made, the crime charged; and

~~[(10)]~~ (11) The location of the stop.

Such information may be reported using a format determined by the department of public safety which uses existing citation and report forms.

3. (1) Each law enforcement agency shall compile the data described in subsection 2 of this section for the calendar year into a report to the attorney general.

(2) Each law enforcement agency shall submit the report to the attorney general no later than March first of the following calendar year.

(3) The attorney general shall determine the format that all law enforcement agencies shall use to submit the report. The attorney general may allow the department of public safety to extract the data from other reports filed by law enforcement agencies.

4. (1) The attorney general shall analyze the annual reports of law enforcement agencies required by this section and submit a report of the findings to the governor, the general assembly and each law enforcement agency no later than June first of each year.

(2) **The report shall identify situations in which data submitted by agencies indicate that racial and ethnic groups are disproportionately affected by law enforcement activity so that further analysis may be conducted to determine whether peace officers are engaging in discriminatory policing;**

(3) **The report shall provide group ratios of disparity for all categories of stops, post-stop activities, searches, and contraband found using appropriate benchmarks as defined in subsection 1 of this section;**

(4) The report of the attorney general shall include at least the following information for each agency **and for the state overall:**

(a) The total number of vehicles stopped by peace officers during the previous calendar year;

(b) The number and percentage of stopped motor vehicles that were driven by members of each particular minority group;

(c) ~~[A comparison of the percentage of stopped motor vehicles driven by each minority group and the percentage of the state's population that each minority group comprises]~~ **Ratios of disparity for all categories of stops, post-stop activities, searches, and contraband using appropriate benchmarks as defined in subsection 1 of this section; and**

(d) A compilation of the information reported by law enforcement agencies pursuant to subsection 2 of this section.

5. (1) Each law enforcement agency shall adopt a policy on ~~[race-based traffic stops]~~ **discriminatory policing** that:

~~[(1)]~~ (a) Prohibits ~~[the practice of routinely stopping members of minority groups for violations of vehicle laws as a pretext for investigating other violations of criminal law]~~ **discriminatory policing;**

~~[(2)]~~ (b) Provides for ~~[periodic]~~ **annual** reviews by the law enforcement agency of the annual report of the attorney general required by subsection 4 of this section that:

~~[(a)]~~ a. Determine whether any peace officers of the law enforcement agency have a pattern of stopping members of minority groups for violations of vehicle laws in a number disproportionate to the population of minority groups residing or traveling within the jurisdiction of the law enforcement agency; and

~~[(b)]~~ b. If the review reveals a pattern, require an investigation to determine whether any peace officers of the law enforcement agency ~~[routinely stop members of minority groups for violations of vehicle laws as a pretext for investigating other violations of criminal law; and]~~ **engaged in discriminatory policing;**

c. **Include a review of complaints received by the law enforcement agency and a breakdown of which complaints were verified, found to be unfounded, remain active, and what steps were taken to address verified complaints. The review of complaints shall indicate the number of complaints alleging discriminatory policing that a law enforcement agency received; and**

d. **The results of the review shall be made public, however, no personnel information prohibited by law shall be disclosed; and**

~~[(3)]~~ (c) Provides for appropriate **discipline, up to and including dismissal**, counseling, and training of any peace officer found to have engaged in ~~[race-based traffic stops]~~ **discriminatory policing** within ninety days of the review.

The course or courses of instruction and the guidelines shall stress understanding and respect for racial and cultural differences, **cultural competency**, and development of effective, noncombative methods of carrying out law enforcement duties in a racially and culturally diverse environment.

(2) **Each policy shall be in writing and accessible by the public. The attorney general shall certify that the discriminatory policing policy of each agency is substantially equivalent to the requirements of this subsection.**

(3) **Each policy shall put in place procedures to eliminate discriminatory policing.**

6. When a motor vehicle has been stopped solely for a traffic violation, a peace officer shall request only the following documentation from only the driver of the motor vehicle:

(1) A driver's license or other verifiable, government-issued identification, including foreign-issued identification;

(2) Motor vehicle registration; and

(3) Proof of insurance.

7. If a law enforcement agency fails to comply with the provisions of this section, the governor may withhold any state funds appropriated to the noncompliant law enforcement agency.

[7.] 8. Each law enforcement agency in this state may utilize federal funds from community-oriented policing services grants or any other federal sources to equip each vehicle used for traffic stops with a video camera and voice-activated microphone **or to purchase body cameras.**

~~[8. A peace officer who stops a driver of a motor vehicle pursuant to a lawfully conducted sobriety check point or road block shall be exempt from the reporting requirements of subsection 2 of this section.]~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Reiboldt	Reisch	Remole	Roden
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Conway 10	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Barnes 60	Brown 27	Brown 57
Butler	Carpenter	Chipman	Cookson	Corlew
Dohrman	Engler	Green	Grier	Kidd
Korman	Lauer	McDaniel	Messenger	Miller
Mitten	Newman	Peters	Pogue	Rehder

Rhoads
Mr. Speaker

Roerber

Rowland 29

Shumake

Stacy

VACANCIES: 002

On motion of Representative Dogan, **House Amendment No. 12** was adopted.

Representative McCann Beatty offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 5, Section 84.510, Line 61, by inserting immediately after said section and line the following:

"105.055. 1. **As used in this section, the following terms mean:**

(1) **"Disciplinary action", any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, regardless of whether the withholding of work has affected or will affect the employee's compensation;**

(2) **"Public employee", any employee, volunteer, intern, or other individual performing work or services for a public employer;**

(3) **"Public employer", any state agency or office, the general assembly, any legislative or governing body of the state, any unit or political subdivision of the state, or any other instrumentality of the state.**

2. No supervisor or appointing authority of any ~~[state agency]~~ **public employer** shall prohibit any employee of the ~~[agency]~~ **public employer** from discussing the operations of the ~~[agency]~~ **public employer**, either specifically or generally, with any member of the legislature, state auditor, attorney general, **a prosecuting or circuit attorney, a law enforcement agency, news media, the public**, or any state official or body charged with investigating ~~[such]~~ **any** alleged misconduct **described in this section.**

~~[2-]~~ 3. No supervisor or appointing authority of any ~~[state agency]~~ **public employer** shall:

(1) Prohibit a ~~[state]~~ **public** employee from or take any disciplinary action whatsoever against a ~~[state]~~ **public** employee for the disclosure of any alleged prohibited activity under investigation or any related activity, or for the disclosure of information which the employee reasonably believes evidences:

(a) A violation of any law, rule or regulation; or

(b) Mismanagement, a gross waste of funds or abuse of authority, **violation of policy, waste of public resources, alteration of technical findings or communication of scientific opinion, breaches of professional ethical canons**, or a substantial and specific danger to public health or safety, if the disclosure is not specifically prohibited by law; ~~[or]~~

(2) Require ~~[any such]~~ **a public** employee to give notice to the supervisor or appointing authority prior to ~~[making any such report]~~ **disclosing any activity described in subdivision (1) of this subsection; or**

(3) **Prevent a public employee from testifying before a court, administrative body, or legislative body regarding the alleged prohibited activity or disclosure of information.**

~~[3-]~~ 4. This section shall not be construed as:

(1) Prohibiting a supervisor or appointing authority from requiring that ~~[an]~~ **a public** employee inform the supervisor or appointing authority as to legislative requests for information to the ~~[agency]~~ **public employer** or the substance of testimony made, or to be made, by the **public** employee to legislators on behalf of the ~~[employee to legislators on behalf of the agency]~~ **public employer;**

(2) Permitting ~~[an]~~ **a public** employee to leave the employee's assigned work areas during normal work hours without following applicable rules and regulations and policies pertaining to leaves, unless the **public** employee is requested by a legislator or legislative committee to appear before a legislative committee;

(3) Authorizing ~~[an]~~ **a public** employee to represent ~~[the employee's]~~ **his or her** personal opinions as the opinions of a ~~[state agency]~~ **public employer; or**

(4) Restricting or precluding disciplinary action taken against a ~~[state]~~ **public** employee if: the employee knew that the information was false; the information is closed or is confidential under the provisions of the open meetings law or any other law; or the disclosure relates to the employee's own violations, mismanagement, gross waste of funds, abuse of authority or endangerment of the public health or safety.

~~[4. As used in this section, "disciplinary action" means any dismissal, demotion, transfer, reassignment, suspension, reprimand, warning of possible dismissal or withholding of work, whether or not the withholding of work has affected or will affect the employee's compensation.]~~

5. **In addition to any other remedies provided by law**, any state employee may file an administrative appeal whenever the employee alleges that disciplinary action was taken against the employee in violation of this section. The appeal shall be filed with the administrative hearing commission; provided that the appeal shall be filed with the appropriate agency review board or body of nonmerit agency employers which have established appeal procedures substantially similar to those provided for merit employees in subsection 5 of section 36.390. The appeal shall be filed within ~~[thirty days]~~ **one year** of the alleged disciplinary action. Procedures governing the appeal shall be in accordance with chapter 536. If the commission or appropriate review body finds that disciplinary action taken was unreasonable, the commission or appropriate review body shall modify or reverse the agency's action and order such relief for the employee as the commission considers appropriate. If the commission finds a violation of this section, it may review and recommend to the appointing authority that the violator be suspended on leave without pay for not more than thirty days or, in cases of willful or repeated violations, may review and recommend to the appointing authority that the violator forfeit the violator's position as a state officer or employee and disqualify the violator for appointment to or employment as a state officer or employee for a period of not more than two years. The decision of the commission or appropriate review body in such cases may be appealed by any party pursuant to law.

6. Each ~~[state agency]~~ **public employer** shall prominently post a copy of this section in locations where it can reasonably be expected to come to the attention of all employees of the ~~[agency]~~ **public employer**.

7. (1) In addition to the remedies in subsection ~~[6]~~ **5** of this section **or any other remedies provided by law**, a person who alleges a violation of this section may bring a civil action **against the public employer** for damages within ~~[ninety days]~~ **one year** after the occurrence of the alleged violation.

(2) A civil action commenced pursuant to this subsection may be brought in the circuit court for the county where the alleged violation occurred, the county where the complainant resides, or the county where the person against whom the civil complaint is filed resides. **A person commencing such action may request a trial by jury.**

(3) ~~[A]~~ **A public employee** ~~[must]~~ **shall** show by clear and convincing evidence that he or she or a person acting on his or her behalf has reported or was about to report, verbally or in writing, a prohibited activity or a suspected prohibited activity. **Upon such a showing, the burden shall be on the public employer to demonstrate that the disciplinary action was not the result of such a report.**

(4) A court, in rendering a judgment in an action brought pursuant to this section, shall order, as the court considers appropriate, actual damages, and may also award the complainant all or a portion of the costs of litigation, including reasonable attorney fees.

8. **If the alleged misconduct is related to the receipt and expenditures of public funds, a public employee alleging that disciplinary action was taken against the employee in violation of this section may request the state auditor to investigate the alleged misconduct and whether the disciplinary action was taken in violation of this section. If the state auditor uses his or her discretion to make such an investigation, the time to appeal such disciplinary action under subsections 5 and 7 of this section shall be the later of one year from the date of the alleged disciplinary action or ninety days following the release of the state auditor's report.**

9. **The provisions of this section shall apply to public employees, notwithstanding any provisions of section 213.070 and section 285.575 to the contrary.**

105.725. Any person who obtains a claim or final judgment for a payment to be made out of the state legal expense fund shall not be offered or required to sign any confidentiality agreement stating that he or she will not discuss his or her claim or final judgment or stating that if he or she does discuss such claim or final judgment, he or she will waive any right to moneys from the state legal expense fund. If a confidentiality agreement is offered to a person in violation of this section and such agreement is signed, such signed agreement shall be unenforceable."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCann Beatty, **House Amendment No. 13** was adopted.

Representative Smith (163) offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting after all of said section and line the following:

"556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

- (1) For any felony, three years, except as provided in subdivision (4) of this subsection;
- (2) For any misdemeanor, one year;
- (3) For any infraction, six months;
- (4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; ~~or~~

(2) During any time when the accused is concealing himself **or herself** from justice either within or without this state; ~~or~~

(3) During any time when a prosecution against the accused for the offense is pending in this state; ~~or~~

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020; **or**

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile" means the collective results of the DNA analysis of an evidence sample.

556.037. 1. Notwithstanding the provisions of section 556.036, prosecutions for unlawful sexual offenses involving a person eighteen years of age or under ~~[must be commenced within thirty years after the victim reaches the age of eighteen unless the prosecutions are for rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted sodomy in the first degree, or attempted forcible sodomy in which case such prosecutions]~~ may be commenced at any time.

2. For purposes of this section, "sexual offenses" include, but are not limited to, all offenses for which registration is required under sections 589.400 to 589.425."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 14.**

*House Amendment No. 1
to
House Amendment No. 14*

AMEND House Amendment No. 14 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 2, Line 24, by inserting after all of said line the following:

"Further amend said bill, Page 36, Section 566.147, Line 42, by inserting after all of said line the following:

"567.050. 1. A person commits the offense of promoting prostitution in the first degree if he or she knowingly:

- (1) Promotes prostitution by compelling a person to enter into, engage in, or remain in prostitution; ~~or~~
- (2) Promotes prostitution of a person less than sixteen years of age; **or**
- (3) **Owns, manages, or operates an interactive computer service, as defined 47 U.S.C. Section 230(f), or conspires or attempts to do so, with the intent to promote or facilitate the prostitution of another.**

2. The term "compelling" includes:

- (1) The use of forcible compulsion;
- (2) The use of a drug or intoxicating substance to render a person incapable of controlling his conduct or appreciating its nature;
- (3) Withholding or threatening to withhold dangerous drugs or a narcotic from a drug dependent person.

3. The offense of promoting prostitution in the first degree is a class B felony, **or a class A felony if a person violates subdivision (3) of subsection 1 of this section and acts in reckless disregard of the fact that such conduct contributed to the offense of trafficking for the purposes of sexual exploitation under section 566.209.**

4. A person injured by the acts committed in violation subdivision (3) of subsection 1 of this section and subdivisions (1) and (2) of subsection 3 of this section shall have a civil cause of action to recover damages and reasonable attorneys' fees for such injury.

5. In addition to the court's authority to order a defendant to make restitution for the damage or loss caused by his or her offense as provided in section 559.105, the court shall enter a judgment of restitution against the offender convicted of violating subdivision (3) of subsection 1 of this section and subdivision (2) of subsection 3 of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 1 to House Amendment No. 14** was adopted.

On motion of Representative Smith (163), **House Amendment No. 14, as amended**, was adopted.

Representative Brattin offered **House Amendment No. 15.**

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 10, Section 217.075, Line 41, by inserting after said section and line the following:

"217.243. 1. Any inmate who receives an on-site nonemergency medical examination or treatment from the correctional center's medical personnel shall be assessed a charge of twenty-five cents per visit for the medical examination or treatment.

2. Inmates shall be charged a co-pay fee except for the following:

- (1) Health care services based on staff referrals;**
- (2) Staff-approved follow-up treatment for chronic illnesses;**
- (3) Preventive health care;**
- (4) Emergency services;**
- (5) Prenatal care;**
- (6) Diagnosis or treatment of chronic infectious diseases;**
- (7) Mental health care; or**
- (8) Substance abuse treatment.**

3. Inmates without funds shall not be charged, provided they are considered to be indigent and are unable to pay the health care services fee.

4. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wiemann assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Bahr	Beard
Black	Bondon	Brattin	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Evans
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

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NOES: 040

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Conway 10
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Austin	Barnes 60	Basye	Bernskoetter
Berry	Brown 27	Brown 57	Carpenter	Chipman
Cookson	Dogan	Ellebracht	Engler	Fitzwater
Houx	Kelley 127	Kidd	Korman	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Rowland 29	Ruth	Tate		

VACANCIES: 002

On motion of Representative Brattin, **House Amendment No. 15** was adopted by the following vote, the ayes and noes having been demanded by Representative Brattin:

AYES: 093

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Black	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 041

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Higdon	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley

Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 027

Anders	Austin	Barnes 60	Bernskoetter	Berry
Brown 27	Carpenter	Chipman	Cookson	Engler
Fitzwater	Gannon	Houx	Kelley 127	Kidd
Korman	Messenger	Miller	Newman	Peters
Pfautsch	Pogue	Rhoads	Rowland 29	Ruth
Smith 85	Wessels			

VACANCIES: 002

Representative Matthiesen offered **House Amendment No. 16.**

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 7, Section 109.320, Line 44, by inserting the following after all of said section and line:

"160.261. 1. The local board of education of each school district shall clearly establish a written policy of discipline, including the district's determination on the use of corporal punishment and the procedures in which punishment will be applied. A written copy of the district's discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil and parent or legal guardian of every pupil enrolled in the district at the beginning of each school year and also made available in the office of the superintendent of such district, during normal business hours, for public inspection. **The district may satisfy this notice requirement by posting a copy of the policy and procedures on the district's website.** All employees of the district shall annually receive instruction related to the specific contents of the policy of discipline and any interpretations necessary to implement the provisions of the policy in the course of their duties, including but not limited to approved methods of dealing with acts of school violence, disciplining students with disabilities and instruction in the necessity and requirements for confidentiality.

2. The policy shall require school administrators to report acts of school violence to all teachers at the attendance center and, in addition, to other school district employees with a need to know. For the purposes of this chapter or chapter 167, "need to know" is defined as school personnel who are directly responsible for the student's education or who otherwise interact with the student on a professional basis while acting within the scope of their assigned duties. As used in this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical force by a student with the intent to do serious physical injury as defined in section 556.061 to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. The policy shall at a minimum require school administrators to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the following crimes, or any act which if committed by an adult would be one of the following crimes:

- (1) First degree murder under section 565.020;
- (2) Second degree murder under section 565.021;
- (3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping in the first degree under section 565.110;
- (4) First degree assault under section 565.050;
- (5) Rape in the first degree under section 566.030;
- (6) Sodomy in the first degree under section 566.060;
- (7) Burglary in the first degree under section 569.160;
- (8) Burglary in the second degree under section 569.170;

- (9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023;
- (10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or manufacture of a controlled substance under section 579.055;
- (11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1, 2017, or delivery of a controlled substance under section 579.020;
- (12) Arson in the first degree under section 569.040;
- (13) Voluntary manslaughter under section 565.023;
- (14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in the second degree under section 565.027;
- (15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or second degree assault under section 565.052;
- (16) Rape in the second degree under section 566.031;
- (17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or kidnapping in the second degree under section 565.120;
- (18) Property damage in the first degree under section 569.100;
- (19) The possession of a weapon under chapter 571;
- (20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section 566.067, 566.068, or 566.069;
- (21) Sodomy in the second degree pursuant to section 566.061;
- (22) Sexual misconduct involving a child pursuant to section 566.083;
- (23) Sexual abuse in the first degree pursuant to section 566.100; **or**
- (24) ~~[Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment in the first degree under section 565.090; or~~
- ~~—————(25)]~~ Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the first degree under section 565.225[;]

committed on school property, including but not limited to actions on any school bus in service on behalf of the district or while involved in school activities. The policy shall require that any portion of a student's individualized education program that is related to demonstrated or potentially violent behavior shall be provided to any teacher and other school district employees who are directly responsible for the student's education or who otherwise interact with the student on an educational basis while acting within the scope of their assigned duties. The policy shall also contain the consequences of failure to obey standards of conduct set by the local board of education, and the importance of the standards to the maintenance of an atmosphere where orderly learning is possible and encouraged.

3. The policy shall provide that any student who is on suspension for any of the offenses listed in subsection 2 of this section or any act of violence or drug-related activity defined by school district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall have as a condition of his or her suspension the requirement that such student is not allowed, while on such suspension, to be within one thousand feet of any school property in the school district where such student attended school or any activity of that district, regardless of whether or not the activity takes place on district property unless:

- (1) Such student is under the direct supervision of the student's parent, legal guardian, or custodian and the superintendent or the superintendent's designee has authorized the student to be on school property;
- (2) Such student is under the direct supervision of another adult designated by the student's parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which suspended the student and the superintendent or the superintendent's designee has authorized the student to be on school property;
- (3) Such student is enrolled in and attending an alternative school that is located within one thousand feet of a public school in the school district where such student attended school; or
- (4) Such student resides within one thousand feet of any public school in the school district where such student attended school in which case such student may be on the property of his or her residence without direct adult supervision.

4. Any student who violates the condition of suspension required pursuant to subsection 3 of this section may be subject to expulsion or further suspension pursuant to the provisions of sections 167.161, 167.164, and 167.171. In making this determination consideration shall be given to whether the student poses a threat to the safety of any child or school employee and whether such student's unsupervised presence within one thousand feet

of the school is disruptive to the educational process or undermines the effectiveness of the school's disciplinary policy. Removal of any pupil who is a student with a disability is subject to state and federal procedural rights. This section shall not limit a school district's ability to:

(1) Prohibit all students who are suspended from being on school property or attending an activity while on suspension;

(2) Discipline students for off-campus conduct that negatively affects the educational environment to the extent allowed by law.

5. The policy shall provide for a suspension for a period of not less than one year, or expulsion, for a student who is determined to have brought a weapon to school, including but not limited to the school playground or the school parking lot, brought a weapon on a school bus or brought a weapon to a school activity whether on or off of the school property in violation of district policy, except that:

(1) The superintendent or, in a school district with no high school, the principal of the school which such child attends may modify such suspension on a case-by-case basis; and

(2) This section shall not prevent the school district from providing educational services in an alternative setting to a student suspended under the provisions of this section.

6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles, a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except that this section shall not be construed to prohibit a school board from adopting a policy to allow a Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so long as the firearm is unloaded. The local board of education shall define weapon in the discipline policy. Such definition shall include the weapons defined in this subsection but may also include other weapons.

7. All school district personnel responsible for the care and supervision of students are authorized to hold every pupil strictly accountable for any disorderly conduct in school or on any property of the school, on any school bus going to or returning from school, during school-sponsored activities, or during intermission or recess periods.

8. Teachers and other authorized district personnel in public schools responsible for the care, supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by the school district, shall not be civilly liable when acting in conformity with the established policies developed by each board, including but not limited to policies of student discipline or when reporting to his or her supervisor or other person as mandated by state law acts of school violence or threatened acts of school violence, within the course and scope of the duties of the teacher, authorized district personnel or volunteer, when such individual is acting in conformity with the established policies developed by the board. Nothing in this section shall be construed to create a new cause of action against such school district, or to relieve the school district from liability for the negligent acts of such persons.

9. Each school board shall define in its discipline policy acts of violence and any other acts that constitute a serious violation of that policy. "Acts of violence" as defined by school boards shall include but not be limited to exertion of physical force by a student with the intent to do serious bodily harm to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. School districts shall for each student enrolled in the school district compile and maintain records of any serious violation of the district's discipline policy. Such records shall be made available to teachers and other school district employees with a need to know while acting within the scope of their assigned duties, and shall be provided as required in section 167.020 to any school district in which the student subsequently attempts to enroll.

10. Spanking, when administered by certificated personnel and in the presence of a witness who is an employee of the school district, or the use of reasonable force to protect persons or property, when administered by personnel of a school district in a reasonable manner in accordance with the local board of education's written policy of discipline, is not abuse within the meaning of chapter 210. The provisions of sections 210.110 to 210.165 notwithstanding, the children's division shall not have jurisdiction over or investigate any report of alleged child abuse arising out of or related to the use of reasonable force to protect persons or property when administered by personnel of a school district or any spanking administered in a reasonable manner by any certificated school personnel in the presence of a witness who is an employee of the school district pursuant to a written policy of discipline established by the board of education of the school district, as long as no allegation of sexual misconduct arises from the spanking or use of force.

11. If a student reports alleged sexual misconduct on the part of a teacher or other school employee to a person employed in a school facility who is required to report such misconduct to the children's division under section 210.115, such person and the superintendent of the school district shall report the allegation to the children's

division as set forth in section 210.115. Reports made to the children's division under this subsection shall be investigated by the division in accordance with the provisions of sections 210.145 to 210.153 and shall not be investigated by the school district under subsections 12 to 20 of this section for purposes of determining whether the allegations should or should not be substantiated. The district may investigate the allegations for the purpose of making any decision regarding the employment of the accused employee.

12. Upon receipt of any reports of child abuse by the children's division other than reports provided under subsection 11 of this section, pursuant to sections 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division shall notify the superintendent of schools of the district or, if the person named in the alleged incident is the superintendent of schools, the president of the school board of the school district where the alleged incident occurred.

13. If, after an initial investigation, the superintendent of schools or the president of the school board finds that the report involves an alleged incident of child abuse other than the administration of a spanking by certificated school personnel or the use of reasonable force to protect persons or property when administered by school personnel pursuant to a written policy of discipline or that the report was made for the sole purpose of harassing a public school employee, the superintendent of schools or the president of the school board shall immediately refer the matter back to the children's division and take no further action. In all matters referred back to the children's division, the division shall treat the report in the same manner as other reports of alleged child abuse received by the division.

14. If the report pertains to an alleged incident which arose out of or is related to a spanking administered by certificated personnel or the use of reasonable force to protect persons or property when administered by personnel of a school district pursuant to a written policy of discipline or a report made for the sole purpose of harassing a public school employee, a notification of the reported child abuse shall be sent by the superintendent of schools or the president of the school board to the law enforcement in the county in which the alleged incident occurred.

15. The report shall be jointly investigated by the law enforcement officer and the superintendent of schools or, if the subject of the report is the superintendent of schools, by a law enforcement officer and the president of the school board or such president's designee.

16. The investigation shall begin no later than forty-eight hours after notification from the children's division is received, and shall consist of, but need not be limited to, interviewing and recording statements of the child and the child's parents or guardian within two working days after the start of the investigation, of the school district personnel allegedly involved in the report, and of any witnesses to the alleged incident.

17. The law enforcement officer and the investigating school district personnel shall issue separate reports of their findings and recommendations after the conclusion of the investigation to the school board of the school district within seven days after receiving notice from the children's division.

18. The reports shall contain a statement of conclusion as to whether the report of alleged child abuse is substantiated or is unsubstantiated.

19. The school board shall consider the separate reports referred to in subsection 17 of this section and shall issue its findings and conclusions and the action to be taken, if any, within seven days after receiving the last of the two reports. The findings and conclusions shall be made in substantially the following form:

(1) The report of the alleged child abuse is unsubstantiated. The law enforcement officer and the investigating school board personnel agree that there was not a preponderance of evidence to substantiate that abuse occurred;

(2) The report of the alleged child abuse is substantiated. The law enforcement officer and the investigating school district personnel agree that the preponderance of evidence is sufficient to support a finding that the alleged incident of child abuse did occur;

(3) The issue involved in the alleged incident of child abuse is unresolved. The law enforcement officer and the investigating school personnel are unable to agree on their findings and conclusions on the alleged incident.

20. The findings and conclusions of the school board under subsection 19 of this section shall be sent to the children's division. If the findings and conclusions of the school board are that the report of the alleged child abuse is unsubstantiated, the investigation shall be terminated, the case closed, and no record shall be entered in the children's division central registry. If the findings and conclusions of the school board are that the report of the alleged child abuse is substantiated, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school district and shall include the information in the division's central registry. If the findings and conclusions of the school board are that the issue involved in the alleged incident of child abuse is unresolved, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school board, however, the incident and the names of the parties allegedly involved shall not be entered into the central registry of the children's division unless and until the alleged child abuse is substantiated by a court of competent jurisdiction.

21. Any superintendent of schools, president of a school board or such person's designee or law enforcement officer who knowingly falsifies any report of any matter pursuant to this section or who knowingly withholds any information relative to any investigation or report pursuant to this section is guilty of a class A misdemeanor.

22. In order to ensure the safety of all students, should a student be expelled for bringing a weapon to school, violent behavior, or for an act of school violence, that student shall not, for the purposes of the accreditation process of the Missouri school improvement plan, be considered a dropout or be included in the calculation of that district's educational persistence ratio.

167.117. 1. ~~[In any instance when any person is believed to have committed an act which if committed by an adult would be assault in the first, second or third degree, sexual assault, or deviate sexual assault against a pupil or school employee, while on school property, including a school bus in service on behalf of the district, or while involved in school activities, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent, except in any instance when any person is believed to have committed an act which if committed by an adult would be assault in the third degree and a written agreement as to the procedure for the reporting of such incidents of third degree assault has been executed between the superintendent of the school district and the appropriate local law enforcement agency, the principal shall report such incident to the appropriate local law enforcement agency in accordance with such agreement.]~~ **For purposes of this section, "on school premises" means on any school property including, but not limited to, a school playground or school parking lot; on any school bus in service on behalf of the school district; or while involved in school activities regardless of whether the activity is on or off school property.**

2. In any instance when a pupil is discovered to have on or about such pupil's person, or among such pupil's possessions, or placed elsewhere on ~~[the] school premises~~~~[-including but not limited to the school playground or the school parking lot, on a school bus or at a school activity whether on or off of school property]~~ any controlled substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall ~~[immediately]~~ **as soon as reasonably practical** report such incident to the appropriate local law enforcement agency and to the superintendent. **In any instance when a school employee becomes aware that a pupil is in possession of a controlled substance or any weapon on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

3. ~~[In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.]~~ **In any instance when a pupil is believed to have committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the principal shall as soon as reasonably practical report such incident to the appropriate law enforcement agency; to the superintendent; and, if there is a victim, to the parents or legal guardian of each victim. In any instance when a school employee becomes aware that a pupil has committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

4. A school employee, superintendent, or such person's designee who in good faith provides information to law enforcement or juvenile authorities pursuant to this section or section 160.261 **or provides information to law enforcement or juvenile authorities regarding an instance in which a pupil is believed to have committed a crime on school premises** shall not be civilly liable for providing such information.

5. Any school official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Bahr	Basye	Beard
Black	Bondon	Brattin	Brown 57	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis

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DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 040

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 030

Alferman	Anders	Austin	Barnes 60	Bernskoetter
Berry	Brown 27	Carpenter	Chipman	Cookson
Cornejo	Engler	Fitzwater	Hannegan	Houx
Kelley 127	Korman	Marshall	Mathews	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Rowland 29	Ruth	Shumake	Smith 85	Tate

VACANCIES: 002

On motion of Representative Matthiesen, **House Amendment No. 16** was adopted.

Representative McGee offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 36, Section 566.147, Line 42, by inserting immediately after said section and line the following:

"571.030. 1. A person commits the offense of unlawful use of weapons, except as otherwise provided by sections 571.101 to 571.121, if he or she knowingly:

(1) Carries concealed upon or about his or her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use into any area where firearms are restricted under section 571.107; or

(2) Sets a spring gun; or

(3) Discharges or shoots a firearm into a dwelling house, a railroad train, boat, aircraft, or motor vehicle as defined in section 302.010, or any building or structure used for the assembling of people; or

(4) Exhibits, in the presence of one or more persons, any weapon readily capable of lethal use in an angry or threatening manner; or

(5) Has a firearm or projectile weapon readily capable of lethal use on his or her person, while he or she is intoxicated, and handles or otherwise uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges such firearm or projectile weapon unless acting in self-defense; or

(6) Discharges a firearm within one hundred yards of any occupied schoolhouse, courthouse, or church building; or

(7) Discharges or shoots a firearm at a mark, at any object, or at random, on, along or across a public highway or discharges or shoots a firearm into any outbuilding; or

(8) Carries a firearm or any other weapon readily capable of lethal use into any church or place where people have assembled for worship, or into any election precinct on any election day, or into any building owned or occupied by any agency of the federal government, state government, or political subdivision thereof; or

(9) Discharges or shoots a firearm at or from a motor vehicle, as defined in section 301.010, discharges or shoots a firearm at any person, or at any other motor vehicle, or at any building or habitable structure, unless the person was lawfully acting in self-defense; or

(10) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use into any school, onto any school bus, or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board; or

(11) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony violation of section 579.015.

2. **(1) This subsection shall be known and may be cited as "Blair's Law".**

(2) A person commits the offense of unlawful use of weapons if, with criminal negligence, he or she discharges a firearm within or into the limits of any municipality.

(3) This subsection shall not apply if the firearm is discharged:

(a) As allowed by a defense of justification under chapter 563;

(b) On a properly supervised range;

(c) To lawfully take wildlife during an open season established by the department of conservation.

Nothing in this subdivision shall prevent a municipality from adopting an ordinance restricting the discharge of a firearm within one-quarter mile of an occupied structure;

(d) For the control of nuisance wildlife as permitted by the department of conservation or the United States Fish and Wildlife Service;

(e) By special permit of the chief of police of the municipality;

(f) As required by an animal control officer in the performance of his or her duties;

(g) Using blanks;

(h) More than one mile from any occupied structure; or

(i) In self defense or defense of another person against an animal attack if a reasonable person would believe that deadly physical force against the animal is immediately necessary and reasonable under the circumstances to protect oneself or the other person.

(4) Notwithstanding any other provision of this section, a person who commits the offense of unlawful use of weapons under this subsection shall be guilty of a class D felony; except when such person commits a violation under subdivision (9) of subsection 1 of this section in which case the penalties of subdivision (4) of subsection 9 of this section shall apply.

3. Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to the persons described in this subsection, regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this subsection. Subdivisions (3), (4), (6), (7), and (9) of subsection 1 of this section shall not apply to or affect any of the following persons, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties, except as otherwise provided in this subsection:

(1) All state, county and municipal peace officers who have completed the training required by the police officer standards and training commission pursuant to sections 590.030 to 590.050 and who possess the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty, and whether such officers are within or outside of the law enforcement agency's jurisdiction, or all qualified retired peace officers, as defined in subsection [42] **13** of this section, and who carry the identification defined in subsection [43] **14** of this section, or any person

summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

- (2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;
- (3) Members of the Armed Forces or National Guard while performing their official duty;
- (4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;
- (5) Any person whose bona fide duty is to execute process, civil or criminal;
- (6) Any federal probation officer or federal flight deck officer as defined under the federal flight deck officer program, 49 U.S.C. Section 44921, regardless of whether such officers are on duty, or within the law enforcement agency's jurisdiction;
- (7) Any state probation or parole officer, including supervisors and members of the board of probation and parole;
- (8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the department of public safety under section 590.750;
- (9) Any coroner, deputy coroner, medical examiner, or assistant medical examiner;
- (10) Any municipal or county prosecuting attorney or assistant prosecuting attorney; circuit attorney or assistant circuit attorney; municipal, associate, or circuit judge; or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under subsection 2 of section 571.111;
- (11) Any member of a fire department or fire protection district who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under section 571.111 when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and
- (12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district member who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit, when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.

~~[3-]~~ **4.** Subdivisions (1), (5), (8), and (10) of subsection 1 of this section do not apply when the actor is transporting such weapons in a nonfunctioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subdivision (1) of subsection 1 of this section does not apply to any person nineteen years of age or older or eighteen years of age or older and a member of the United States Armed Forces, or honorably discharged from the United States Armed Forces, transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game, or is in his or her dwelling unit or upon premises over which the actor has possession, authority or control, or is traveling in a continuous journey peaceably through this state. Subdivision (10) of subsection 1 of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school, or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event or club event.

~~[4-]~~ **5.** Subdivisions (1), (8), and (10) of subsection 1 of this section shall not apply to any person who has a valid concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.

~~[5-]~~ **6.** Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10) of subsection 1 of this section shall not apply to persons who are engaged in a lawful act of defense pursuant to section 563.031.

~~[6-]~~ **7.** Notwithstanding any provision of this section to the contrary, the state shall not prohibit any state employee from having a firearm in the employee's vehicle on the state's property provided that the vehicle is locked and the firearm is not visible. This subsection shall only apply to the state as an employer when the state employee's vehicle is on property owned or leased by the state and the state employee is conducting activities within the scope of his or her employment. For the purposes of this subsection, "state employee" means an employee of the executive, legislative, or judicial branch of the government of the state of Missouri.

~~[7-]~~ **8.** Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses, or other school-sponsored or club-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use

into any school, onto any school bus, or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.

~~[8-]~~ **9.** A person who commits the crime of unlawful use of weapons under:

(1) Subdivision (2), (3), (4), or (11) of subsection 1 of this section shall be guilty of a class E felony, **except when such person commits a violation under subsection 2 of this section in which case the penalties of subdivision (4) of subsection 2 of this section shall apply;**

(2) Subdivision (1), (6), (7), or (8) of subsection 1 of this section shall be guilty of a class B misdemeanor, except when a concealed weapon is carried onto any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch, in which case the penalties of subsection 2 of section 571.107 shall apply; **and except when such person commits a violation under subsection 2 of this section in which case the penalties of subdivision (4) of subsection 2 of this section shall apply;**

(3) Subdivision (5) or (10) of subsection 1 of this section shall be guilty of a class A misdemeanor if the firearm is unloaded and a class E felony if the firearm is loaded;

(4) Subdivision (9) of subsection 1 of this section shall be guilty of a class B felony, except that if the violation of subdivision (9) of subsection 1 of this section results in injury or death to another person, it is a class A felony.

~~[9-]~~ **10.** Violations of subdivision (9) of subsection 1 of this section shall be punished as follows:

(1) For the first violation a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony;

(2) For any violation by a prior offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation or conditional release for a term of ten years;

(3) For any violation by a persistent offender as defined in section 558.016, a person shall be sentenced to the maximum authorized term of imprisonment for a class B felony without the possibility of parole, probation, or conditional release;

(4) For any violation which results in injury or death to another person, a person shall be sentenced to an authorized disposition for a class A felony.

~~[10-]~~ **11.** Any person knowingly aiding or abetting any other person in the violation of subdivision (9) of subsection 1 of this section shall be subject to the same penalty as that prescribed by this section for violations by other persons.

~~[11-]~~ **12.** Notwithstanding any other provision of law, no person who pleads guilty to or is found guilty of a felony violation of subsection 1 of this section shall receive a suspended imposition of sentence if such person has previously received a suspended imposition of sentence for any other firearms- or weapons-related felony offense.

~~[12-]~~ **13.** As used in this section “qualified retired peace officer” means an individual who:

(1) Retired in good standing from service with a public agency as a peace officer, other than for reasons of mental instability;

(2) Before such retirement, was authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of, or the incarceration of any person for, any violation of law, and had statutory powers of arrest;

(3) Before such retirement, was regularly employed as a peace officer for an aggregate of fifteen years or more, or retired from service with such agency, after completing any applicable probationary period of such service, due to a service-connected disability, as determined by such agency;

(4) Has a nonforfeitable right to benefits under the retirement plan of the agency if such a plan is available;

(5) During the most recent twelve-month period, has met, at the expense of the individual, the standards for training and qualification for active peace officers to carry firearms;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Is not prohibited by federal law from receiving a firearm.

~~[13-]~~ **14.** The identification required by subdivision (1) of subsection ~~[2]~~ **3** of this section is:

(1) A photographic identification issued by the agency from which the individual retired from service as a peace officer that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the agency to meet the standards established by the agency for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm; or

(2) A photographic identification issued by the agency from which the individual retired from service as a peace officer; and

(3) A certification issued by the state in which the individual resides that indicates that the individual has, not less recently than one year before the date the individual is carrying the concealed firearm, been tested or otherwise found by the state to meet the standards established by the state for training and qualification for active peace officers to carry a firearm of the same type as the concealed firearm.

571.107. 1. A concealed carry permit issued pursuant to sections 571.101 to 571.121, a valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize the person in whose name the permit or endorsement is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No concealed carry permit issued pursuant to sections 571.101 to 571.121, valid concealed carry endorsement issued prior to August 28, 2013, or a concealed carry endorsement or permit issued by another state or political subdivision of another state shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant to subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection [2] 3 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection [2] 3 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule pursuant to subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government; or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid concealed carry permit or endorsement, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit or endorsement holders in that portion of a building owned, leased or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to

disciplinary measures for violation of the provisions of the statute, rule or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry endorsement or permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager pursuant to rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a concealed carry permit issued pursuant to sections 571.101 to 571.121, or a concealed carry endorsement issued prior to August 28, 2013, shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit, and, if applicable, endorsement to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her concealed carry permit, and, if applicable, endorsement revoked and such person shall not be eligible for a concealed carry permit for a period of three years. Upon conviction of charges arising from a citation issued pursuant to this subsection, the court shall notify the sheriff of the county which issued the concealed carry permit, or, if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the department of revenue. The sheriff shall suspend or revoke the concealed carry permit or, if applicable, the certificate of qualification for a concealed carry endorsement. If the person holds an endorsement, the department of revenue shall issue a notice of such suspension or revocation of the concealed carry endorsement and take action to remove the concealed carry endorsement from the individual's driving record. The director of revenue shall notify the licensee that he or she must apply for a new license pursuant to chapter 302 which does not contain such endorsement. The notice issued by the department of revenue shall be mailed to the last known address shown on the individual's driving record. The notice is deemed received three days after mailing.

571.215. 1. A Missouri lifetime or extended concealed carry permit issued under sections 571.205 to 571.230 shall authorize the person in whose name the permit is issued to carry concealed firearms on or about his or her person or vehicle throughout the state. No Missouri lifetime or extended concealed carry permit shall authorize any person to carry concealed firearms into:

(1) Any police, sheriff, or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station. Possession of a firearm in a vehicle on the premises of the office or station shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(2) Within twenty-five feet of any polling place on any election day. Possession of a firearm in a vehicle on the premises of the polling place shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(3) The facility of any adult or juvenile detention or correctional institution, prison or jail. Possession of a firearm in a vehicle on the premises of any adult, juvenile detention, or correctional institution, prison or jail shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(4) Any courthouse solely occupied by the circuit, appellate or supreme court, or any courtrooms, administrative offices, libraries, or other rooms of any such court whether or not such court solely occupies the building in question. This subdivision shall also include, but not be limited to, any juvenile, family, drug, or other court offices, any room or office wherein any of the courts or offices listed in this subdivision are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule under subdivision (6) of this subsection. Nothing in this subdivision shall preclude those persons listed in subdivision (1) of subsection [2] 3 of section 571.030 while within their jurisdiction and on duty, those persons listed in subdivisions (2), (4), and (10) of subsection [2] 3 of section 571.030, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule under subdivision (6) of this subsection from carrying a concealed firearm within any of the areas described in this subdivision. Possession of a firearm in a vehicle on the premises of any of the areas listed in this subdivision shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(5) Any meeting of the governing body of a unit of local government, or any meeting of the general assembly or a committee of the general assembly, except that nothing in this subdivision shall preclude a member of the body holding a valid Missouri lifetime or extended concealed carry permit from carrying a concealed firearm at a meeting of the body which he or she is a member. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision shall preclude a member of the general assembly, a full-time employee of the general assembly employed under Section 17, Article III, Constitution of Missouri, legislative employees of the

general assembly as determined under section 21.155, or statewide elected officials and their employees, holding a valid Missouri lifetime or extended concealed carry permit, from carrying a concealed firearm in the state capitol building or at a meeting whether of the full body of a house of the general assembly or a committee thereof, that is held in the state capitol building;

(6) The general assembly, supreme court, county, or municipality may by rule, administrative regulation, or ordinance prohibit or limit the carrying of concealed firearms by permit holders in that portion of a building owned, leased, or controlled by that unit of government. Any portion of a building in which the carrying of concealed firearms is prohibited or limited shall be clearly identified by signs posted at the entrance to the restricted area. The statute, rule, or ordinance shall exempt any building used for public housing by private persons, highways or rest areas, firing ranges, and private dwellings owned, leased, or controlled by that unit of government from any restriction on the carrying or possession of a firearm. The statute, rule, or ordinance shall not specify any criminal penalty for its violation but may specify that persons violating the statute, rule, or ordinance may be denied entrance to the building, ordered to leave the building and if employees of the unit of government, be subjected to disciplinary measures for violation of the provisions of the statute, rule, or ordinance. The provisions of this subdivision shall not apply to any other unit of government;

(7) Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subdivision shall not apply to the licensee of said establishment. The provisions of this subdivision shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty persons and that receives at least fifty-one percent of its gross annual income from the dining facilities by the sale of food. This subdivision does not prohibit the possession of a firearm in a vehicle on the premises of the establishment and shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. Nothing in this subdivision authorizes any individual who has been issued a Missouri lifetime or extended concealed carry permit to possess any firearm while intoxicated;

(8) Any area of an airport to which access is controlled by the inspection of persons and property. Possession of a firearm in a vehicle on the premises of the airport shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(9) Any place where the carrying of a firearm is prohibited by federal law;

(10) Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the Missouri lifetime or extended concealed carry permit is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required. Possession of a firearm in a vehicle on the premises of any higher education institution or elementary or secondary school facility shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(11) Any portion of a building used as a child care facility without the consent of the manager. Nothing in this subdivision shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a Missouri lifetime or extended concealed carry permit;

(12) Any riverboat gambling operation accessible by the public without the consent of the owner or manager under rules promulgated by the gaming commission. Possession of a firearm in a vehicle on the premises of a riverboat gambling operation shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(13) Any gated area of an amusement park. Possession of a firearm in a vehicle on the premises of the amusement park shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(14) Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(15) Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one or more signs displayed in a conspicuous place of a minimum size of eleven inches by fourteen inches with the writing thereon in letters of not less than one inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity, or person may prohibit persons holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the premises and may

prohibit employees, not authorized by the employer, holding a Missouri lifetime or extended concealed carry permit from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises. An employer may prohibit employees or other persons holding a Missouri lifetime or extended concealed carry permit from carrying a concealed firearm in vehicles owned by the employer;

(16) Any sports arena or stadium with a seating capacity of five thousand or more. Possession of a firearm in a vehicle on the premises shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises;

(17) Any hospital accessible by the public. Possession of a firearm in a vehicle on the premises of a hospital shall not be a criminal offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

2. Carrying of a concealed firearm in a location specified in subdivisions (1) to (17) of subsection 1 of this section by any individual who holds a Missouri lifetime or extended concealed carry permit shall not be a criminal act but may subject the person to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars for the first offense. If a second citation for a similar violation occurs within a six-month period, such person shall be fined an amount not to exceed two hundred dollars and his or her permit to carry concealed firearms shall be suspended for a period of one year. If a third citation for a similar violation is issued within one year of the first citation, such person shall be fined an amount not to exceed five hundred dollars and shall have his or her Missouri lifetime or extended concealed carry permit revoked and such person shall not be eligible for a Missouri lifetime or extended concealed carry permit or a concealed carry permit issued under sections 571.101 to 571.121 for a period of three years. Upon conviction of charges arising from a citation issued under this subsection, the court shall notify the sheriff of the county which issued the Missouri lifetime or extended concealed carry permit. The sheriff shall suspend or revoke the Missouri lifetime or extended concealed carry permit."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McGee, **House Amendment No. 17** was adopted.

Representative Hannegan offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 16, Section 217.690, Line 91, by inserting after said section and line the following:

"217.697. 1. Notwithstanding any other provision of law, any offender incarcerated in a correctional facility after being sentenced by a court of this state who is serving a sentence of life without parole for a minimum of fifty years or more, is sixty-five years of age or older, has no felony conviction for a violent crime prior to the one for which he or she is currently serving the sentence, and is not a convicted sex offender shall receive a parole hearing upon serving thirty years or more of his or her sentence.

2. During the parole hearing required under subsection 1 of this section, the board of probation and parole shall determine whether there is a reasonable probability that the offender will live and remain at liberty without violation of law upon release and therefore is eligible for release upon a finding that the offender has:

- (1) A record of good conduct while incarcerated;**
- (2) Demonstrated self-rehabilitation while incarcerated;**
- (3) A workable parole plan, including community and family support;**
- (4) An institutional risk factor score of no higher than one; and**
- (5) A mental health score of one or two.**

3. Any offender granted parole under this section shall be subject to a minimum of five years of supervision by the board of probation and parole upon release.

4. If the board does not grant parole to an offender who qualifies for parole under this section, the offender shall be eligible for a reconsideration parole hearing every two years until a presumptive release date is established.

5. Nothing in this section shall diminish the consideration of parole under any other provision of law applicable to the offender or the responsibility and authority of the governor to grant clemency, including pardons and commutation of sentences when necessary or desirable."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 18.**

*House Amendment No. 1
to
House Amendment No. 18*

AMEND House Amendment No. 18 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 1, Line 7, by deleting the words "**sixty-five**" and inserting in lieu thereof the word "**seventy**"; and

Further amend said amendment and page, Lines 22-25, by deleting said lines and inserting in lieu thereof the following:

"4. Nothing in this section shall diminish the consideration of parole under any other"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden moved that **House Amendment No. 1 to House Amendment No. 18** be adopted.

Which motion was defeated.

On motion of Representative Hannegan, **House Amendment No. 18** was adopted.

Representative Franks Jr offered **House Amendment No. 19.**

House Amendment No. 19

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 966, Page 35, Section 513.653, Line 19, by inserting immediately after said section and line the following:

"558.041. 1. Any offender committed to the department of corrections, except those persons committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, ~~[may]~~ **shall** receive additional credit in terms of days spent in confinement ~~[upon recommendation for such credit by the offender's institutional superintendent when]~~ **if** the offender meets the requirements for such credit as provided in subsections 3 ~~[and]~~, **4, 6, and 8** of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving.

3. **(1)** The director of the department of corrections shall issue a policy for awarding credit. The policy ~~[may]~~ **shall** reward an ~~[inmate]~~ **offender** who has served his or her sentence in an orderly and peaceable manner and has taken advantage of the **work and** rehabilitation programs available to him or her. Any violation of **major** institutional rules ~~[or]~~, the laws of this state, **or the accumulation of minor violations exceeding six within a calendar year** may result in the loss of all or a portion of any credit earned by the ~~[inmate]~~ **offender** pursuant to this section.

(2) Earned credits lost for a violation of institutional rules or laws of this state may be restored as provided under the department's policy.

(3) Earned credits from previous years shall not be lost.

4. (1) The department shall cause the policy to be published in the code of state regulations.

(2) Subject to the provisions of subsection 6 of this section, the department shall adopt rules that specify the programs or activities for which credit may be earned under this section; the criteria for determining productive participation in, or completion of, the programs or activities and the criteria for awarding credit, including criteria for awarding additional credit for successful program or activity completion; and the criteria for withdrawing previously earned credit as a result of a violation of institutional rules or laws of this state.

5. ~~[No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.]~~ No person committed to the department who is sentenced to death shall be eligible for good time credit.

6. (1) Each offender shall receive a deduction from his or her sentence by being awarded the following specified monthly credits:

(a) For the offender's participation in any work program, credit earned shall be fifteen days for every month's work performed by such offender;

(b) For the offender's successful completion of high school, or for the offender who has obtained his or her diploma or equivalent general education diploma, credit earned shall be ninety days;

(c) For the offender's successful completion of an alcohol or drug abuse treatment program, credit earned shall be ninety days;

(d) For the offender's successful completion of each restorative justice program, credit earned shall be ninety days;

(e) For the offender's successful completion of each mental health or rehabilitation program not specified in this section, credit earned shall be ninety days;

(f) For the offender's successful completion of vocational training, credit earned shall be ninety days; and

(g) For the offender's successful completion of other educational accomplishments or other programs not specified in this section, credit earned shall be ninety days.

(2) For purposes of this subsection, "credit earned" means good time credit awarded to an offender and each credit shall be calculated to be a period of one day.

7. The accumulated credit of every offender shall be maintained by the institution where the term of imprisonment is being served. A record of such credit accumulated shall be:

(1) Sent to the records office of the department on a quarterly basis;

(2) Forwarded to the division of probation and parole; and

(3) Provided to the offender.

8. The provisions of this section shall only apply to offenses occurring after January 1, 1979.

9. The department of corrections shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2019, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 19** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Gregory, **HCS SS SCS SB 966, as amended**, was adopted.

On motion of Representative Gregory, **HCS SS SCS SB 966, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roeber	Rone	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Mr. Speaker		

NOES: 016

Dohrman	Eggleston	Hurst	Johnson	Kidd
Marshall	McCreery	McDaniel	Moon	Pietzman
Rhoads	Roden	Ross	Spencer	Taylor
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Cookson	Cross	Houghton
Houx	Korman	May	McGee	Messenger
Newman	Peters	Pogue	Rowland 29	Schroer
Smith 85	Stevens 46			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 826, as amended**, and has taken up and passed **CCS HCS SS SCS SB 826**.

Emergency clause adopted.

BILLS CARRYING REQUEST MESSAGES

HCS SB 951, as amended, relating to health care, was taken up by Representative Bondon.

Representative Bondon moved that the House refuse to recede from its position on **HCS SB 951, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 843, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS SS SCS SB 843** was agreed to.

Representative Ross offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 2, Section 8.003, Lines 20-21, by deleting all of said lines and inserting in lieu thereof the following:

"~~[three]~~ **the first** public ~~[members term]~~ **member appointed after the effective date of this act** shall be for two years, thereafter the ~~[terms]~~ **term of all subsequently appointed public members**"; and

Further amend said bill, Page 5, Section 8.007, Line 61, by inserting immediately after said line the following:

"8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. **Except as provided under section 8.007**, the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

2. The commissioner of administration shall provide staff support to the board."; and

Further amend said bill and page, Section 29.415, Lines 1-5, by deleting said lines and section from the bill; and

Further amend said bill, Pages 9-17, Section 105.955, Lines 1-272, by removing said section and lines and inserting in lieu thereof the following:

"109.221. 1. The state shall establish and administer a "State Historical Records Advisory Board". The state historical records advisory board shall consist of ~~[twelve]~~ **seven** members appointed by the governor, with the advice and consent of the senate. Each member shall serve for a term of three years, except for the first members appointed, which shall have four members that serve one year, four members that serve two years and four members that serve three years. Thereafter, each member shall serve three years. The secretary of state **or his or her designee** shall serve as chairman of the board and as the state historical records coordinator and his vote shall break any tie vote of the board. The executive director of the state historical society of Missouri shall serve as an ex officio member of the board. The board shall meet when called by the chairman, but shall meet at least annually.

The board shall adopt written procedures to govern its activities. The board shall report annually to the general assembly on its activities.

2. The state historical records advisory board is assigned to the office of the secretary of state. Members of the board shall receive no compensation for their service, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

3. The board shall be the central advisory body for historical records planning and for projects relating to historic records developed and carried out within the state of Missouri. The board may perform duties such as sponsoring and publishing surveys of the conditions and needs of historical records in the state; soliciting or developing proposals for projects to be carried out in the state with the National Historical Publications and Records Commission, hereafter called "commission", financing; reviewing records proposals by institutions in the state and making recommendations from these to the commission; developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission; and reviewing, through reports and otherwise, the operation and progress of records projects in the state.

4. The board may seek funds available through the National Historical Publications and Records Commission for the subvention of all or part of the costs of printing and manufacturing volumes that have been formally endorsed by the commission.

5. The board may seek funds from the National Historical Publications and Records Commission for sponsoring and publishing surveys of the conditions and needs of historical records in the state; for soliciting or developing proposals for projects to be carried out in the state for preservation of historical records and publications; for reviewing records proposals by institutions in the state and making recommendations from these to the commission; and for developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission. The board may further carry out those necessary duties to fulfill its purpose of helping in the collection and preservation of Missouri's historical records and such other duties as may be prescribed by law.

6. The secretary of state, as state historical records coordinator, may fund and administer~~[-with the advice of the state historical records advisory board]~~, grant requests for preservation of local records. In carrying out this subsection the secretary of state shall have the power to promulgate necessary rules and regulations. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. Funds retained by the recorder of a county or a city not within a county and deposited in a recorder's fund for records preservation purposes pursuant to subsection 1 of section 59.319 may be used by a recorder of a county or a city not within a county toward any local matching funds requirement for funding pursuant to the grant program authorized by this subsection. A recorder's application for grant funding pursuant to this subsection shall not be penalized in any way because local funds collected pursuant to subsection 1 of section 59.319 are to be used to fund any local matching funds requirement.

109.225. 1. There is hereby established the "Missouri Board on Geographic Names". The board shall be assigned for administrative purposes to the office of the secretary of state.

2. The board shall consist of nineteen members as follows:

- (1) The secretary of state, who shall serve as chair of the board;
- (2) ~~[Nine]~~ **Eight** citizens of Missouri appointed by the secretary of state;
- (3) The director or the director's designee of the department of transportation;
- (4) The director or the director's designee of the department of conservation;
- (5) The director or the director's designee of the department of natural resources;
- (6) **The director or the director's designee of the department of agriculture;**
- (7) The commissioner or the commissioner's designee of the office of administration;
- ~~[(7)]~~ (8) The director or the director's designee of the state archives;
- ~~[(8)]~~ (9) The executive director or the executive director's designee of the state historical society of

Missouri;

- ~~[(9)]~~ (10) The director or the director's designee of the United States Geological Survey;
- ~~[(10)]~~ (11) The director or the director's designee of the United States Forest Service; and
- ~~[(11)]~~ (12) The director or the director's designee of the United States Corps of Engineers.

3. Appointed members of the board shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the board shall be filled in the same manner as the original appointment and such member appointed shall serve the remainder of the unexpired term.

4. The board shall meet annually and as otherwise required by the secretary of state.

5. The board shall designate from its members a vice chair and shall adopt written guidelines to govern the management of the board.

6. Each member of the board shall serve without compensation, but may be reimbursed for their actual and necessary expenses incurred in the performance of their duties as members of the board.

7. The secretary of state shall designate an employee of the secretary of state's office as executive secretary for the board, who shall serve as a nonvoting member and shall maintain the records of the board's activities and decisions and shall be responsible for correspondence between the board and the United States Board on Geographic Names and other agencies.

8. The board shall:

(1) Receive and evaluate all proposals for changes in or additions to names of geographic features and places in the state of Missouri to determine the most appropriate and acceptable names for use in maps and official documents of all levels of government;

(2) Make official recommendations to the United States Board on Geographic Names on behalf of the state of Missouri with respect to each proposal;

(3) Assist and cooperate with the United States Board on Geographic Names in matters relating to names of geographic features and places in Missouri;

(4) Assist in the maintenance of a Missouri geographic names database as part of the national database;

(5) Maintain a list of advisors who have special interest and knowledge in Missouri history, geography, or culture and consult with such advisors on a regular basis in the course of the board's deliberations;

(6) Develop and revise state priorities for geographic records projects following guidelines of the United States Board on Geographic Names; and

(7) Submit a report on its activities annually to the general assembly.

9. The board may apply for moneys through federal and state grant programs to sponsor and publish surveys of the condition and needs of geographic records in the state of Missouri and to solicit or develop proposals for projects to be carried out in the state for preservation of geographic records and publications.

109.255. 1. The secretary of state, **or his or her designee**, is hereby authorized to appoint and serve as chairman of a local records board to advise, counsel, and judge what local records shall be retained, copied, preserved, or disposed of and in what manner these functions shall be carried out by the director. This board shall represent a wide area of public interest in local records and shall consist of at least twelve members one of whom shall represent school boards, one constitutional charter city, one third class city, one fourth class city, ~~[one village, one township, one for each class of county of the first and second class, one third or fourth class county, one higher education,]~~ one historical society, **two of whom shall represent counties of the first or second classification, two of whom shall represent counties of the third or fourth classification**, and such other members as the secretary of state shall direct.

2. The members of the board of record control shall serve staggered terms and may be removed at the pleasure of the secretary of state.

3. The members of the board of control shall receive no salary but may be compensated for travel expenses if the budget of the secretary of state permits.

4. The board shall meet at such times as the chairman may call them.

5. The director with advice of the board of record control shall issue directives to guide local officials on the destruction of local records and nonrecord materials."; and

Further amend said bill, Page 18, Section 143.1015, Line 32, by inserting after all of said section and line the following:

"181.022. 1. The secretary of state shall create the "Secretary's Council on Library Development" to advise the secretary of state and the state library on matters that relate to the state's libraries and library service to Missouri citizens, to recommend to the secretary of state and the state library policies and programs relating to libraries in the state, and to communicate the value of libraries.

2. Members of the secretary's council on library development shall serve three-year terms, to be served on a rotating basis as shall be established by the secretary of state.

3. The members of the secretary's council on library development shall be appointed by the secretary of state, to include ~~[members of the house of representatives, members of the senate,]~~ representatives of the public and of libraries, trustees of Missouri libraries, and users of the state libraries **,as well as members of the house of representatives, members of the senate, and the state librarian, who shall serve as ex-officio members of the council.**"; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

"195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug, **except as provided in section 195.265.**

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or from any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations, even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options, including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 45, Section 324.478, Line 49, by inserting immediately after said line the following:

"327.313. Applications for enrollment as a land surveyor-in-training shall be typewritten on prescribed forms furnished to the applicant. The application shall contain applicant's statements showing the applicant's education, experience, and such other pertinent information as the board may require~~[-, including but not limited to three letters of reference, one of which shall be from a professional land surveyor who has personal knowledge of the applicant's land surveying education or experience]~~. Each application shall contain a statement that it is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee.

327.321. Applications for licensure as a professional land surveyor shall be typewritten on prescribed forms furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of prior land surveying examinations, if any, and such other pertinent information as the board may require~~[-, including but not limited to three letters of reference from professional land surveyors with personal knowledge of the experience of the applicant's land surveying education or experience]~~. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee."; and

Further amend said bill, Pages 58-59, Section 105.959, Lines 1-57, by removing said lines from the bill; and

Further amend said bill, Page 68, Section B, Line 6, by inserting immediately after said line the following:

"Section C. Because immediate action is necessary to allow for the safe disposal of unused pharmaceuticals, the enactment of section 195.265 and the repeal and reenactment of section 195.070 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 195.265 and the repeal and reenactment of section 195.070 of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walker (3) offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Line 9, by inserting after all of said line the following:

"Further amend said bill, Page 46, Section 332.086, Line 37, by inserting after all of said line the following:

"334.253. 1. A physician may not make a referral to an entity for the furnishing of any physical therapy services with whom the physician, physician's employer, or immediate family member of such referring physician has a financial relationship. A financial relationship exists if the referring physician, the referring physician's employer, or immediate family member:

(1) Has a direct or indirect ownership or investment interest in the entity whether through equity, debt, or other means; or

(2) Receives remuneration from a compensation arrangement from the entity for the referral.

2. The following financial arrangements shall be exempt from disciplinary action under this section:

(1) When the entity with whom the referring physician has an ownership or investment interest is the sole provider of the physical therapy service within a rural area;

(2) When the referring physician owns registered securities issued by a publicly held corporation or publicly traded limited partnership, the shares of which are traded on a national exchange or the over-the-counter market, provided that such referring physician's interest in the publicly held corporation or publicly traded limited partnership is less than five percent and the referring physician does not receive any compensation from such publicly held corporation or publicly traded limited partnership other than as any other owner of the shares of such publicly held corporation or publicly traded limited partnership;

(3) When the referring physician has an interest in real property resulting in a landlord-tenant relationship between the physician and the entity in which the equity interest is held, unless the rent is determined, in whole or in part, by the business volume or profitability of the tenant or is otherwise unrelated to fair market value;

(4) When the indirect ownership in the entity is by means of a bona fide debt incurred in the purchase or acquisition of the entity for a price which does not in any manner reflect the potential source of referrals from the physician with the indirect interest in the entity and the terms of the debt are fair market value, and neither the amount or the terms of the debt in any manner, directly or indirectly, constitutes a form of compensating such physician for the source of his business;

(5) When such physician's employer is a health maintenance organization as defined in subdivision (6) of section 376.960 and such health maintenance organization owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy services or the health maintenance organization and the referring physician does not receive any remuneration as the result of the referral;

(6) When such physician's employer is a hospital defined in section 197.020 and such hospital owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy service, or the hospital and the referring physician does not receive any remuneration as the result of the referral;

(7) When such physician has a direct or indirect minority ownership or investment interest of not more than five percent in a hospital, as defined in section 197.020, whether through equity, debt, or other means and physical therapy is offered as a service of the hospital.

3. The provisions of sections 334.252 and 334.253 shall become effective January 1, 1995."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden assumed the Chair.

On motion of Representative Walker (3), **House Amendment No. 1 to House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded by Representative Fitzwater:

AYES: 085

Adams	Alferman	Anders	Anderson	Austin
Bangert	Baringer	Barnes 28	Beard	Beck
Black	Butler	Carpenter	Christofanelli	Conway 10
Corlew	Curtis	Curtman	Dinkins	Dogan
Ellebracht	Engler	Evans	Fitzpatrick	Fraker
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hansen	Harris
Helms	Higdon	Houghton	Justus	Kelly 141
Knight	Kolkmeier	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	McCann Beatty	McCreery

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McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Morris 140	Muntzel	Neely	Pfautsch
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Revis	Roberts
Roden	Ross	Rowland 155	Runions	Shaul 113
Shumake	Smith 163	Stacy	Swan	Trent
Unsicker	Vescovo	Walker 3	Wessels	Wilson

NOES: 049

Andrews	Bahr	Barnes 60	Basye	Bernskoetter
Berry	Bondon	Brown 57	Burnett	Chipman
Cornejo	DeGroot	Dohrman	Eggleston	Ellington
Fitzwater	Francis	Franklin	Hannegan	Henderson
Hill	Houx	Hurst	Johnson	Kelley 127
Kendrick	Kidd	Mathews	Matthiesen	Miller
Moon	Morse 151	Mosley	Pietzman	Remole
Roeber	Rone	Ruth	Schroer	Shull 16
Smith 85	Sommer	Spencer	Stephens 128	Tate
Taylor	Walsh	Washington	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Brattin	Brown 27	Burns	Conway 104
Cookson	Cross	Davis	Haefner	Korman
Lauer	May	McDaniel	Messenger	Newman
Nichols	Peters	Phillips	Pogue	Reisch
Rhoads	Rowland 29	Stevens 46	Walker 74	White
Wiemann	Mr. Speaker			

VACANCIES: 002

Representative Barnes (60) offered **House Amendment No. 2 to House Amendment No. 1, as amended.**

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Lines 14-21, by removing all of said lines from the amendment; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 2 to House Amendment No. 1, as amended**, was adopted.

Representative Cornejo offered **House Substitute Amendment No. 1 for House Amendment No. 1, as amended.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 2, Section 8.003, Lines 20-21, by deleting all of said lines and inserting in lieu thereof the following:

"~~[three]~~ **the first** public ~~[members term]~~ **member appointed after the effective date of this act** shall be for two years, thereafter the ~~[terms]~~ **term of all subsequently appointed public members**"; and

Further amend said bill, Page 5, Section 8.007, Line 61, by inserting immediately after said line the following:

"8.010. 1. The governor, attorney general and lieutenant governor constitute the board of public buildings. The governor is chairman and the lieutenant governor, secretary. The speaker of the house of representatives and the president pro tempore of the senate shall serve as ex officio members of the board but shall not have the power to vote. The board shall constitute a body corporate and politic. **Except as provided under section 8.007**, the board has general supervision and charge of the public property of the state at the seat of government, including the building located at 105 West Capitol Avenue in Jefferson City, and other duties imposed on it by law.

2. The commissioner of administration shall provide staff support to the board."; and

Further amend said bill and page, Section 29.415, Lines 1-5, by deleting said lines and section from the bill; and

Further amend said bill, Pages 9-17, Section 105.955, Lines 1-272, by removing said section and lines and inserting in lieu thereof the following:

"109.221. 1. The state shall establish and administer a "State Historical Records Advisory Board". The state historical records advisory board shall consist of ~~[twelve]~~ **seven** members appointed by the governor, with the advice and consent of the senate. Each member shall serve for a term of three years, except for the first members appointed, which shall have four members that serve one year, four members that serve two years and four members that serve three years. Thereafter, each member shall serve three years. The secretary of state **or his or her designee** shall serve as chairman of the board and as the state historical records coordinator and his vote shall break any tie vote of the board. The executive director of the state historical society of Missouri shall serve as an ex officio member of the board. The board shall meet when called by the chairman, but shall meet at least annually. The board shall adopt written procedures to govern its activities. The board shall report annually to the general assembly on its activities.

2. The state historical records advisory board is assigned to the office of the secretary of state. Members of the board shall receive no compensation for their service, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

3. The board shall be the central advisory body for historical records planning and for projects relating to historic records developed and carried out within the state of Missouri. The board may perform duties such as sponsoring and publishing surveys of the conditions and needs of historical records in the state; soliciting or developing proposals for projects to be carried out in the state with the National Historical Publications and Records Commission, hereafter called "commission", financing; reviewing records proposals by institutions in the state and making recommendations from these to the commission; developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission; and reviewing, through reports and otherwise, the operation and progress of records projects in the state.

4. The board may seek funds available through the National Historical Publications and Records Commission for the subvention of all or part of the costs of printing and manufacturing volumes that have been formally endorsed by the commission.

5. The board may seek funds from the National Historical Publications and Records Commission for sponsoring and publishing surveys of the conditions and needs of historical records in the state; for soliciting or developing proposals for projects to be carried out in the state for preservation of historical records and publications;

for reviewing records proposals by institutions in the state and making recommendations from these to the commission; and for developing, revising, and submitting to the commission state priorities for historical records projects following guidelines developed by the commission. The board may further carry out those necessary duties to fulfill its purpose of helping in the collection and preservation of Missouri's historical records and such other duties as may be prescribed by law.

6. The secretary of state, as state historical records coordinator, may fund and administer~~[-with the advice of the state historical records advisory board]~~, grant requests for preservation of local records. In carrying out this subsection the secretary of state shall have the power to promulgate necessary rules and regulations. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024. Funds retained by the recorder of a county or a city not within a county and deposited in a recorder's fund for records preservation purposes pursuant to subsection 1 of section 59.319 may be used by a recorder of a county or a city not within a county toward any local matching funds requirement for funding pursuant to the grant program authorized by this subsection. A recorder's application for grant funding pursuant to this subsection shall not be penalized in any way because local funds collected pursuant to subsection 1 of section 59.319 are to be used to fund any local matching funds requirement.

109.225. 1. There is hereby established the "Missouri Board on Geographic Names". The board shall be assigned for administrative purposes to the office of the secretary of state.

2. The board shall consist of nineteen members as follows:

- (1) The secretary of state, who shall serve as chair of the board;
- (2) ~~[Nine]~~ **Eight** citizens of Missouri appointed by the secretary of state;
- (3) The director or the director's designee of the department of transportation;
- (4) The director or the director's designee of the department of conservation;
- (5) The director or the director's designee of the department of natural resources;
- (6) **The director or the director's designee of the department of agriculture;**
- (7) The commissioner or the commissioner's designee of the office of administration;
- ~~[(7)]~~ (8) The director or the director's designee of the state archives;
- ~~[(8)]~~ (9) The executive director or the executive director's designee of the state historical society of Missouri;
- ~~[(9)]~~ (10) The director or the director's designee of the United States Geological Survey;
- ~~[(10)]~~ (11) The director or the director's designee of the United States Forest Service; and
- ~~[(11)]~~ (12) The director or the director's designee of the United States Corps of Engineers.

3. Appointed members of the board shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the board shall be filled in the same manner as the original appointment and such member appointed shall serve the remainder of the unexpired term.

4. The board shall meet annually and as otherwise required by the secretary of state.

5. The board shall designate from its members a vice chair and shall adopt written guidelines to govern the management of the board.

6. Each member of the board shall serve without compensation, but may be reimbursed for their actual and necessary expenses incurred in the performance of their duties as members of the board.

7. The secretary of state shall designate an employee of the secretary of state's office as executive secretary for the board, who shall serve as a nonvoting member and shall maintain the records of the board's activities and decisions and shall be responsible for correspondence between the board and the United States Board on Geographic Names and other agencies.

8. The board shall:

- (1) Receive and evaluate all proposals for changes in or additions to names of geographic features and places in the state of Missouri to determine the most appropriate and acceptable names for use in maps and official documents of all levels of government;
- (2) Make official recommendations to the United States Board on Geographic Names on behalf of the state of Missouri with respect to each proposal;
- (3) Assist and cooperate with the United States Board on Geographic Names in matters relating to names of geographic features and places in Missouri;
- (4) Assist in the maintenance of a Missouri geographic names database as part of the national database;
- (5) Maintain a list of advisors who have special interest and knowledge in Missouri history, geography, or culture and consult with such advisors on a regular basis in the course of the board's deliberations;
- (6) Develop and revise state priorities for geographic records projects following guidelines of the United States Board on Geographic Names; and
- (7) Submit a report on its activities annually to the general assembly.

9. The board may apply for moneys through federal and state grant programs to sponsor and publish surveys of the condition and needs of geographic records in the state of Missouri and to solicit or develop proposals for projects to be carried out in the state for preservation of geographic records and publications.

109.255. 1. The secretary of state, **or his or her designee**, is hereby authorized to appoint and serve as chairman of a local records board to advise, counsel, and judge what local records shall be retained, copied, preserved, or disposed of and in what manner these functions shall be carried out by the director. This board shall represent a wide area of public interest in local records and shall consist of at least twelve members one of whom shall represent school boards, one constitutional charter city, one third class city, one fourth class city, ~~[one village, one township, one for each class of county of the first and second class, one third or fourth class county, one higher education,]~~ one historical society, **two of whom shall represent counties of the first or second classification, two of whom shall represent counties of the third or fourth classification**, and such other members as the secretary of state shall direct.

2. The members of the board of record control shall serve staggered terms and may be removed at the pleasure of the secretary of state.

3. The members of the board of control shall receive no salary but may be compensated for travel expenses if the budget of the secretary of state permits.

4. The board shall meet at such times as the chairman may call them.

5. The director with advice of the board of record control shall issue directives to guide local officials on the destruction of local records and nonrecord materials.""; and

Further amend said bill, Page 18, Section 143.1015, Line 32, by inserting after all of said section and line the following:

"181.022. 1. The secretary of state shall create the "Secretary's Council on Library Development" to advise the secretary of state and the state library on matters that relate to the state's libraries and library service to Missouri citizens, to recommend to the secretary of state and the state library policies and programs relating to libraries in the state, and to communicate the value of libraries.

2. Members of the secretary's council on library development shall serve three-year terms, to be served on a rotating basis as shall be established by the secretary of state.

3. The members of the secretary's council on library development shall be appointed by the secretary of state, to include ~~[members of the house of representatives, members of the senate,]~~ representatives of the public and of libraries, trustees of Missouri libraries, and users of the state libraries, **as well as members of the house of representatives, members of the senate, and the state librarian, who shall serve as ex-officio members of the council.**"; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

"195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug, **except as provided in section 195.265.**

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or from any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations, even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options, including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 45, Section 324.478, Line 49, by inserting immediately after said line the following:

"327.313. Applications for enrollment as a land surveyor-in-training shall be typewritten on prescribed forms furnished to the applicant. The application shall contain applicant's statements showing the applicant's education, experience, and such other pertinent information as the board may require~~[-, including but not limited to three letters of reference, one of which shall be from a professional land surveyor who has personal knowledge of the applicant's land surveying education or experience]~~. Each application shall contain a statement that it is made under oath or affirmation and that the representations are true and correct to the best knowledge and belief of the applicant, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee.

327.321. Applications for licensure as a professional land surveyor shall be typewritten on prescribed forms furnished to the applicant. The application shall contain the applicant's statements showing the applicant's education, experience, results of prior land surveying examinations, if any, and such other pertinent information as the board may require~~[-, including but not limited to three letters of reference from professional land surveyors with personal knowledge of the experience of the applicant's land surveying education or experience]~~. Each application shall contain a statement that it is made under oath or affirmation and that its representations are true and correct to

the best knowledge and belief of the person signing same, subject to the penalties of making a false affidavit or declaration and shall be accompanied by the required fee."; and

Further amend said bill, Page 46, Section 332.086, Line 37, by inserting immediately after said line the following:

"334.253. 1. A physician may not make a referral to an entity for the furnishing of any physical therapy services with whom the physician, physician's employer, or immediate family member of such referring physician has a financial relationship. A financial relationship exists if the referring physician, the referring physician's employer, or immediate family member:

(1) Has a direct or indirect ownership or investment interest in the entity whether through equity, debt, or other means; or

(2) Receives remuneration from a compensation arrangement from the entity for the referral.

2. The following financial arrangements shall be exempt from disciplinary action under this section:

(1) When the entity with whom the referring physician has an ownership or investment interest is the sole provider of the physical therapy service within a rural area;

(2) When the referring physician owns registered securities issued by a publicly held corporation or publicly traded limited partnership, the shares of which are traded on a national exchange or the over-the-counter market, provided that such referring physician's interest in the publicly held corporation or publicly traded limited partnership is less than five percent and the referring physician does not receive any compensation from such publicly held corporation or publicly traded limited partnership other than as any other owner of the shares of such publicly held corporation or publicly traded limited partnership;

(3) When the referring physician has an interest in real property resulting in a landlord-tenant relationship between the physician and the entity in which the equity interest is held, unless the rent is determined, in whole or in part, by the business volume or profitability of the tenant or is otherwise unrelated to fair market value;

(4) When the indirect ownership in the entity is by means of a bona fide debt incurred in the purchase or acquisition of the entity for a price which does not in any manner reflect the potential source of referrals from the physician with the indirect interest in the entity and the terms of the debt are fair market value, and neither the amount or the terms of the debt in any manner, directly or indirectly, constitutes a form of compensating such physician for the source of his business;

(5) When such physician's employer is a health maintenance organization as defined in subdivision (6) of section 376.960 and such health maintenance organization owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy services or the health maintenance organization and the referring physician does not receive any remuneration as the result of the referral;

(6) When such physician's employer is a hospital defined in section 197.020 and such hospital owns or controls other organizations which furnish physical therapy services so long as the referral is to such owned or controlled organization and the physician does not also have a direct or indirect ownership or investment interest in such organization, physical therapy service, or the hospital and the referring physician does not receive any remuneration as the result of the referral;

(7) When such physician has direct or indirect minority ownership or investment interest of not more than five percent in a hospital, as defined in section 197.020, or medical group, whether through equity, debt, or other means and physical therapy is offered as a service of the hospital or medical group.

3. The provisions of sections 334.252 and 334.253 shall become effective January 1, 1995."; and

Further amend said bill, Pages 58-59, Section 105.959, Lines 1-57, by removing said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Redmon	Rehder
Reiboldt	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	Wilson	Wood	Mr. Speaker

NOES: 031

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Carpenter	Ellebracht
Franks Jr	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Quade	Razer	Revis	Roberts
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 040

Beard	Berry	Brattin	Brown 27	Burns
Butler	Conway 10	Cookson	Curtis	Davis
Ellington	Gray	Haefner	Houghton	Houx
Kelley 127	Kolkmeyer	Lauer	May	McDaniel
McGaugh	McGee	Messenger	Mosley	Muntzel
Newman	Nichols	Peters	Phillips	Pierson Jr
Pietzman	Pogue	Reisch	Rhoads	Rowland 29
Shull 16	Tate	Walker 74	White	Wiemann

VACANCIES: 002

Representative Cornejo moved that **House Substitute Amendment No. 1 for House Amendment No. 1, as amended**, be adopted.

Which motion was defeated.

On motion of Representative Ross, **House Amendment No. 1, as amended**, was adopted.

Representative Barnes (60) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 22, Section 191.980, Line 51, by inserting immediately after said line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill, Page 27, Section 194.408, Line 34, by inserting immediately after said line the following:

"208.670. 1. As used in this section, these terms shall have the following meaning:

(1) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;

(2) "Distant site", the same meaning as such term is defined in section 191.1145;

(3) "Originating site", the same meaning as such term is defined in section 191.1145;

(4) "Provider", [any provider of medical services and mental health services, including all other medical disciplines] **the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements;**

~~[(2)]~~ (5) "Telehealth", the same meaning as such term is defined in section 191.1145.

2. ~~[Reimbursement for the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal fetal medicine ultrasounds.~~

~~3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.~~

~~4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.~~

~~5. The provisions of section 208.671 shall apply to the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program]~~ **The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.**

208.677. [1. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:

- ~~_____ (1) An office of a physician or health care provider;~~
 - ~~_____ (2) A hospital;~~
 - ~~_____ (3) A critical access hospital;~~
 - ~~_____ (4) A rural health clinic;~~
 - ~~_____ (5) A federally qualified health center;~~
 - ~~_____ (6) A long term care facility licensed under chapter 198;~~
 - ~~_____ (7) A dialysis center;~~
 - ~~_____ (8) A Missouri state habilitation center or regional office;~~
 - ~~_____ (9) A community mental health center;~~
 - ~~_____ (10) A Missouri state mental health facility;~~
 - ~~_____ (11) A Missouri state facility;~~
 - ~~_____ (12) A Missouri residential treatment facility licensed by and under contract with the children's division.~~
- ~~Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri-licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice-registered nurses who are MO HealthNet providers shall be consulting providers at these locations;~~
- ~~_____ (13) A comprehensive substance treatment and rehabilitation (CSTAR) program;~~
 - ~~_____ (14) A school;~~
 - ~~_____ (15) The MO HealthNet recipient's home;~~
 - ~~_____ (16) A clinical designated area in a pharmacy; or~~
 - ~~_____ (17) A child assessment center as described in section 210.001.~~

~~2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.";~~ and

Further amend said bill, Page 64, Section 208.197, Line 18, by inserting immediately after said line the following:

~~"[208.671. 1. As used in this section and section 208.673, the following terms shall mean:~~

- ~~—— (1) "Asynchronous store and forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;~~
- ~~—— (2) "Asynchronous store and forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;~~
- ~~—— (3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;~~
- ~~—— (4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store and forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;~~
- ~~—— (5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;~~
- ~~—— (6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;~~
- ~~—— (7) "Provider", any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;~~
- ~~—— (8) "Telehealth", as that term is defined in section 191.1145;~~
- ~~—— (9) "Treating provider", a provider who:~~
 - ~~—— (a) Evaluates a participant;~~
 - ~~—— (b) Determines the need for a consultation;~~
 - ~~—— (c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and~~
 - ~~—— (d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.~~

~~2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:~~

- ~~—— (1) Appropriate standards for the use of asynchronous store and forward technology in the practice of telehealth;~~
- ~~—— (2) Certification of agencies offering asynchronous store and forward technology in the practice of telehealth;~~
- ~~—— (3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;~~
- ~~—— (4) Length of time digital files of such asynchronous store and forward services are to be maintained;~~
- ~~—— (5) Security and privacy of such digital files;~~
- ~~—— (6) Participant consent for asynchronous store and forward services; and~~
- ~~—— (7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.~~

Telehealth providers using asynchronous store and forward technology shall be required to obtain participant consent before asynchronous store and forward services are initiated and to ensure confidentiality of medical information.

3. Asynchronous store and forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face to face consultation of the same level.

4. The standard of care for the use of asynchronous store and forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.]

[208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store and forward technology.

2. The committee shall be comprised of the following members:

(1) The director of the MO HealthNet division, or the director's designee;

(2) The medical director of the MO HealthNet division;

(3) A representative from a Missouri institution of higher education with expertise in telehealth;

(4) A representative from the Missouri office of primary care and rural health;

(5) Two board-certified specialists licensed to practice medicine in this state;

(6) A representative from a hospital located in this state that utilizes telehealth;

(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;

(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;

(9) A dentist licensed to practice in this state; and

(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.

3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three year terms, three members to serve two year terms, and three members to serve a one year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.

4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.

5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.]

[208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:

(1) Physicians, assistant physicians, and physician assistants;

(2) Advanced practice registered nurses;

(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;

(4) Psychologists and provisional licensees;

(5) Pharmacists;

~~—— (6) Speech, occupational, or physical therapists;~~
~~—— (7) Clinical social workers;~~
~~—— (8) Podiatrists;~~
~~—— (9) Optometrists;~~
~~—— (10) Licensed professional counselors; and~~
~~(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 2** was adopted.

Representative Lichtenegger offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 46, Section 332.086, Line 37, by inserting immediately after said line the following:

"332.321. 1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or the board may, as a condition to issuing or renewing any such permit or license, require a person to submit himself or herself for identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; or increasing charges when a patient utilizes a third-party payment program; or for repeated irregularities in billing a third party for services rendered to a patient. For the purposes of this subdivision, irregularities in billing shall include:

(a) Reporting charges for the purpose of obtaining a total payment in excess of that usually received by the dentist for the services rendered;

(b) Reporting incorrect treatment dates for the purpose of obtaining payment;

(c) Reporting charges for services not rendered;

(d) Incorrectly reporting services rendered for the purpose of obtaining payment that is greater than that to which the person is entitled;

(e) Abrogating the co-payment or deductible provisions of a third-party payment contract. Provided, however, that this paragraph shall not prohibit a discount, credit or reduction of charges provided under an agreement between the licensee and an insurance company, health service corporation or health maintenance organization licensed pursuant to the laws of this state; or governmental third-party payment program; or self-insurance program organized, managed or funded by a business entity for its own employees or labor organization for its members;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter imposed by another state, province, territory, federal agency or country upon grounds for which discipline is authorized in this state;

(9) A person is finally adjudicated incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice, by lack of supervision or in any other manner, any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter;

(11) Issuance of a permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation that is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. **For the purposes of this section, "advertising" shall mean any communication specified in subdivision (9) of section 332.071.** False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(c) Any misleading or deceptive claims of patient cure, relief or improved **health** condition; superiority in service, treatment or materials; new or improved service, treatment or material; or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim that exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(d) Any announced fee for a specified service where that fee does not include the charges for necessary related or incidental services, or where the actual fee charged for that specified service may exceed the announced fee, but it shall not be unlawful to announce only the maximum fee that can be charged for the specified service, including all related or incidental services, modified by the term "up to" if desired;

(e) Any announcement in any form including the term "specialist" or the phrase "limited to the specialty of" unless each person named in conjunction with the term or phrase, or responsible for the announcement, holds a valid Missouri certificate and license evidencing that the person is a specialist in that area;

(f) Any announcement containing any of the terms denoting recognized specialties, or other descriptive terms carrying the same meaning, unless the announcement clearly designates by list each dentist not licensed as a specialist in Missouri who is sponsoring or named in the announcement, or employed by the entity sponsoring the announcement, after the following clearly legible, **with print equal to or larger than the announcement of services**, or audible, **with speech volume and pace equal to the announcement of services**, statement: "Notice: the following dentist(s) in this practice is (are) not licensed in Missouri as specialists in the advertised dental specialty(s) of _____";

(g) Any announcement containing any terms denoting or implying specialty areas that are not recognized by the American Dental Association;

(h) **Any advertisement that does not contain the name of one or more of the duly registered and currently licensed dentists regularly employed in and responsible for the management, supervision, and operation of each office location listed in the advertisement; and**

(i) **Any advertisement denoting the use of sedation services permitted by the board under section 332.362 using any term other than deep sedation, general anesthesia, or moderate sedation. Such terms may only be used in the announcement or advertisement of sedation services if the advertising dentist is duly permitted to use deep sedation, general anesthesia, or moderate sedation under section 332.362;**

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Failing to maintain his or her office or offices, laboratory, equipment and instruments in a safe and sanitary condition;

(18) Accepting, tendering or paying "rebates" to or "splitting fees" with any other person; provided, however, that nothing herein shall be so construed as to make it unlawful for a dentist practicing in a partnership or as a corporation organized pursuant to the provisions of chapter 356 to distribute profits in accordance with his or her stated agreement;

(19) Administering, or causing or permitting to be administered, nitrous oxide gas in any amount to himself or herself, or to another unless as an adjunctive measure to patient management;

(20) Being unable to practice as a dentist, specialist or hygienist with reasonable skill and safety to patients by reasons of professional incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the dentist or specialist or hygienist to submit to a reexamination for the purpose of establishing his or her competency to practice as a dentist, specialist or hygienist, which reexamination shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the dentist's, specialist's or hygienist's professional competence by at least three dentists or fellow specialists, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the dentist, specialist or hygienist compelled to take examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or registered mail. Failure of the dentist, specialist or hygienist to submit to the examination when directed shall constitute an admission of the allegations against him or her, unless the failure was due to circumstances beyond his or her control. A dentist, specialist or hygienist whose right to practice has been affected pursuant to this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he or she can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding pursuant to this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a dentist, specialist or hygienist in any other proceeding. Proceedings pursuant to this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his or her application for a license; permanently withholding issuance of a license; administering a public or private reprimand; placing on probation, suspending or limiting or restricting his or her license to practice as a dentist, specialist or hygienist for a period of not more than five years; revoking his or her license to practice as a dentist, specialist or hygienist; requiring him or her to submit to the care, counseling or treatment of physicians designated by the dentist, specialist or hygienist compelled to be treated; or requiring such person to submit to identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person or firm named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) Suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate, or permit. In any order of revocation, the board may provide that the person shall not apply for licensure for a period of not less than one year following the date of the order of revocation; or

(4) Cause the person or firm named in the complaint to make restitution to any patient, or any insurer or third-party payer who shall have paid in whole or in part a claim or payment for which they should be reimbursed, where restitution would be an appropriate remedy, including the reasonable cost of follow-up care to correct or complete a procedure performed or one that was to be performed by the person or firm named in the complaint; or

(5) Request the attorney general to bring an action in the circuit court of competent jurisdiction to recover a civil penalty on behalf of the state in an amount to be assessed by the court.

4. If the board concludes that a dentist or dental hygienist has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action and constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the conduct that gives rise to the danger and the nature of the proposed restriction or suspension of the dentist's or dental hygienist's license. Within fifteen days after service of the complaint on the dentist or dental hygienist, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged conduct of the dentist or dental hygienist appears to constitute a clear and present danger to the public health and safety that justifies that the dentist's or dental hygienist's license be immediately restricted or suspended. The burden of proving that a dentist or dental hygienist is a clear and present danger to the public health and safety shall be upon the Missouri dental board. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend a dentist's or dental hygienist's license, the dentist or dental hygienist named in the complaint may request a full hearing before the administrative hearing commission. A request for a full hearing shall be made within thirty days after the administrative hearing commission issues a decision. The administrative hearing commission shall, if requested by a dentist or dental hygienist named in the complaint, set a date to hold a full hearing under chapter 621 regarding the activities alleged in the initial complaint filed by the board. The administrative hearing commission shall set the date for full hearing within ninety days from the date its decision was issued. Either party may request continuances, which shall be granted by the administrative hearing commission upon a showing of good cause by either party or consent of both parties. If a request for a full hearing is not made within thirty days, the authority to impose discipline becomes final and the board shall set the matter for hearing in accordance with section 621.110.

6. If the administrative hearing commission dismisses without prejudice the complaint filed by the board under subsection 4 of this section or dismisses the action based on a finding that the board did not meet its burden of proof establishing a clear and present danger, such dismissal shall not bar the board from initiating a subsequent action on the same grounds in accordance with this chapter and chapters 536 and 621.

7. Notwithstanding any other provisions of section 332.071 or of this section, a currently licensed dentist in Missouri may enter into an agreement with individuals and organizations to provide dental health care, provided such agreement does not permit or compel practices that violate any provision of this chapter.

8. At all proceedings for the enforcement of these or any other provisions of this chapter the board shall, as it deems necessary, select, in its discretion, either the attorney general or one of the attorney general's assistants designated by the attorney general or other legal counsel to appear and represent the board at each stage of such proceeding or trial until its conclusion.

9. If at any time when any discipline has been imposed pursuant to this section or pursuant to any provision of this chapter, the licensee removes himself or herself from the state of Missouri, ceases to be currently licensed pursuant to the provisions of this chapter, or fails to keep the Missouri dental board advised of his or her current place of business and residence, the time of his or her absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lichtenegger, **House Amendment No. 3** was adopted.

Representative Meredith (71) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 32, Section 209.307, Line 4, by inserting after all of said section and line the following:

"210.102. 1. ~~[It shall be the duty of the Missouri children's services commission to:~~
~~(1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;~~

~~—— (2) Develop an integrated state plan for the care provided to children in this state through state programs;~~
~~—— (3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:~~

~~—— (a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;~~

~~—— (b) Program recommendations for children's services which include child development, education, supervision, health and social services;~~

~~—— (4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;~~

~~—— (5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:~~

~~—— (a) A general description of the activities pertaining to children of each state agency having a member on the commission;~~

~~—— (b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;~~

~~—— (c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~

~~—— (d) A report from the commission regarding the state of children in Missouri.~~

~~—— 2.] There is hereby established within the [children's services commission]~~ **department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

(1) A representative from the governor's office;

(2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;

(3) A representative of the judiciary;

(4) A representative of the family and community trust board (FACT);

(5) A representative from the head start program;

(6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

~~[3-]~~ **2.** The coordinating board for early childhood shall have the power to:

(1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;

(2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;

(3) Identify legislative recommendations to improve services for children from birth through age five;

(4) Promote coordination of existing services and programs across public and private entities;

(5) Promote research-based approaches to services and ongoing program evaluation;

(6) Identify service gaps and advise public and private entities on methods to close such gaps;

(7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of ~~[subsections 2 and 3]~~ **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

(8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;

(9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;

(10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;

(11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;

(12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;

(13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;

(14) Adopt and use an official seal;

(15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;

(16) Make all expenditures which are incident and necessary to carry out its purposes;

(17) Sue and be sued in its official name;

(18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

[4.] 3. There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

(1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections ~~[2 and 3]~~ **1 and 2** of this section;

(2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;

(3) Any moneys received as fees authorized under subsections ~~[2 and 3]~~ **1 and 2** of this section;

(4) Any moneys received as interest on deposits or as income on approved investments of the fund;

(5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund."; and

Further amend said bill, Page 64, Section 208.197, Line 17, by inserting after all of said section and line the following:

~~"[210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:-~~

~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;-~~

~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;-~~

~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;-~~

~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;-~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.-~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.-~~

~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.-~~

~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.-~~

~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.~~
~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.~~
~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.]~~

~~[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.~~
~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.~~
~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.~~
~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.~~
~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) assumed the Chair.

On motion of Representative Meredith (71), **House Amendment No. 4** was adopted.

Representative Morris (140) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 50, Section 335.021, Line 36, by inserting after all of said line the following:

"338.315. 1. Except as otherwise provided by the board by rule, it shall be unlawful for any pharmacist, pharmacy owner or person employed by a pharmacy to knowingly purchase or receive any legend drugs under 21 U.S.C. Section 353 from other than a licensed or registered drug distributor, **drug outsourcer, third-party logistics provider**, or licensed pharmacy. Any person who violates the provisions of this section shall, upon conviction, be adjudged guilty of a class A misdemeanor. Any subsequent conviction shall constitute a class E felony.
2. Notwithstanding any other provision of law to the contrary, the sale, purchase, or trade of a prescription drug by a pharmacy to other pharmacies is permissible if the total dollar volume of such sales, purchases, or trades are in compliance with the rules of the board and do not exceed five percent of the pharmacy's total annual prescription drug sales.

3. Pharmacies shall establish and maintain inventories and records of all transactions regarding the receipt and distribution or other disposition of legend drugs. Such records shall be maintained for two years and be readily available upon request by the board or its representatives.

4. The board shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

338.330. As used in sections 338.300 to 338.370, the following terms mean:

(1) **"Drug outsourcer", an outsourcing facility as defined by 21 U.S.C. Section 353b of the federal Drug Quality and Security Act;**

(2) **"Legend drug":**

(a) Any drug or biological product:

a. Subject to Section 503(b) of the Federal Food, Drug and Cosmetic Act, including finished dosage forms and active ingredients subject to such Section 503(b); or

b. Required under federal law to be labeled with one of the following statements prior to being dispensed or delivered:

(i) "Caution: Federal law prohibits dispensing without prescription";

(ii) "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian"; or

(iii) "Rx Only"; or

c. Required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use or dispensed by practitioners only; and

(b) The term "drug", "prescription drug", or "legend drug" shall not include:

a. An investigational new drug, as defined by 21 CFR 312.3(b), that is being utilized for the purposes of conducting a clinical trial or investigation of such drug or product that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.;

b. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.; or

c. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed or approved by an institutional review board subject to 21 CFR Part 56 or 45 CFR Part 46;

~~[(2)]~~ (3) **"Out-of-state wholesale drug distributor", a wholesale drug distributor with no physical facilities located in the state;**

~~[(3)]~~ (4) **"Pharmacy distributor", any licensed pharmacy, as defined in section 338.210, engaged in the delivery or distribution of legend drugs to any other licensed pharmacy where such delivery or distribution constitutes at least five percent of the total gross sales of such pharmacy;**

~~[(4)]~~ (5) **"Third-party logistics provider", an entity that provides or coordinates warehousing or other logistics services of a product on behalf of a drug manufacturer, wholesale distributor, or dispenser of a legend drug, but does not take ownership of the product, nor have responsibility to direct the sale or disposition of the product;**

(6) **"Wholesale drug distributor", anyone engaged in the delivery or distribution of legend drugs from any location and who is involved in the actual, constructive or attempted transfer of a drug or drug-related device in this state, other than to the ultimate consumer. This shall include, but not be limited to, drug wholesalers, repackagers and manufacturers which are engaged in the delivery or distribution of drugs in this state, with facilities located in this state or in any other state or jurisdiction. A wholesale drug distributor shall not include any common carrier or individual hired solely to transport legend drugs. Any locations where drugs are delivered on a consignment basis, as defined by the board, shall be exempt from licensure as a drug distributor, and those standards of practice required of a drug distributor but shall be open for inspection by board of pharmacy representatives as provided for in section 338.360.**

338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor without first obtaining license to do so from the Missouri board of pharmacy and paying the required fee. The board may grant temporary licenses when the wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor first applies for a license to operate within the state. Temporary licenses shall remain valid until such time as the board shall find

that the applicant meets or fails to meet the requirements for regular licensure. No license shall be issued or renewed for a wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor to operate unless the same shall be operated in a manner prescribed by law and according to the rules and regulations promulgated by the board of pharmacy with respect thereto. Separate licenses shall be required for each distribution, **drug outsourcer or third-party logistics** site owned or operated by a wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor, unless such drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor meets the requirements of section 338.335.

2. An agent or employee of any licensed or registered wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor need not seek licensure under this section and may lawfully possess pharmaceutical drugs, if ~~he~~ **the agent or employee** is acting in the usual course of his **or her** business or employment.

3. The board may permit out-of-state wholesale drug distributors, **drug outsourcers, third-party logistics providers**, or out-of-state pharmacy distributors to be licensed as required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that ~~[an out-of-state wholesale drug distributor or out-of-state pharmacy distributor]~~ **the entity** both:

(1) Possesses a valid license granted by another state pursuant to legal standards comparable to those which must be met by a wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor of this state as prerequisites for obtaining a license under the laws of this state; and

(2) Distributes into Missouri from a state which would extend reciprocal treatment under its own laws to a wholesale drug distributor, **drug outsourcer, third-party logistics provider**, or pharmacy distributor of this state.

338.337. It shall be unlawful for any out-of-state wholesale drug distributor ~~[or]~~, out-of-state pharmacy acting as a distributor, **drug outsourcer, or out-of-state third-party logistics provider** to do business in this state without first obtaining a license to do so from the board of pharmacy and paying the required fee, except as otherwise provided by section 338.335 and this section. Application for an out-of-state wholesale drug distributor's, **drug outsourcer's, or out-of-state third-party logistics provider's** license under this section shall be made on a form furnished by the board. The issuance of a license under sections 338.330 to 338.370 shall not change or affect tax liability imposed by the Missouri department of revenue on any ~~[out-of-state wholesale drug distributor or out-of-state pharmacy]~~ **entity**. Any out-of-state wholesale drug distributor that is a drug manufacturer and which produces and distributes from a facility which has been inspected and approved by the Food and Drug Administration, maintains current approval by the federal Food and Drug Administration, and has provided a copy of the most recent Food and Drug Administration Establishment Inspection Report to the board, and which is licensed by the state in which the distribution facility is located, or, if located within a foreign jurisdiction, is authorized and in good standing to operate as a drug manufacturer within such jurisdiction, need not be licensed as provided in this section but such out-of-state distributor shall register its business name and address with the board of pharmacy and pay a filing fee in an amount established by the board.

338.340. No person acting as principal or agent for any out-of-state wholesale drug distributor ~~[or]~~, out-of-state pharmacy distributor, **drug outsourcer, or out-of-state third-party logistics provider** shall sell or distribute drugs in this state unless the ~~[wholesale drug distributor or pharmacy distributor]~~ **entity** has obtained a license pursuant to the provisions of sections 338.330 to 338.370."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morris (140), **House Amendment No. 5** was adopted.

Representative Bernskoetter offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 9, Section 91.640, Line 67, by inserting immediately after all of said section and line the following:

"103.008. 1. The general administration and the responsibility for the proper operation of the plan is vested in a board of trustees of thirteen persons, as follows: the director of the department of health and senior services, the director of the department of insurance, financial institutions and professional registration, the

commissioner of the state office of administration serving ex officio, one member of the senate from the majority party appointed by the president pro tem of the senate and one member of the senate from the minority party appointed by the president pro tem of the senate with the concurrence of the minority floor leader of the senate, one member of the house of representatives from the majority party appointed by the speaker of the house of representatives and one member of the house of representatives from the minority party appointed by the speaker of the house of representatives with the concurrence of the minority floor leader of the house of representatives, **two members of the system who are current employees elected by a plurality vote of members of the system who are also current employees for a term of four years, one member of the system who is a retiree elected by a plurality vote of retired members of the system for a term of four years,** and ~~[six]~~ **three** members appointed by the governor with the advice and consent of the senate. Of the ~~[six]~~ **three** members appointed by the governor, ~~[three]~~ **all** shall be citizens of the state of Missouri who are not members of the plan, but who are familiar with medical issues. ~~[The remaining three members shall be members of the plan and may be selected from any state-agency or any participating member-agency.]~~

2. Except for the legislative members, the director of the department of health and senior services, the director of the department of insurance, financial institutions and professional registration, and the commissioner of the office of administration, trustees shall be chosen for terms of four years from the first day of January next following their election or appointment. Any vacancies occurring in the office of trustee shall be filled in the same manner the office was filled previously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bernskoetter, **House Amendment No. 6** was adopted.

Representative Fraker offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 53, Section 620.1200, Line 29, by inserting after all of said section and line the following:

"620.2200. 1. This act shall be known and may be cited as the "Missouri Route 66 Centennial Commission Act".

2. The commission shall be composed of eighteen members who reflect the interests, history, and importance of the communities along Route 66 in Missouri. The members shall be appointed as follows:

- (1) Two public members appointed by the speaker of the house of representatives;**
- (2) Two public members appointed by the minority leader of the house of representatives;**
- (3) Two public members appointed by the president pro tempore of the senate;**
- (4) Two public members appointed by the minority leader of the senate;**
- (5) Three public members appointed by the governor, one of whom shall serve as chairperson; and**
- (6) Seven ex officio members as follows:**
 - (a) The governor, or his or her designee;**
 - (b) The director of the department of transportation, or his or her designee;**
 - (c) The director of the department of natural resources, or his or her designee;**
 - (d) The director of the division of tourism, or his or her designee;**
 - (e) The director of the department of economic development, or his or her designee;**
 - (f) The secretary of state, or his or her designee; and**
 - (g) The president of the Route 66 Association of Missouri, or his or her designee.**

3. An ex officio member of the commission vacates his or her position on the commission if he or she ceases to hold the position that qualifies the person for service on the commission.

4. (1) A public member of the commission is not entitled to compensation but is entitled to reimbursement for the travel expenses incurred by the member while transacting commission business.

(2) An ex officio member's service on the commission is an additional duty of the underlying position that qualifies the member for service on the commission. The entitlement of an ex officio member to compensation or reimbursement for travel expenses incurred while transacting commission business is governed by the law that applies to the member's service in that underlying position, and any payment to the

member for either purpose shall be made from an appropriation that may be used for the purpose and is available to the state agency that the member serves in that underlying position.

5. (1) The commission shall meet at least quarterly at the times and places in this state that the commission designates.

(2) A majority of the members of the commission constitutes a quorum for transacting commission business.

6. The duties of the commission shall be to:

(1) Plan and sponsor official Route 66 centennial events, programs, and activities in the state;

(2) Encourage the development of programs designed to involve all citizens in activities that commemorate Route 66 centennial events in the state; and

(3) To the best of the commission's ability, make available to the public information on Route 66 centennial events happening throughout the state.

7. Subject to appropriation, the office of tourism shall provide administrative and other support to the commission.

8. (1) The commission may accept monetary gifts and grants from any public or private source, to be held in the Missouri Route 66 centennial commission fund. The Missouri Route 66 centennial commission fund is created as a nonappropriated trust fund to be held outside of the state treasury, with the state treasurer as custodian. The fund shall be expended solely for the use of the commission in performing the commission's powers and duties under this section.

(2) The commission may also accept in-kind gifts.

9. Before June 30, 2027, a final report on the commission's activities shall be delivered to the governor. The commission shall be dissolved on June 30, 2027, and any moneys remaining in the Missouri Route 66 centennial commission fund shall be deposited in the general revenue fund.

10. The provisions of this section terminate on December 1, 2027."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fraker, **House Amendment No. 7** was adopted.

Representative Evans offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 52, Section 453.600, Line 51, by inserting immediately after all of said section and line the following:

"610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.

2. A civil investigative demand issued under this section shall:

(1) State the statute or statutes that the attorney general believes may have been violated;

(2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;

(3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;

(4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and

(5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

(1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;

(2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;

(3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or

(4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 8** was adopted.

Representative Helms offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 37, Section 253.408, Line 57, by inserting after all of said section and line the following:

"324.018. 1. For purposes of this section, the following terms mean:

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Lobbyist", the same meaning given to the term in section 105.470;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license.

2. State licensing authorities shall not contract for pay, or otherwise compensate any lobbyist to lobby on their behalf; except this section shall not be construed to prohibit, limit, preclude, or deprive any officer or employee of a department or agency from exercising the department's or agency's individual right to communicate with members of the general assembly through proper official channels at the request of a member or to request legislative action or appropriations that are deemed necessary for the efficient conduct of public business or actually made in the proper performance of his or her official duties, including testifying before the general assembly or any committee thereof for information purposes."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 9** was adopted.

Representative Franklin offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 40, Section 324.409, Lines 19-21, by deleting all of said lines and inserting in lieu thereof the following:

~~"[2. Verification of experience required pursuant to this section shall be based on a minimum of two client references, business or employment verification and three industry references, submitted to the council.]"~~; and

Further amend said bill and section by renumbering subsequent subsections; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 10** was adopted.

Representative Frederick offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 46, Section 332.086, Line 37, by inserting after all of said section and line the following:

"334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed ~~[Step 1 and]~~ Step 2 of the United States Medical Licensing Examination or the equivalent of such ~~[steps]~~ **step** of any other board-approved medical licensing examination within the ~~[two-year]~~ **three-year** period immediately preceding application for licensure as an assistant physician, ~~[but in no event more than]~~ **or within** three years after graduation from a medical college or osteopathic medical college, **whichever is later**;

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical

licensing examination within the immediately preceding ~~[two-year]~~ **three-year** period unless when such ~~[two-year]~~ **three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. ~~[To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.]~~ Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by ~~[P.L.]~~ **Pub. L. 95-210 [;] (42 U.S.C. Section 1395x), as amended**, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and

capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent assistant physicians, **full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, **or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104.**

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have

restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill, **except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.** Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009, **or assistant physicians providing opioid addiction treatment.**

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

- (a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;
 - (b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and
 - (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
 - (6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
 - (7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;
 - (8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;
 - (9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
 - (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.
4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.
5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent advanced practice registered nurses, **full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof.** This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, **or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.**

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician."; and

Further amend said bill, Page 48, Section 334.625, Line 36, by inserting immediately after said section and line the following:

- "334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:
- (1) "Applicant", any individual who seeks to become licensed as a physician assistant;
 - (2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;
 - (3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;
 - (4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, ~~[where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services]~~ **within a geographic proximity to be determined by the board of registration for the healing arts.**

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

- (1) Taking patient histories;
- (2) Performing physical examinations of a patient;
- (3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;
- (4) Performing routine therapeutic procedures;
- (5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;
- (6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;
- (7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;
- (8) Assisting in surgery;
- (9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and
- (10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor

administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

- (1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;
- (2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;
- (3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;
- (4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and
- (5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;
- (2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;
- (3) All specialty or board certifications of the supervising physician;
- (4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:
 - (a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and
 - (b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;
- (5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than ~~three~~ **six** full-time equivalent licensed physician assistants, **full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof.** This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197, **or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104.**

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill, **except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician.** Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration."; and

Further amend said bill, Page 50, Section 335.021, Line 36, by inserting immediately after said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association ~~or~~ (APA), the Canadian Psychological Association, **or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or
(5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

- (a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;
- (b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided,

however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or
- (2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 11.**

*House Amendment No. 1
to
House Amendment No. 11*

AMEND House Amendment No. 11 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 6, Line 1, by inserting immediately after said line the following:

"13. Nothing in this section or section 334.036 shall be construed to limit the authority of hospitals or hospital medical staff to make employment or medical staff credentialing or privileging decisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 11** was adopted.

On motion of Representative Frederick, **House Amendment No. 11, as amended**, was adopted.

Representative Mathews offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 5, Section 29.415, Line 5, by inserting after all of said section and line the following:

"37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

- (1) Families in generational child welfare;**
- (2) Opioid-addicted pregnant women; and**
- (3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.**

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

- (1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;**
- (2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and**
- (3) Academic leaders in research and study related to the critical state concern.**

4. The social innovation grant team shall be charged with:

- (1) Formulating a request for proposals for social innovation grants;**
- (2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and**
- (3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.**

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

- (1) Evaluating the project's effectiveness in impacting the critical state concern;**
- (2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;**
- (3) Analyzing the likely cost of statewide deployment; and**
- (4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.**

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

- (1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;**
- (2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and**

(3) **This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 12** was adopted.

Representative Korman offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 17, Section 105.955, Line 272, by inserting after all of said section and line the following:

"106.215. Notwithstanding any other provision of law, if a position of director or deputy director or a member of an board or commission subject to gubernatorial appointment under article IV, section 4 of the Constitution of Missouri is vacant for a period exceeding six months, then such position may be filled by appointment from the lieutenant governor, subject to the advice and consent of the senate. The governor shall retain power to make appointments under article IV, section 4 of the Constitution of Missouri at any time; however, the senate may choose which appointments to consider if appointments to fill a vacancy have been made by both the governor and lieutenant governor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Korman moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Schroer offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 37, Section 253.408, Line 57, by inserting after all of said section and line the following:

"324.015. 1. For purposes of this section, the following terms mean:

- (1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;**
- (2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;**
- (3) "Low-income individual", any individual:**
 - (a) Whose household adjusted gross income is below one hundred thirty percent of the federal poverty line or a higher threshold to be set by the department of insurance, financial institutions and professional registration by rule; or**
 - (b) Who is enrolled in a state or federal public assistance program including, but not limited to, Temporary Assistance for Needy Families, the MO HealthNet program, or the Supplemental Nutrition Assistance Program;**
- (4) "Military families", any active duty service members and their spouses and honorably discharged veterans and their spouses. The term "military families" includes surviving spouses of deceased service members who have not remarried;**
- (5) "Occupational fee", a fee or tax on professionals or businesses that is charged for the privilege of providing goods or services within a certain jurisdiction;**
- (6) "Political subdivision", any city, town, village, or county.**

2. All state and political subdivision licensing authorities shall waive all occupational fees and any other fees associated with licensing requirements for military families and low-income individuals for a period of two years beginning on the date an application is approved under subsection 3 of this section. Military families and low-income individuals whose applications are approved shall not be required to pay any occupational fees that become due during the two-year period.

3. Any individual seeking a waiver described under subsection 2 of this section shall apply to the appropriate licensing authority in a format prescribed by the licensing authority. The licensing authority shall approve or deny the application within thirty days of receipt.

4. An individual shall be eligible to receive only one waiver under this section from each licensing authority.

5. The waiver described under subsection 2 of this section shall not apply to fees required to obtain business licenses.

6. State licensing authorities and the department of insurance, financial institutions and professional registration shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 14** was adopted.

Representative Unsicker offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 25, Section 192.710, Line 24, by inserting immediately after said line the following:

"192.990. 1. There is hereby established within the office of women's health of the department of health and senior services the "Maternal Mortality Review Board" to conduct ongoing comprehensive, multidisciplinary reviews of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity in the state to identify factors associated with the deaths and incidents and make recommendations for system changes to improve health care services for women in this state.

2. For purposes of this section, the following terms mean:

(1) "Pregnancy-associated death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the cause of such death;

(2) "Pregnancy-related death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the duration of the pregnancy, from any cause related to, or aggravated by, the pregnancy or its management, excluding any accidental or incidental cause;

(3) "Severe maternal morbidity", the physical and psychological conditions that result from, or are aggravated by, pregnancy and have an adverse effect on the health of a woman.

3. The board shall elect from among its membership a chair and shall meet at least twice each year. The board shall meet at the call of the chair at such times as he or she deems advisable, and shall meet when requested to do so by three or more members of the board. Members of the board shall be appointed by the director of the office of women's health in consultation with the board of the office of women's health. Of the initial members, four shall have a two-year term, four shall have a three-year term, and five shall have a four-year term. Any other members shall have a four-year term. Thereafter, each member shall serve a four-year term and until his or her successor is appointed and confirmed. Vacancies on the board may be filled by the director of the office of women's health for the time remaining in the unexpired term. If there is no director of the office of women's health, his or her duties shall be performed by the director of the department. The

board shall include, but not be limited to, the following members, to serve without compensation but may be reimbursed for actual and necessary expenses incurred in the performance of their duties:

- (1) The director of the department or the director's designee;
- (2) The director of the office of women's health;
- (3) A licensed physician practicing in the area of obstetrics, neonatology, or perinatology;
- (4) A certified nurse midwife;
- (5) A nurse practicing in a hospital in the area of obstetrics, labor and delivery, postpartum, or maternity care;
- (6) An anesthesiologist with experience caring for women during labor and delivery;
- (7) A representative from the Missouri Coroner's Association;
- (8) Two or more members representing law enforcement agencies, community health care entities, department statisticians or nosologists, or county health officers;
- (9) A cardiologist with experience caring for women during pregnancy;
- (10) A women's health advanced practice registered nurse (APRN);
- (11) A women's health nurse practitioner (WHNP) or women's health clinical nurse specialist (WHCNS);
- (12) A nurse anesthetist with experience caring for women during labor and delivery;
- (13) A patient advocate or community health advocate who advocates for pregnant women or new mothers; and
- (14) Other professionals determined by the department and the board chair to address specific case review topics by the board.

4. The duties of the board shall include, but not be limited to:

- (1) Conducting ongoing comprehensive, multidisciplinary reviews of all pregnancy-related deaths and pregnancy-associated deaths and, in its discretion, reviewing incidents of severe maternal morbidity;
- (2) Identifying factors associated with pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;
- (3) Consulting with relevant experts;
- (4) Making findings and recommendations to policy makers, health care providers and facilities, and the general public;
- (5) Establishing preventive strategies and making recommendations for system change;
- (6) Before June 30, 2019, and annually thereafter, submitting a report to the director of the department, the governor, and the general assembly on maternal mortality and morbidity in the state based on data collected. The report shall protect the confidentiality of all decedents and other participants involved in any incident. The report shall be available publicly and to health care providers and facilities and distributed to the Department of Health and Human Services to stimulate performance improvement and may include the following:
 - (a) A description of the pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity reviewed by the board during the preceding twelve months, including statistics and causes of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity presented in the aggregate. The report shall not disclose any identifying information of patients, decedents, providers, or organizations involved; and
 - (b) Evidence-based system changes and policy recommendations to improve maternal outcomes and reduce preventable pregnancy-related deaths, pregnancy-associated deaths, and severe maternal morbidity in the state;
- (7) Protecting the confidentiality of the hospitals and individuals involved in any pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;
- (8) Examining racial and social disparities in pregnancy-related deaths, pregnancy-associated deaths, and, at the board's discretion, incidents of severe maternal morbidity; and
- (9) Examining the number of deaths and incidents determined to be caused by medical versus external factors.

5. The board shall review available data to identify pregnancy-related deaths and pregnancy-associated deaths and shall make recommendations based on such data to prevent future deaths and incidents of severe maternal morbidity. To aid in determining whether a pregnancy-related death, pregnancy-associated death, or incident of severe maternal morbidity was related to or aggravated by the pregnancy and

to make recommendations for how such deaths or incidents can be prevented in the future, the department has the authority to do the following:

(1) Request and receive data for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity including, but not limited to, all medical records, autopsy reports, medical examiner's reports, coroner's reports, and social service records; and

(2) Request and receive data, as described in subdivision (1) of this subsection, from health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department.

6. Upon request by the board, health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department shall provide all medical records, autopsy reports, medical examiner's reports, coroner's reports, social services records, information, and other data requested for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity as provided in this section to the board. Such data shall be aggregated and redacted by the department, but shall indicate major causes of morbidity and time trends.

7. (1) In no case shall any individually identifiable health information be provided to the public or submitted to an information clearinghouse.

(2) All proceedings and activities of the board, opinions of members of the board formed as a result of such proceedings and activities, and records obtained, created, or maintained under this section, including records of interviews, written reports, and statements in connection with morbidity and mortality reviews under this section, shall be confidential and shall not be subject to discovery, subpoena, or introduction into evidence in any civil, criminal, legislative, or other proceeding. Such records shall not be open to public inspection under section 610.021.

(3) Members of the board shall not be questioned in any civil, criminal, legislative, or other proceeding or make any individual public statements regarding information presented in, or opinions formed as a result of, a meeting or communication of the board.

(4) Nothing in this subsection shall be construed to prevent a member of the board from testifying regarding information that was obtained independent of such member's participation on the board or public information.

(5) Nothing in this subsection shall prohibit the board or department from publishing statistical compilations and research reports that:

(a) Are based on confidential information relating to morbidity and mortality reviews under this section; and

(b) Do not contain identifying information or any other information that could be used to ultimately identify the individuals concerned.

8. All meetings, proceedings, and deliberations of the board may, at the discretion of the board, be confidential and may be conducted in executive session under subdivision (5) of section 610.021. The department may retain identifiable information regarding facilities where pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity occur, or from which the patient was transferred, and geographic information on each case solely for the purposes of trending and analysis over time. All individually identifiable information shall be removed before any case is reviewed by the board.

9. The department may use grant program funds to support the efforts of the board and may apply for additional federal government and private foundation grants as needed. The department may also accept private, foundation, city, county, or federal moneys to implement the provisions of this section.

10. The department may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Quade offered **House Amendment No. 1 to House Amendment No. 15.**

*House Amendment No. 1
to
House Amendment No. 15*

AMEND House Amendment No. 15 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, Page 1, Lines 6-7, by deleting all of said lines and inserting in lieu thereof the following:

"ongoing comprehensive, multidisciplinary reviews of pregnancy-related deaths and pregnancy-associated deaths in the state to identify factors"; and

Further amend said amendment and page, Lines 16-18, by deleting all of said lines and inserting in lieu thereof the following:

"accidental or incidental cause."; and

Further amend said amendment, Page 2, Lines 16-17, by deleting all of said lines and inserting in lieu thereof the following:

"deaths and pregnancy-associated deaths;"; and

Further amend said amendment and page, Line 19, by deleting the words "**, and incidents of severe maternal morbidity**"; and

Further amend said amendment and page, Line 25, by deleting the words "**and morbidity**"; and

Further amend said amendment and page, Lines 30-33, by deleting all of said lines and inserting in lieu thereof the following:

"(a) A description of the pregnancy-related deaths and pregnancy-associated deaths reviewed by the board during the preceding twelve months, including statistics and causes of pregnancy-related deaths and pregnancy-associated deaths presented in the aggregate. The report shall not disclose any"; and

Further amend said amendment and page, Lines 36-37, by deleting all of said lines and inserting in lieu thereof the following:

"outcomes and reduce preventable pregnancy-related deaths and pregnancy-associated deaths in the state;"; and

Further amend said amendment and page, Line 39, by deleting all of said line and inserting in lieu thereof the following:

"pregnancy-related deaths and pregnancy-associated deaths;"; and

Further amend said amendment and page, Lines 40-41, by deleting all of said lines and inserting in lieu thereof the following:

"(8) Examining racial and social disparities in pregnancy-related deaths and pregnancy-associated deaths; and"; and

Further amend said amendment and page, Lines 46-47, by deleting all of said lines and inserting in lieu thereof the following:

"deaths. To aid in determining whether a pregnancy-related death or pregnancy-associated death was related to or "; and

Further amend said amendment, Page 3, Lines 2-3, by deleting all of said lines and inserting in lieu thereof the following:

"(1) Request and receive data for specific pregnancy-related deaths and pregnancy-associated deaths including, but not limited to, all medical records,"; and

Further amend said amendment and page, Lines 12-14, by deleting all of said lines and inserting in lieu thereof the following:

"pregnancy-related deaths and pregnancy-associated deaths as provided in this section to the board. Such data shall be aggregated and redacted by the department, but shall indicate major time trends."; and

Further amend said amendment and page, Line 20, by deleting the words **"morbidity and"**; and

Further amend said amendment and page, Line 31, by deleting the words **"morbidity and"**; and

Further amend said amendment and page, Line 38, by deleting all of said line and inserting in lieu thereof the following:

"related deaths and pregnancy-associated deaths occur, or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Barnes 60	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dohrman	Eggleston	Evans	Fitzpatrick	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Helms	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pietzman	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 031

Adams	Anders	Arthur	Barnes 28	Beck
Burnett	Carpenter	Conway 10	Ellebracht	Franks Jr

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Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Quade	Razer	Revis
Roberts	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 039

Austin	Bahr	Bangert	Baringer	Berry
Brown 27	Burns	Butler	Cross	Curtis
Davis	Dogan	Ellington	Engler	Fitzwater
Fraker	Gray	Green	Hannegan	Henderson
Higdon	Kolkmeyer	Lauer	May	McDaniel
Messenger	Miller	Mosley	Peters	Pierson Jr
Plocher	Pogue	Rowland 29	Schroer	Shumake
Smith 85	Smith 163	Spencer	Walker 74	

VACANCIES: 002

Representative Quade moved that **House Amendment No. 1 to House Amendment No. 15** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Barnes 60	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Butler	Carpenter	Conway 10

Ellebracht	Franks Jr	Green	Harris	Kendrick
Lavender	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 029

Austin	Bahr	Barnes 28	Berry	Bondon
Brown 27	Burns	Conway 104	Curtis	Dogan
Ellington	Fitzwater	Fraker	Gray	Higdon
Kolkmeier	May	McDaniel	Messenger	Mosley
Peters	Pierson Jr	Plocher	Pogue	Rhoads
Rowland 29	Smith 85	Spencer	Walker 74	

VACANCIES: 002

Representative Unsicker moved that **House Amendment No. 15** be adopted.

Which motion was defeated.

On motion of Representative Ross, **HCS SS SCS SB 843, as amended**, was adopted.

On motion of Representative Ross, **HCS SS SCS SB 843, as amended**, was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Carpenter	Chipman	Christofanelli
Conway 10	Cookson	Corlew	Cross	Curtman
Davis	DeGroot	Dinkins	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Meredith 71	Miller	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Revis
Rhoads	Roden	Roeber	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Trent	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

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NOES: 034

Andrews	Barnes 28	Beck	Brattin	Burnett
Butler	Conway 104	Cornejo	Eggleston	Ellington
Franks Jr	Hurst	Johnson	Kidd	Marshall
McCann Beatty	McCreery	McDaniel	McGee	Merideth 80
Mitten	Moon	Morgan	Mosley	Newman
Pierson Jr	Quade	Remole	Roberts	Rone
Stevens 46	Taylor	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 27	Burns	Curtis	Dogan	Gray
Higdon	Kolkmeier	May	Messenger	Peters
Pogue	Rowland 29	Smith 85		

VACANCIES: 002

Representative Barnes (60) declared the bill passed.

Speaker Richardson resumed the Chair.

The emergency clause was defeated by the following vote:

AYES: 001

Marshall

NOES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Bondon	Brown 27	Brown 57	Burns	Curtis
Dogan	Gray	Higdon	Kolkmeier	May
Messenger	Muntzel	Peters	Pogue	Rowland 29
Shull 16	Smith 85			

VACANCIES: 002

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 951: Representatives Bondon, Pfautsch, Ross, Walker (74) and Kendrick

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 50** entitled:

Relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 53**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SBs 603, 576 & 898, as amended**.

Senators: Onder, Romine, Hoskins, Schupp, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 660, as amended**, and has taken up and passed **CCS HCS SB 660**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SCS SB 769** and has taken up and passed **HCS SCS SB 769**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SBs 807 & 577, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SB 581** and has taken up and passed **HCS SB 581**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 743, as amended**, and has taken up and passed **CCS HCS SB 743**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 806, as amended**, and has taken up and passed **CCS HCS SB 806**.

On motion of Representative Vescovo, the House recessed until 7:15 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 029

Anders	Barnes 60	Basye	Bernskoetter	Cookson
Curtman	DeGroot	Dogan	Engler	Francis
Gannon	Hannegan	Hansen	Henderson	Hill
Hurst	Justus	Kelly 141	Lichtenegger	Matthiesen
Morris 140	Morse 151	Muntzel	Reiboldt	Reisch
Revis	Taylor	Walsh	White	

NOES: 000

PRESENT: 071

Adams	Andrews	Arthur	Austin	Bahr
Barnes 28	Beard	Beck	Berry	Black
Brown 57	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cross	Davis	Dinkins	Dohrman
Eggleston	Ellebracht	Evans	Franklin	Franks Jr
Gregory	Grier	Haefner	Harris	Helms
Houghton	Johnson	Kendrick	Kidd	Knight
Lant	Lauer	Love	Lynch	Mathews
McCann Beatty	McGaugh	Meredith 71	Mitten	Morgan

Neely	Newman	Nichols	Pfautsch	Pike
Remole	Rhoads	Rone	Ross	Rowland 155
Runions	Ruth	Shaul 113	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Trent
Vescovo	Walker 3	Wessels	Wiemann	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 061

Alferman	Anderson	Bangert	Baringer	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Conway 10	Cornejo	Curtis	Ellington	Fitzpatrick
Fitzwater	Fraker	Frederick	Gray	Green
Haahr	Higdon	Houx	Kelley 127	Kolkmeier
Korman	Lavender	Marshall	May	McCreery
McDaniel	McGee	Merideth 80	Messenger	Miller
Moon	Mosley	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Roberts	Roden	Roeber
Rowland 29	Schroer	Shull 16	Shumake	Smith 85
Spencer	Stevens 46	Unsicker	Walker 74	Washington
Wilson				

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HCS HBs 1288, 1377 & 2050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1415, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HCS HB 2129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (9): Alferman, Conway (104), Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (5): Anderson, Fraker, Morris (140), Rowland (29) and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS#2 SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1633, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 2347** entitled:

An act to amend chapter 227, RSMo, by adding thereto six new sections relating to designation of memorial infrastructure.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2540** entitled:

An act to repeal sections 143.011, 143.022, 143.151, 143.161, and 143.171, RSMo, and to enact in lieu thereof six new sections relating to individual income taxes, with an effective date for certain sections and a contingent effective date for a certain section.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 1.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 1*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2540, Page 1, Section Title, Lines 4-5 of the title, by striking said lines and inserting in lieu thereof the following:

“an effective date.”; and

Further amend said bill, Page 2, Section 143.011, Lines 47-49, by striking said lines; and

Further amend said bill and section, Page 3, Lines 50-69, by striking said lines; and

Further amend said section by renumbering the subsections accordingly; and

Further amend said bill, Pages 7-9, Section 143.177, by striking all of said section from the bill; and

Further amend said bill, Page 9, Section B, Lines 1-2, by striking “The repeal and reenactment of sections 143.011, 143.022, 143.151, 143.161, and 143.171” and inserting in lieu thereof the following:

“Section A”; and

Further amend said bill and page, Section C, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 687, as amended**, and has taken up and passed **CCS HCS SB 687**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 808, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SB 871, as amended**, and has taken up and passed **HCS SB 871, as amended**.

THIRD READING OF SENATE BILLS - INFORMAL

SS SB 882, relating to the Missouri higher education savings program, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **SS SB 882** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 882, Page 1, Section A, Line 5, by inserting immediately after all of said section and line the following:

"166.400. Sections 166.400 to 166.455 shall be known and may be cited as the "Missouri ~~[Higher]~~ Education Savings Program".

166.410. Definitions. As used in sections 166.400 to 166.455, except where the context clearly requires another interpretation, the following terms mean:

(1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified ~~[higher]~~ education expenses at an eligible educational institution;

(2) "Benefits", the payment of qualified ~~[higher]~~ education expenses on behalf of a beneficiary from a savings account during the beneficiary's attendance at an eligible educational institution;

(3) "Board", the Missouri ~~[higher]~~ education savings program board established in section 166.415;

(4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code, **and institutions of elementary and secondary education as provided in Sections 529(c)(7) and 529(e)(3) of the Internal Revenue Code, as amended;**

(5) "Financial institution", a bank, insurance company or registered investment company;

(6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;

(7) "Missouri ~~higher~~ education savings program" or "savings program", the program created pursuant to sections 166.400 to 166.455;

(8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.400 to 166.455 for the advance payment of qualified ~~higher~~ education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.400 to 166.455; and

(10) "Qualified higher education expenses" **or "qualified education expenses"**, the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code, as amended.

166.415. 1. There is hereby created the "Missouri ~~Higher~~ Education Savings Program". The program shall be administered by the Missouri ~~higher~~ education savings program board which shall consist of the Missouri state treasurer who shall serve as chairman, the commissioner of the department of higher education, **the commissioner of education**, the commissioner of the office of administration, the director of the department of economic development, two persons having demonstrable experience and knowledge in the areas of finance or the investment and management of public funds, one of whom is selected by the president pro tem of the senate and one of whom is selected by the speaker of the house of representatives, and one person having demonstrable experience and knowledge in the area of banking or deposit rate determination and placement of depository certificates of deposit or other deposit investments. Such member shall be appointed by the governor with the advice and consent of the senate. The three appointed members shall be appointed to serve for terms of four years from the date of appointment, or until their successors shall have been appointed and shall have qualified. The members of the board shall be subject to the conflict of interest provisions of section 105.452. Any member who violates the conflict of interest provisions shall be removed from the board. In order to establish and administer the savings program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri ~~higher~~ education savings program and, notwithstanding any provision of sections 166.400 to 166.455 to the contrary, the savings programs and services consistent with the purposes and objectives of sections 166.400 to 166.455;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.400 to 166.455, to permit the savings program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code and to ensure the savings program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution for investment services, and their families, including special programs and materials to inform families with young children regarding methods for financing education and training ~~[beyond high school]~~;

(4) Enter into agreements with any financial institution, the state or any federal or other agency or entity as required for the operation of the savings program pursuant to sections 166.400 to 166.455;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the savings program;

(7) Invest the funds received from participants in appropriate investment instruments to achieve long-term total return through a combination of capital appreciation and current income;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.400 to 166.455 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the savings program;

(11) Effectuate and carry out all the powers granted by sections 166.400 to 166.455, and have all other powers necessary to carry out and effectuate the purposes, objectives and provisions of sections 166.400 to 166.455 pertaining to the savings program; and

(12) Procure insurance, guarantees or other protections against any loss in connection with the assets or activities of the savings program.

2. Any member of the board may designate a proxy for that member who will enjoy the full voting privileges of that member for the one meeting so specified by that member. No more than three proxies shall be considered members of the board for the purpose of establishing a quorum.

3. Four members of the board shall constitute a quorum. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. No action shall be taken by the board except upon the affirmative vote of a majority of the members present.

4. The board shall meet within the state of Missouri at the time set at a previously scheduled meeting or by the request of any four members of the board. Notice of the meeting shall be delivered to all other trustees in person or by depositing notice in a United States post office in a properly stamped and addressed envelope not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

5. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688. For new contracts entered into after August 28, 2012, board members shall study investment plans of other states and contract with or negotiate to provide benefit options the same as or similar to other states' qualified plans for the purpose of offering additional options for members of the plan. The board may delegate to duly appointed investment counselors authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such counselors the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring or disposing of any or all of the securities and investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys. Such investment counselors shall be registered as investment advisors with the United States Securities and Exchange Commission. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

6. No investment transaction authorized by the board shall be handled by any company or firm in which a member of the board has a substantial interest, nor shall any member of the board profit directly or indirectly from any such investment.

7. No trustee or employee of the savings program shall receive any gain or profit from any funds or transaction of the savings program. Any trustee, employee or agent of the savings program accepting any gratuity or compensation for the purpose of influencing such trustee's, employee's or agent's action with respect to the investment or management of the funds of the savings program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery.

166.420. 1. The board may enter into savings program participation agreements with participants on behalf of beneficiaries pursuant to the provisions of sections 166.400 to 166.455, including the following terms and conditions:

(1) A participation agreement shall stipulate the terms and conditions of the savings program in which the participant makes contributions;

(2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;

(3) The execution of a participation agreement by the board shall not guarantee that the beneficiary named in any participation agreement will be admitted to an eligible educational institution, be allowed to continue to attend an eligible educational institution after having been admitted or will graduate from an eligible educational institution;

(4) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;

(5) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and

(6) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount which may be contributed annually by a participant with respect to a beneficiary.

3. The board shall establish a total contribution limit for savings accounts established under the savings program with respect to a beneficiary to permit the savings program to qualify as a "qualified state tuition program" pursuant to Section 529 of the Internal Revenue Code. No contribution may be made to a savings account for a beneficiary if it would cause the balance of all savings accounts of the beneficiary to exceed the total contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a beneficiary from exceeding what is necessary to provide for the qualified ~~higher~~ education expenses of the beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the savings program to qualify pursuant to section 166.435. Any contributions or earnings that are withdrawn or distributed from a savings account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 166.430.

166.425. All money paid by a participant in connection with participation agreements shall be deposited as received and shall be promptly invested by the board. Contributions and earnings thereon accumulated on behalf of participants in the savings program may be used, as provided in the participation agreement, for qualified ~~higher~~ education expenses. Such contributions and earnings shall not be considered income for purposes of determining a participant's eligibility for financial assistance under any state student aid program.

166.430. Any participant may cancel a participation agreement at will. The board shall impose a penalty equal to or greater than ten percent of the earnings of an account for any distribution that is not:

- (1) Used exclusively for qualified ~~higher~~ education expenses of the designated beneficiary;
- (2) Made because of death or disability of the designated beneficiary;
- (3) Made because of the receipt of scholarship by the designated beneficiary;
- (4) A rollover distribution, as defined in Section 529(c)(3)(C)(i) of the Internal Revenue Code; or
- (5) Held in the fund for the minimum length of time established by the board."; and

Further amend said bill, Page 1, Section 166.435, Line 8, by deleting the word "higher" and inserting in lieu thereof the word "~~higher~~"; and

Further amend said bill and section, Page 2, Line 28, by deleting the word "higher" and inserting in lieu thereof the word "~~higher~~"; and

Further amend said bill, Page 3, Section 166.435, Line 38, by inserting immediately after all of said section and line the following:

"166.456. All personally identifiable information concerning participants and beneficiaries of accounts established within the Missouri ~~higher~~ education savings program pursuant to sections 166.400 to 166.456 shall be confidential, and any disclosure of such information shall be restricted to purposes directly connected with the administration of the program.

166.501. Notwithstanding the provisions of sections 166.400 to 166.456 to the contrary, the higher education deposit program is established as a nonexclusive alternative to the Missouri ~~higher~~ education savings program, and any participant may elect to participate in both programs subject to aggregate Missouri program limitations.

166.502. As used in sections 166.500 to 166.529, except where the context clearly requires another interpretation, the following terms mean:

- (1) "Beneficiary", any individual designated by a participation agreement to benefit from payments for qualified higher education expenses at an eligible educational institution;
- (2) "Benefits", the payment of qualified higher education expenses on behalf of a beneficiary from a deposit account during the beneficiary's attendance at an eligible educational institution;
- (3) "Board", the Missouri ~~higher~~ education savings program board established in section 166.415;
- (4) "Eligible educational institution", an institution of postsecondary education as defined in Section 529(e)(5) of the Internal Revenue Code;
- (5) "Financial institution", a depository institution and any intermediary that brokers certificates of deposits;
- (6) "Internal Revenue Code", the Internal Revenue Code of 1986, as amended;
- (7) "Missouri higher education deposit program" or "deposit program", the program created pursuant to sections 166.500 to 166.529;
- (8) "Participant", a person who has entered into a participation agreement pursuant to sections 166.500 to 166.529 for the advance payment of qualified higher education expenses on behalf of a beneficiary;

(9) "Participation agreement", an agreement between a participant and the board pursuant to and conforming with the requirements of sections 166.500 to 166.529;

(10) "Qualified higher education expenses", the qualified costs of tuition and fees and other expenses for attendance at an eligible educational institution, as defined in Section 529(e)(3) of the Internal Revenue Code of 1986, as amended.

166.505. 1. There is hereby created the "Missouri Higher Education Deposit Program". The program shall be administered by the Missouri ~~higher~~ education savings program board.

2. In order to establish and administer the deposit program, the board, in addition to its other powers and authority, shall have the power and authority to:

(1) Develop and implement the Missouri higher education deposit program and, notwithstanding any provision of sections 166.500 to 166.529 to the contrary, the deposit programs and services consistent with the purposes and objectives of sections 166.500 to 166.529;

(2) Promulgate reasonable rules and regulations and establish policies and procedures to implement sections 166.500 to 166.529, to permit the deposit program to qualify as a qualified state tuition program pursuant to Section 529 of the Internal Revenue Code and to ensure the deposit program's compliance with all applicable laws;

(3) Develop and implement educational programs and related informational materials for participants, either directly or through a contractual arrangement with a financial institution or other entities for deposit educational services, and their families, including special programs and materials to inform families with children of various ages regarding methods for financing education and training beyond high school;

(4) Enter into an agreement with any financial institution, entity, or business clearinghouse for the operation of the deposit program pursuant to sections 166.500 to 166.529; providing however, that such institution, entity, or clearinghouse shall be a private for-profit or not-for-profit entity and not a government agency. No more than one board member may have a direct interest in such institution, entity, or clearinghouse. Such institution, entity, or clearinghouse shall implement the board's policies and administer the program for the board and with electing depository institutions and others;

(5) Enter into participation agreements with participants;

(6) Accept any grants, gifts, legislative appropriations, and other moneys from the state, any unit of federal, state, or local government or any other person, firm, partnership, or corporation for deposit to the account of the deposit program;

(7) Invest the funds received from participants in appropriate investment instruments to be held by depository institutions or directly deposit such funds in depository institutions as provided by the board and elected by the participants;

(8) Make appropriate payments and distributions on behalf of beneficiaries pursuant to participation agreements;

(9) Make refunds to participants upon the termination of participation agreements pursuant to the provisions, limitations, and restrictions set forth in sections 166.500 to 166.529 and the rules adopted by the board;

(10) Make provision for the payment of costs of administration and operation of the deposit program;

(11) Effectuate and carry out all the powers granted by sections 166.500 to 166.529, and have all other powers necessary to carry out and effectuate the purposes, objectives, and provisions of sections 166.500 to 166.529 pertaining to the deposit program;

(12) Procure insurance, guarantees, or other protections against any loss in connection with the assets or activities of the deposit program, as the members in their best judgment deem necessary;

(13) To both adopt and implement various methods of transferring money by electronic means to efficiently transfer funds to depository institutions for deposit, and in addition or in the alternative, to allow funds to be transferred by agent agreements, assignment, or otherwise, provided such transfer occurs within two business days;

(14) To both adopt and implement methods and policies designed to obtain the maximum insurance of such funds for each participant permitted and provided for by the Federal Deposit Insurance Corporation, or any other federal agency insuring deposits, and taking into consideration the law and regulation promulgated by such federal agencies for deposit insurance.

3. The funds shall be invested only in those investments which a prudent person acting in a like capacity and familiar with such matters would use in the conduct of an enterprise of a like character and with like aims, as provided in section 105.688, as a means to hold funds until they are placed in a Missouri depository institution as a deposit. The board may delegate to duly appointed representatives of financial institutions authority to act in place of the board in the investment and reinvestment of all or part of the moneys and may also delegate to such

representatives the authority to act in place of the board in the holding, purchasing, selling, assigning, transferring, or disposing of any or all of the investments in which such moneys shall have been invested, as well as the proceeds of such investments and such moneys, however, such investments shall be limited to certificates of deposit and other deposits in federally insured depository institutions. Such representatives shall be registered as "qualified student deposit advisors on Section 529 plans" with the board and such board shall, by rule, develop and administer qualification tests from time to time to provide representatives the opportunity to qualify for this program. In exercising or delegating its investment powers and authority, members of the board shall exercise ordinary business care and prudence under the facts and circumstances prevailing at the time of the action or decision. No member of the board shall be liable for any action taken or omitted with respect to the exercise of, or delegation of, these powers and authority if such member shall have discharged the duties of his or her position in good faith and with that degree of diligence, care, and skill which a prudent person acting in a like capacity and familiar with these matters would use in the conduct of an enterprise of a like character and with like aims.

4. No board member or employee of the deposit program shall personally receive any gain or profit from any funds or transaction of the deposit program as a result of his or her membership on the board. Any board member, employee, or agent of the deposit program accepting any gratuity or compensation for the purpose of influencing such board member's, employee's, or agent's action with respect to choice of intermediary, including any financial institution, entity, or clearinghouse, for the funds of the deposit program shall thereby forfeit the office and in addition thereto be subject to the penalties prescribed for bribery. However, a board member who is regularly employed directly or indirectly by a financial institution may state that institution's interest and absent himself or herself from voting.

5. Depository institutions originating the deposit program shall be the agent of the board and offer terms for certificates of deposit and other deposits in such program as permitted by the board, subject to a uniform interest rate disclosure as defined in federal regulations of the Board of Governors of the Federal Reserve System, specifically Federal Reserve Regulation DD, as amended from time to time. The board shall establish various deposit opportunities based on amounts deposited and length of time held that are uniformly available to all depository institutions that elect to participate in the program, and the various categories of fixed or variable rates shall be the only interest rates available under this program. A depository institution that originates the deposit as agent for the board and participates in the program shall receive back and continue to hold the certificate of deposit or other deposit, provided such depository institution continues to comply with requirements and regulations prescribed by the board. Such deposit and certificate of deposit shall be titled in the name of the clearing entity for the benefit of the participant, and shall be insured as permitted by any agency of the federal government that insures deposits in depository institutions. Any depository institution or intermediary that fails to comply with these provisions shall forfeit its right to participate in this program; provided however, the board shall be the sole and exclusive judge of compliance except as otherwise provided by provisions in Section 529 of the Internal Revenue Code and the Internal Revenue Service enforcement of such section.

209.610. 1. The board may enter into ABLE program participation agreements with participants on behalf of designated beneficiaries pursuant to the provisions of sections 209.600 to 209.645, including the following terms and conditions:

- (1) A participation agreement shall stipulate the terms and conditions of the ABLE program in which the participant makes contributions;
- (2) A participation agreement shall specify the method for calculating the return on the contribution made by the participant;
- (3) A participation agreement shall clearly and prominently disclose to participants the risk associated with depositing moneys with the board;
- (4) Participation agreements shall be organized and presented in a way and with language that is easily understandable by the general public; and
- (5) A participation agreement shall clearly and prominently disclose to participants the existence of any load charge or similar charge assessed against the accounts of the participants for administration or services.

2. The board shall establish the maximum amount of contributions which may be made annually to an ABLE account, which shall be the same as the amount allowed by 26 U.S.C. Section 529A of the Internal Revenue Code of 1986, as amended.

3. The board shall establish a total contribution limit for savings accounts established under the ABLE program with respect to a designated beneficiary which shall in no event be less than the amount established as the contribution limit by the Missouri ~~higher~~ education savings program board for qualified tuition savings programs established under sections 166.400 to 166.450. No contribution shall be made to an ABLE account for a designated beneficiary if it would cause the balance of the ABLE account of the designated beneficiary to exceed the total

contribution limit established by the board. The board may establish other requirements that it deems appropriate to provide adequate safeguards to prevent contributions on behalf of a designated beneficiary from exceeding what is necessary to provide for the qualified disability expenses of the designated beneficiary.

4. The board shall establish the minimum length of time that contributions and earnings must be held by the ABLE program to qualify as tax exempt pursuant to section 209.625. Any contributions or earnings that are withdrawn or distributed from an ABLE account prior to the expiration of the minimum length of time, as established by the board, shall be subject to a penalty pursuant to section 209.620."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Fitzwater assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Anderson	Andrews	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 031

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Ellebracht
Franks Jr	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Newman	Nichols	Quade	Revis
Roberts	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

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ABSENT WITH LEAVE: 034

Alferman	Arthur	Barnes 60	Beard	Brown 27
Burns	Chipman	Conway 10	Cornejo	Curtis
Ellington	Fitzpatrick	Gray	Haahr	Higdon
Houx	Kolkmeyer	May	McGee	Messenger
Miller	Moon	Mosley	Peters	Pierson Jr
Pogue	Razer	Rhoads	Roden	Roeber
Rowland 29	Schroer	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Wood, **House Amendment No. 1** was adopted.

On motion of Representative Bernskoetter, **SS SB 882, as amended**, was read the third time and passed by the following vote:

AYES: 129

Adams	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Carpenter	Christofanelli	Conway 104
Cookson	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 007

Burnett	Butler	McDaniel	Merideth 80	Newman
Smith 85	Washington			

PRESENT: 001

Barnes 28

ABSENT WITH LEAVE: 024

Alferman	Arthur	Barnes 60	Brown 27	Burns
Chipman	Conway 10	Cornejo	Fitzpatrick	Gannon
Gray	Higdon	Kolkmeier	May	Messenger
Peters	Phillips	Pogue	Razer	Rhoads
Roden	Rowland 29	Schroer	Walker 74	

VACANCIES: 002

Representative Fitzwater declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended, relating to elementary and secondary education, was taken up by Representative Gannon.

Speaker Richardson resumed the Chair.

On motion of Representative Gannon, **SS HCS HB 1606, as amended**, was adopted by the following vote:

AYES: 125

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Carpenter	Christofanelli	Conway 10	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Haahr	Haefner
Hansen	Harris	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kendrick
Knight	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 018

Alferman	Bahr	Chipman	Grier	Helms
Hurst	Kelly 141	Kidd	Korman	Marshall

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Matthiesen	McDaniel	Moon	Morse 151	Roeber
Ross	Stacy	Walsh		

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Burns	Conway 104	Ellington
Fitzpatrick	Hannegan	Higdon	Kolkmeyer	May
Messenger	Mosley	Peters	Pogue	Rhoads
Roden	Rowland 29	Walker 74		

VACANCIES: 002

On motion of Representative Gannon, **SS HCS HB 1606, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 127

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burnett	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kendrick	Knight	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Rone
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 019

Alferman	Bahr	Brattin	Chipman	Helms
Hurst	Kelly 141	Kidd	Korman	Marshall
Matthiesen	McDaniel	Moon	Morse 151	Roeber
Ross	Stacy	Taylor	Walsh	

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Beard	Brown 27	Burns	Conway 104
Fitzpatrick	Higdon	Kolkmeyer	May	Messenger
Peters	Pogue	Rhoads	Roden	Rowland 29

VACANCIES: 002

Speaker Richardson declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SB 808, as amended, relating to the transfer of intoxicating liquor, was taken up by Representative Bondon.

Representative Bondon moved that the House refuse to recede from its position on **HCS SB 808, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SCS SBs 807 & 577, as amended, relating to higher education, was taken up by Representative Lichtenegger.

Representative Lichtenegger moved that the House refuse to recede from its position on **HCS SCS SBs 807 & 577, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 808: Representatives Bondon, Cornejo, Schroer, McCreery and Carpenter

SS SCS HB 1633: Representatives Corlew, Austin, Engler, Franks Jr and Washington

HCS SCS SBs 807 & 577: Representatives Lichtenegger, Andrews, Dohrman, Bangert and Razer

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 40, relating to an application to Congress for the calling of an Article V convention of the states to propose an amendment to the United States Constitution regarding term limits for members of Congress, was taken up by Representative Basye.

On motion of Representative Basye, the title of **SCR 40** was agreed to.

Representative Davis assumed the Chair.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Concurrent Resolution No. 40, Page 1, Lines 23-25, by deleting all of said lines and inserting in lieu thereof the following:

"Be it Further Resolved that this application shall expire five (5) years after the passage of this resolution; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McDaniel, **House Amendment No. 1** was adopted by the following vote:

AYES: 109

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Butler	Carpenter	Conway 104
Corlew	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Fitzpatrick	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Haefner
Hansen	Harris	Henderson	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Reiboldt	Revis	Roberts	Rone	Ross
Rowland 155	Ruth	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Washington	White	Wilson	Wood	

NOES: 025

Anders	Basye	Chipman	Christofanelli	Cornejo
DeGroot	Ellington	Engler	Evans	Fitzwater
Hannegan	Helms	Hill	Love	Muntzel
Plocher	Reisch	Remole	Roeber	Shaul 113
Stacy	Taylor	Walker 3	Walsh	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 027

Alferman	Barnes 60	Beard	Brown 27	Burns
Conway 10	Cookson	Cross	Curtis	Gregory
Higdon	Kidd	Kolkmeier	May	Messenger
Peters	Phillips	Pogue	Rehder	Rhoads
Roden	Rowland 29	Runions	Schroer	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reiboldt	Remole
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Ellington	Franks Jr	Green	Harris
Lavender	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Quade	Razer	Revis	Roberts	Smith 85
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 034

Barnes 60	Berry	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	DeGroot	Dogan
Gray	Higdon	Kelley 127	Kendrick	Kolkmeier
Lauer	May	McGee	Messenger	Miller
Peters	Phillips	Pierson Jr	Pogue	Redmon
Reisch	Rhoads	Roden	Rowland 29	Runions
Stevens 46	Walker 74	Walsh	Wessels	

VACANCIES: 002

On motion of Representative Basye, **SCR 40, as amended**, was read the third time and passed by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Arthur	Austin
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Carpenter	Chipman	Christofanelli
Corlew	Cornejo	Curtman	Davis	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McCreery	McDaniel	McGaugh	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Quade	Rehder	Reiboldt
Remole	Revis	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	White	Wiemann	Wilson
Mr. Speaker				

NOES: 034

Adams	Anders	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Burnett	Butler
Conway 104	Ellington	Franks Jr	Green	McCann Beatty
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Nichols	Pierson Jr
Razer	Reisch	Roberts	Smith 85	Spencer
Unsicker	Walsh	Washington	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes 60	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	DeGroot	Dogan	Gray
Higdon	Kendrick	Kolkmeyer	Lauer	May
Messenger	Peters	Phillips	Pogue	Redmon
Roden	Rowland 29	Runions	Stevens 46	Walker 74
Wessels				

VACANCIES: 002

Representative Davis declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 819, relating to foster care, was taken up by Representative Neely.

On motion of Representative Neely, the title of **SB 819** was agreed to.

Representative Neely offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.737. 1. Notwithstanding the physician-patient privilege, any physician or health care provider may refer to the ~~[department of health and senior services]~~ **children's division** families in which children may have been exposed to a controlled substance listed in section 195.017, schedules I, II and III, or alcohol as evidenced by:

- (1) Medical documentation of signs and symptoms consistent with controlled substances or alcohol exposure in the child at birth; or
- (2) Results of a confirmed toxicology test for controlled substances performed at birth on the mother or the child; and

- (3) A written assessment made or approved by a physician, health care provider, or by the children's division which documents the child as being at risk of abuse or neglect.

2. Nothing in this section shall preclude a physician or other mandated reporter from reporting abuse or neglect of a child as required pursuant to the provisions of section 210.115.

3. ~~[Upon notification pursuant to subsection 1 of this section, the department of health and senior services shall offer service coordination services to the family. The department of health and senior services shall coordinate social services, health care, mental health services, and needed education and rehabilitation services. Service coordination services shall be initiated within seventy-two hours of notification. The department of health and senior services shall notify the department of social services and the department of mental health within seventy-two hours of initial notification.]~~

~~4.]~~ Any physician or health care provider complying with the provisions of this section, in good faith, shall have immunity from any civil liability that might otherwise result by reason of such actions.

~~[5.]~~ 4. Referral and associated documentation provided for in this section shall be confidential and shall not be used in any criminal prosecution.

191.739. 1. The department of social services shall provide protective services for children that meet the criteria established in section 191.737. In addition the department of social services may provide preventive services for children that meet the criteria established in section 191.737.

2. No department shall cease providing services for any child exposed to substances as set forth in section 191.737 wherein a physician or health care provider has made or approved a written assessment which documents the child as being at risk of abuse or neglect until ~~[such]~~ a physician or health care provider~~[-or his designee,]~~ authorizes such file to be closed.

193.265. 1. For the issuance of a certification or copy of a death record, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars. **No fee shall be required or collected for a certification of birth, death, or marriage if the request for certification is made by the children's division, the division of youth services, a guardian ad litem, or a juvenile officer on behalf of a child or person under twenty-one years of age who has come under the jurisdiction of the juvenile court under section 211.031.** All fees shall be deposited to the state department of revenue. Beginning August 28, 2004, for each vital records fee collected, the director of revenue shall credit four dollars to the general revenue fund, five dollars to the children's trust fund, one dollar shall be credited to the endowed care cemetery audit fund, and three dollars for the first copy of death records and five dollars for birth, marriage, divorce, and fetal death records shall be credited to the Missouri public services health fund established in section 192.900. Money in the endowed care cemetery audit fund shall be available by appropriation to the division of professional registration to pay its expenses in administering sections 214.270 to 214.410. All interest earned on money deposited in the endowed care cemetery audit fund shall be credited to the endowed care cemetery audit fund. Notwithstanding the provisions of section 33.080 to the contrary, money placed in the endowed care cemetery audit fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds three times the amount of the appropriation from the endowed care cemetery audit fund for the preceding fiscal year. The money deposited in the public health services fund under this section shall be deposited in a separate account in the fund, and moneys in such account, upon appropriation, shall be used to automate and improve the state vital records system, and develop and maintain an electronic birth and death registration system. For any search of the files and records, when no record is found, the state shall be entitled to a fee equal to the amount for a certification of a vital record for a five-year search to be paid by the applicant. For the processing of each legitimation, adoption, court order or recording after the registrant's twelfth birthday, the state shall be entitled

to a fee equal to the amount for a certification of a vital record. Except whenever a certified copy or copies of a vital record is required to perfect any claim of any person on relief, or any dependent of any person who was on relief for any claim upon the government of the state or United States, the state registrar shall, upon request, furnish a certified copy or so many certified copies as are necessary, without any fee or compensation therefor.

2. For the issuance of a certification of a death record by the local registrar, the applicant shall pay a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time. For the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record, the applicant shall pay a fee of fifteen dollars; except that, in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a donation of one dollar may be collected by the local registrar over and above any fees required by law when a certification or copy of any marriage license or birth certificate is provided, with such donations collected to be forwarded monthly by the local registrar to the county treasurer of such county and the donations so forwarded to be deposited by the county treasurer into the housing resource commission fund to assist homeless families and provide financial assistance to organizations addressing homelessness in such county. The local registrar shall include a check-off box on the application form for such copies. All fees, other than the donations collected in any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants for marriage licenses and birth certificates, shall be deposited to the official city or county health agency. A certified copy of a death record by the local registrar can only be issued within twenty-four hours of receipt of the record by the local registrar. Computer-generated certifications of death records may be issued by the local registrar after twenty-four hours of receipt of the records. The fees paid to the official county health agency shall be retained by the local agency for local public health purposes.

210.003. 1. No child shall be permitted to enroll in or attend any public, private or parochial day care center, preschool or nursery school caring for ten or more children unless such child has been adequately immunized against vaccine-preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP). The parent or guardian of such child shall provide satisfactory evidence of the required immunizations.

2. A child who has not completed all immunizations appropriate for his age may enroll, if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ACIP/Missouri department of health and senior services recommended schedule; ~~or~~

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A parent or guardian exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator; **or**

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and senior services.

3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within a particular facility, the administrator of the facility shall follow the control measures instituted by the local health authority or the department of health and senior services or both the local health authority and the department of health and senior services, as established in Rule 19 CSR 20-20.040, "Measures for the Control of Communicable, **Environmental and Occupational Diseases**".

4. The administrator of each public, private or parochial day care center, preschool or nursery school shall cause to be prepared a record of immunization of every child enrolled in or attending a facility under his jurisdiction. An annual summary report shall be made by January fifteenth showing the immunization status of each child enrolled, using forms provided for this purpose by the department of health and senior services. The immunization records shall be available for review by department of health and senior services personnel upon request.

5. For purposes of this section, satisfactory evidence of immunization means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

6. Nothing in this section shall preclude any political subdivision from adopting more stringent rules regarding the immunization of preschool children.

7. All public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child at the time of initial enrollment in or attendance at the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Beginning December 1, 2015, all public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child currently enrolled in or attending the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Any public, private, or parochial day care center, preschool, or nursery school shall notify the parent or guardian of a child enrolled in or attending the facility, upon request, of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed.

210.102. 1. ~~[It shall be the duty of the Missouri children's services commission to:~~
~~—— (1) Make recommendations which will encourage greater interagency coordination, cooperation, more effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the legal rights and well-being of children in Missouri;~~
~~—— (2) Develop an integrated state plan for the care provided to children in this state through state programs;~~
~~—— (3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but not be limited to:~~
~~—— (a) Methods for promoting geographic availability and financial accessibility for all children and families in need of such services;~~
~~—— (b) Program recommendations for children's services which include child development, education, supervision, health and social services;~~
~~—— (4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in this section;~~
~~—— (5) Report annually to the governor with five copies each to the house of representatives and senate about its activities including, but not limited to the following:~~
~~—— (a) A general description of the activities pertaining to children of each state agency having a member on the commission;~~
~~—— (b) A general description of the plans and goals, as they affect children, of each state agency having a member on the commission;~~
~~—— (c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~
~~—— (d) A report from the commission regarding the state of children in Missouri.~~
 2.] There is hereby established within the ~~[children's services commission]~~ **department of social services** the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include but not be limited to the following members:

- (1) A representative from the governor's office;
- (2) A representative from each of the following departments: health and senior services, mental health, social services, and elementary and secondary education;
- (3) A representative of the judiciary;
- (4) A representative of the family and community trust board (FACT);
- (5) A representative from the head start program;
- (6) Nine members appointed by the governor with the advice and consent of the senate who are representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups, advocacy organizations, early childhood service providers, and other stakeholders.

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

~~[3-]~~ **2.** The coordinating board for early childhood shall have the power to:

- (1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;
- (2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;
- (3) Identify legislative recommendations to improve services for children from birth through age five;
- (4) Promote coordination of existing services and programs across public and private entities;
- (5) Promote research-based approaches to services and ongoing program evaluation;
- (6) Identify service gaps and advise public and private entities on methods to close such gaps;
- (7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of ~~subsections 2 and 3~~ **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;
- (8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;
- (9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;
- (10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;
- (11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;
- (12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;
- (13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;
- (14) Adopt and use an official seal;
- (15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;
- (16) Make all expenditures which are incident and necessary to carry out its purposes;
- (17) Sue and be sued in its official name;
- (18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

~~[4-]~~ **3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

- (1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections ~~[2 and 3]~~ **1 and 2** of this section;
- (2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;
- (3) Any moneys received as fees authorized under subsections ~~[2 and 3]~~ **1 and 2** of this section;
- (4) Any moneys received as interest on deposits or as income on approved investments of the fund;
- (5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund 210.110. As used in sections 210.109 to 210.165, and sections 210.180 to 210.183, the following terms mean:

- (1) "Abuse", any physical injury, sexual abuse, or emotional abuse inflicted on a child other than by accidental means by those responsible for the child's care, custody, and control, except that discipline including spanking, administered in a reasonable manner, shall not be construed to be abuse. Victims of abuse shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);
- (2) "Assessment and treatment services for children ~~[under ten years old]~~", an approach to be developed by the children's division which will recognize and treat the specific needs of at-risk and abused or neglected children ~~[under the age of ten]~~. The developmental and medical assessment may be a broad physical, developmental, and

mental health screening to be completed within thirty days of a child's entry into custody and ~~[every six months]~~ **in accordance with the periodicity schedule set forth by the American Academy of Pediatrics** thereafter as long as the child remains in care. Screenings may be offered at a centralized location and include, at a minimum, the following:

- (a) Complete physical to be performed by a pediatrician familiar with the effects of abuse and neglect on young children;
- (b) Developmental, behavioral, and emotional screening in addition to early periodic screening, diagnosis, and treatment services, including a core set of standardized and recognized instruments as well as interviews with the child and appropriate caregivers. The screening battery may be performed by a licensed mental health professional familiar with the effects of abuse and neglect on young children, who will then serve as the liaison between all service providers in ensuring that needed services are provided. Such treatment services may include in-home services, out-of-home placement, intensive twenty-four-hour treatment services, family counseling, parenting training and other best practices.

Children whose screenings indicate an area of concern may complete a comprehensive, in-depth health, psychodiagnostic, or developmental assessment within sixty days of entry into custody;

(3) "Central registry", a registry of persons where the division has found probable cause to believe prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, or a court has substantiated through court adjudication that the individual has committed child abuse or neglect or the person has pled guilty or has been found guilty of a crime pursuant to section 565.020, 565.021, 565.023, 565.024, 565.050, 566.030, 566.060, or 567.050 if the victim is a child less than eighteen years of age, or any other crime pursuant to chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, a crime under section 568.020, 568.030, 568.045, 568.050, 568.060, 568.080, 568.090, 573.023, 573.025, 573.035, 573.037, 573.040, 573.200, or 573.205, or an attempt to commit any such crimes. Any persons placed on the registry prior to August 28, 2004, shall remain on the registry for the duration of time required by section 210.152;

(4) "Child", any person, regardless of physical or mental condition, under eighteen years of age;

(5) "Children's services providers and agencies", any public, quasi-public, or private entity with the appropriate and relevant training and expertise in delivering services to children and their families as determined by the children's division, and capable of providing direct services and other family services for children in the custody of the children's division or any such entities or agencies that are receiving state moneys for such services;

(6) "Director", the director of the Missouri children's division within the department of social services;

(7) "Division", the Missouri children's division within the department of social services;

(8) "Family assessment and services", an approach to be developed by the children's division which will provide for a prompt assessment of a child who has been reported to the division as a victim of abuse or neglect by a person responsible for that child's care, custody or control and of that child's family, including risk of abuse and neglect and, if necessary, the provision of community-based services to reduce the risk and support the family;

(9) "Family support team meeting" or "team meeting", a meeting convened by the division or children's services provider in behalf of the family and/or child for the purpose of determining service and treatment needs, determining the need for placement and developing a plan for reunification or other permanency options, determining the appropriate placement of the child, evaluating case progress, and establishing and revising the case plan;

(10) "Investigation", the collection of physical and verbal evidence to determine if a child has been abused or neglected;

(11) "Jail or detention center personnel", employees and volunteers working in any premises or institution where incarceration, evaluation, care, treatment or rehabilitation is provided to persons who are being held under custody of the law;

(12) "Neglect", failure to provide, by those responsible for the care, custody, and control of the child, the proper or necessary support, education as required by law, nutrition or medical, surgical, or any other care necessary for the child's well-being. Victims of neglect shall also include any victims of sex trafficking or severe forms of trafficking as those terms are defined in 22 U.S.C. 78 Section 7102(9)-(10);

(13) "Preponderance of the evidence", that degree of evidence that is of greater weight or more convincing than the evidence which is offered in opposition to it or evidence which as a whole shows the fact to be proved to be more probable than not;

(14) "Probable cause", available facts when viewed in the light of surrounding circumstances which would cause a reasonable person to believe a child was abused or neglected;

(15) "Report", the communication of an allegation of child abuse or neglect to the division pursuant to section 210.115;

(16) "Those responsible for the care, custody, and control of the child", includes, but is not limited to:

- (a) The parents or legal guardians of a child;
- (b) Other members of the child's household;
- (c) Those exercising supervision over a child for any part of a twenty-four-hour day;
- (d) Any person who has access to the child based on relationship to the parents of the child or members of the child's household or the family; or
- (e) Any person who takes control of the child by deception, force, or coercion."; and

Further amend said bill, Page 3, Section 210.112, Line 80, by deleting the words "under ten years old" and inserting in lieu thereof the words "[~~under ten years old~~]"; and

Further amend said bill and section, Pages 4 and 5, Lines 120 to 129, by deleting said lines and inserting in lieu thereof the following:

"6. By December 1, 2018, the division shall convene a task force to review the recruitment, licensing and retention of foster and adoptive parents statewide. In addition to representatives of the division and department, the task force shall include representatives of the private sector and faith-based community which provide recruitment and licensure services. The purpose of the task force shall and will be to study the extent to which changes in the system of recruiting, licensing, and retaining foster and adoptive parents would enhance the effectiveness of the system statewide. The task force shall develop a report of its findings with recommendations by December 1, ~~[2014]~~ **2019**, and provide copies of the report to the general assembly, **to the joint committee on child abuse and neglect under section 21.771**, and to the governor."; and

Further amend said bill and section, Page 6, Line 160, by inserting after all of said section and line the following:

"210.145. 1. The division shall develop protocols which give priority to:

- (1) Ensuring the well-being and safety of the child in instances where child abuse or neglect has been alleged;
 - (2) Promoting the preservation and reunification of children and families consistent with state and federal law;
 - (3) Providing due process for those accused of child abuse or neglect; and
 - (4) Maintaining an information system operating at all times, capable of receiving and maintaining reports.
- This information system shall have the ability to receive reports over a single, statewide toll-free number. Such information system shall maintain the results of all investigations, family assessments and services, and other relevant information.

2. The division shall utilize structured decision-making protocols for classification purposes of all child abuse and neglect reports. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child. All child abuse and neglect reports shall be initiated within twenty-four hours and shall be classified based upon the reported risk and injury to the child. The division shall promulgate rules regarding the structured decision-making protocols to be utilized for all child abuse and neglect reports.

3. Upon receipt of a report, the division shall determine if the report merits investigation, including reports which if true would constitute a suspected violation of any of the following: section 565.020, 565.021, 565.023, 565.024, or 565.050 if the victim is a child less than eighteen years of age, section 566.030 or 566.060 if the victim is a child less than eighteen years of age, or other crimes under chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, section 567.050 if the victim is a child less than eighteen years of age, section 568.020, 568.030, 568.045, 568.050, 568.060, 573.200, or 573.205, section 573.025, 573.035, 573.037, or 573.040, or an attempt to commit any such crimes. The division shall immediately communicate all reports that merit investigation to its appropriate local office and any relevant information as may be contained in the information system. The local division staff shall determine, through the use of protocols developed by the division, whether an investigation or the family assessment and services approach should be used to respond to the allegation. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child.

4. **The division may accept a report for investigation or family assessment if either the child or alleged perpetrator resides in Missouri, may be found in Missouri, or if the incident occurred in Missouri.**

5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system.

6. When the child abuse and neglect hotline receives three or more calls, within a seventy-two hour period, from one or more individuals concerning the same child, the division shall conduct a review to determine whether the calls meet the criteria and statutory definition for a child abuse and neglect report to be accepted. In conducting the review, the division shall contact the hotline caller or callers in order to collect information to determine whether the calls meet the criteria for harassment.

~~[5-]~~ 7. The local office shall contact the appropriate law enforcement agency immediately upon receipt of a report which division personnel determine merits an investigation and provide such agency with a detailed description of the report received. In such cases the local division office shall request the assistance of the local law enforcement agency in all aspects of the investigation of the complaint. The appropriate law enforcement agency shall either assist the division in the investigation or provide the division, within twenty-four hours, an explanation in writing detailing the reasons why it is unable to assist.

~~[6-]~~ 8. The local office of the division shall cause an investigation or family assessment and services approach to be initiated in accordance with the protocols established in subsection 2 of this section, except in cases where the sole basis for the report is educational neglect. If the report indicates that educational neglect is the only complaint and there is no suspicion of other neglect or abuse, the investigation shall be initiated within seventy-two hours of receipt of the report. If the report indicates the child is in danger of serious physical harm or threat to life, an investigation shall include direct observation of the subject child within twenty-four hours of the receipt of the report. Local law enforcement shall take all necessary steps to facilitate such direct observation. Callers to the child abuse and neglect hotline shall be instructed by the division's hotline to call 911 in instances where the child may be in immediate danger. If the parents of the child are not the alleged perpetrators, a parent of the child must be notified prior to the child being interviewed by the division. No person responding to or investigating a child abuse and neglect report shall call prior to a home visit or leave any documentation of any attempted visit, such as business cards, pamphlets, or other similar identifying information if he or she has a reasonable basis to believe the following factors are present:

- (1) (a) No person is present in the home at the time of the home visit; and
- (b) The alleged perpetrator resides in the home or the physical safety of the child may be compromised if the alleged perpetrator becomes aware of the attempted visit;
- (2) The alleged perpetrator will be alerted regarding the attempted visit; or
- (3) The family has a history of domestic violence or fleeing the community.

If the alleged perpetrator is present during a visit by the person responding to or investigating the report, such person shall provide written material to the alleged perpetrator informing him or her of his or her rights regarding such visit, including but not limited to the right to contact an attorney. The alleged perpetrator shall be given a reasonable amount of time to read such written material or have such material read to him or her by the case worker before the visit commences, but in no event shall such time exceed five minutes; except that, such requirement to provide written material and reasonable time to read such material shall not apply in cases where the child faces an immediate threat or danger, or the person responding to or investigating the report is or feels threatened or in danger of physical harm. If the abuse is alleged to have occurred in a school or child care facility the division shall not meet with the child in any school building or child-care facility building where abuse of such child is alleged to have occurred. When the child is reported absent from the residence, the location and the well-being of the child shall be verified. For purposes of this subsection, "child care facility" shall have the same meaning as such term is defined in section 210.201.

~~[7-]~~ 9. The director of the division shall name at least one chief investigator for each local division office, who shall direct the division response on any case involving a second or subsequent incident regarding the same subject child or perpetrator. The duties of a chief investigator shall include verification of direct observation of the subject child by the division and shall ensure information regarding the status of an investigation is provided to the public school district liaison. The public school district liaison shall develop protocol in conjunction with the chief investigator to ensure information regarding an investigation is shared with appropriate school personnel. The superintendent of each school district shall designate a specific person or persons to act as the public school district liaison. Should the subject child attend a nonpublic school the chief investigator shall notify the school principal of the investigation. Upon notification of an investigation, all information received by the public school district liaison

or the school shall be subject to the provisions of the federal Family Educational Rights and Privacy Act (FERPA), 20 U.S.C., Section 1232g, and federal rule 34 C.F.R., Part 99.

~~[8-]~~ **10.** The investigation shall include but not be limited to the nature, extent, and cause of the abuse or neglect; the identity and age of the person responsible for the abuse or neglect; the names and conditions of other children in the home, if any; the home environment and the relationship of the subject child to the parents or other persons responsible for the child's care; any indication of incidents of physical violence against any other household or family member; and other pertinent data.

~~[9-]~~ **11.** When a report has been made by a person required to report under section 210.115, the division shall contact the person who made such report within forty-eight hours of the receipt of the report in order to ensure that full information has been received and to obtain any additional information or medical records, or both, that may be pertinent.

~~[10-]~~ **12.** Upon completion of the investigation, if the division suspects that the report was made maliciously or for the purpose of harassment, the division shall refer the report and any evidence of malice or harassment to the local prosecuting or circuit attorney.

~~[11-]~~ **13.** Multidisciplinary teams shall be used whenever conducting the investigation as determined by the division in conjunction with local law enforcement. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private.

~~[12-]~~ **14.** For all family support team meetings involving an alleged victim of child abuse or neglect, the parents, legal counsel for the parents, foster parents, the legal guardian or custodian of the child, the guardian ad litem for the child, and the volunteer advocate for the child shall be provided notice and be permitted to attend all such meetings. Family members, other than alleged perpetrators, or other community informal or formal service providers that provide significant support to the child and other individuals may also be invited at the discretion of the parents of the child. In addition, the parents, the legal counsel for the parents, the legal guardian or custodian and the foster parents may request that other individuals, other than alleged perpetrators, be permitted to attend such team meetings. Once a person is provided notice of or attends such team meetings, the division or the convenor of the meeting shall provide such persons with notice of all such subsequent meetings involving the child. Families may determine whether individuals invited at their discretion shall continue to be invited.

~~[13-]~~ **15.** If the appropriate local division personnel determine after an investigation has begun that completing an investigation is not appropriate, the division shall conduct a family assessment and services approach. The division shall provide written notification to local law enforcement prior to terminating any investigative process. The reason for the termination of the investigative process shall be documented in the record of the division and the written notification submitted to local law enforcement. Such notification shall not preclude nor prevent any investigation by law enforcement.

~~[14-]~~ **16.** If the appropriate local division personnel determines to use a family assessment and services approach, the division shall:

- (1) Assess any service needs of the family. The assessment of risk and service needs shall be based on information gathered from the family and other sources;
- (2) Provide services which are voluntary and time-limited unless it is determined by the division based on the assessment of risk that there will be a high risk of abuse or neglect if the family refuses to accept the services. The division shall identify services for families where it is determined that the child is at high risk of future abuse or neglect. The division shall thoroughly document in the record its attempt to provide voluntary services and the reasons these services are important to reduce the risk of future abuse or neglect to the child. If the family continues to refuse voluntary services or the child needs to be protected, the division may commence an investigation;
- (3) Commence an immediate investigation if at any time during the family assessment and services approach the division determines that an investigation, as delineated in sections 210.109 to 210.183, is required. The division staff who have conducted the assessment may remain involved in the provision of services to the child and family;
- (4) Document at the time the case is closed, the outcome of the family assessment and services approach, any service provided and the removal of risk to the child, if it existed.

~~[15-]~~ **17.** (1) Within forty-five days of an oral report of abuse or neglect, the local office shall update the information in the information system. The information system shall contain, at a minimum, the determination made by the division as a result of the investigation, identifying information on the subjects of the report, those responsible for the care of the subject child and other relevant dispositional information. The division shall complete all investigations within forty-five days, unless good cause for the failure to complete the investigation is specifically documented in the information system. Good cause for failure to complete an investigation shall include, but not be limited to:

(a) The necessity to obtain relevant reports of medical providers, medical examiners, psychological testing, law enforcement agencies, forensic testing, and analysis of relevant evidence by third parties which has not been completed and provided to the division;

(b) The attorney general or the prosecuting or circuit attorney of the city or county in which a criminal investigation is pending certifies in writing to the division that there is a pending criminal investigation of the incident under investigation by the division and the issuing of a decision by the division will adversely impact the progress of the investigation; or

(c) The child victim, the subject of the investigation or another witness with information relevant to the investigation is unable or temporarily unwilling to provide complete information within the specified time frames due to illness, injury, unavailability, mental capacity, age, developmental disability, or other cause.

The division shall document any such reasons for failure to complete the investigation.

(2) If a child fatality or near-fatality is involved in a report of abuse or neglect, the investigation shall remain open until the division's investigation surrounding such death or near-fatal injury is completed.

(3) If the investigation is not completed within forty-five days, the information system shall be updated at regular intervals and upon the completion of the investigation, which shall be completed no later than ninety days after receipt of a report of abuse or neglect, or one hundred twenty days after receipt of a report of abuse or neglect involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality. The information in the information system shall be updated to reflect any subsequent findings, including any changes to the findings based on an administrative or judicial hearing on the matter.

~~[16-]~~ 18. A person required to report under section 210.115 to the division and any person making a report of child abuse or neglect made to the division which is not made anonymously shall be informed by the division of his or her right to obtain information concerning the disposition of his or her report. Such person shall receive, from the local office, if requested, information on the general disposition of his or her report. Such person may receive, if requested, findings and information concerning the case. Such release of information shall be at the discretion of the director based upon a review of the reporter's ability to assist in protecting the child or the potential harm to the child or other children within the family. The local office shall respond to the request within forty-five days. The findings shall be made available to the reporter within five days of the outcome of the investigation. If the report is determined to be unsubstantiated, the reporter may request that the report be referred by the division to the office of child advocate for children's protection and services established in sections 37.700 to 37.730. Upon request by a reporter under this subsection, the division shall refer an unsubstantiated report of child abuse or neglect to the office of child advocate for children's protection and services.

~~[17-]~~ 19. The division shall provide to any individual who is not satisfied with the results of an investigation information about the office of child advocate and the services it may provide under sections 37.700 to 37.730.

~~[18-]~~ 20. In any judicial proceeding involving the custody of a child the fact that a report may have been made pursuant to sections 210.109 to 210.183 shall not be admissible. However:

(1) Nothing in this subsection shall prohibit the introduction of evidence from independent sources to support the allegations that may have caused a report to have been made; and

(2) The court may on its own motion, or shall if requested by a party to the proceeding, make an inquiry not on the record with the children's division to determine if such a report has been made.

If a report has been made, the court may stay the custody proceeding until the children's division completes its investigation.

~~[19-]~~ 21. **Nothing in this chapter shall be construed to prohibit the children's division from coinvestigating a report of child abuse or neglect or sharing records and information with child welfare, law enforcement, or judicial officers of another state, territory, or nation if the children's division determines it is appropriate to do so under the standard set forth in subsection 4 of section 210.150 and if such receiving agency is exercising its authority under the law.**

22. In any judicial proceeding involving the custody of a child where the court determines that the child is in need of services under paragraph (d) of subdivision (1) of subsection 1 of section 211.031 and has taken jurisdiction, the child's parent, guardian or custodian shall not be entered into the registry.

~~[20-]~~ 23. The children's division is hereby granted the authority to promulgate rules and regulations pursuant to the provisions of section 207.021 and chapter 536 to carry out the provisions of sections 210.109 to 210.183.

~~[24-]~~ **24.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.

210.152. 1. All ~~[identifying]~~ information, including telephone reports reported pursuant to section 210.145, relating to reports of abuse or neglect received by the division shall be retained by the division ~~[and]~~ **or** removed from the records of the division as follows:

(1) For investigation reports contained in the central registry, ~~[identifying]~~ **the report and all** information shall be retained by the division;

(2) (a) For investigation reports initiated against a person required to report pursuant to section 210.115, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report by a person required to report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(b) For investigation reports, where insufficient evidence of abuse or neglect is found by the division and where the division determines the allegation of abuse or neglect was made maliciously, for purposes of harassment, or in retaliation for the filing of a report, identifying information shall be expunged by the division within forty-five days from the conclusion of the investigation;

(c) For investigation reports initiated by a person required to report under section 210.115, where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for ~~[five]~~ **ten** years from the conclusion of the investigation. For all other investigation reports where insufficient evidence of abuse or neglect is found by the division, identifying information shall be retained for ~~[two]~~ **five** years from the conclusion of the investigation. Such reports shall include any exculpatory evidence known by the division, including exculpatory evidence obtained after the closing of the case. At the end of such time period, the identifying information shall be removed from the records of the division and destroyed;

(d) For investigation reports where the identification of the specific perpetrator or perpetrators cannot be substantiated and the division has specific evidence to determine that a child was abused or neglected, the division shall retain the report and all ~~[identifying]~~ information but shall not place an unknown perpetrator on the central registry. The division shall retain all ~~[identifying]~~ information ~~[for the purpose of utilizing such information in subsequent investigations or family assessments of the same child, the child's family, or members of the child's household]~~. The division shall retain and disclose information and findings in the same manner as the division retains and discloses family assessments. If the division made a finding of abuse or neglect against an unknown perpetrator prior to August 28, 2017, the division shall remove the unknown perpetrator from the central registry but shall retain and utilize all ~~[identifying]~~ information as otherwise provided in this section;

(3) For reports where the division uses the family assessment and services approach, ~~[identifying]~~ information shall be retained by the division;

(4) For reports in which the division is unable to locate the child alleged to have been abused or neglected, ~~[identifying]~~ information shall be retained for ~~[ten]~~ **eighteen** years from the date of the report and then shall be removed from the records ~~[of]~~ **by** the division.

2. Within ninety days, or within one hundred twenty days in cases involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality, after receipt of a report of abuse or neglect that is investigated, the alleged perpetrator named in the report and the parents of the child named in the report, if the alleged perpetrator is not a parent, shall be notified in writing of any determination made by the division based on the investigation. The notice shall advise either:

(1) That the division has determined by a probable cause finding prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, that abuse or neglect exists and that the division shall retain all ~~[identifying]~~ information regarding the abuse or neglect; that such information shall remain confidential and will not be released except to law enforcement agencies, prosecuting or circuit attorneys, or as provided in section 210.150; that the alleged perpetrator has sixty days from the date of receipt of the notice to seek reversal of the division's determination through a review by the child abuse and neglect review board as provided in subsection 4 of this section;

(2) That the division has not made a probable cause finding or determined by a preponderance of the evidence that abuse or neglect exists; or

(3) The division has been unable to determine the identity of the perpetrator of the abuse or neglect. The notice shall also inform the child's parents and legal guardian that the division shall retain, utilize, and disclose all information and findings as provided in family assessment and services cases.

3. The children's division may reopen a case for review if new, specific, and credible evidence is obtained.

4. Any person named in an investigation as a perpetrator who is aggrieved by a determination of abuse or neglect by the division as provided in this section may seek an administrative review by the child abuse and neglect review board pursuant to the provisions of section 210.153. Such request for review shall be made within sixty days of notification of the division's decision under this section. In those cases where criminal charges arising out of facts of the investigation are pending, the request for review shall be made within sixty days from the court's final disposition or dismissal of the charges.

5. In any such action for administrative review, the child abuse and neglect review board shall sustain the division's determination if such determination was supported by evidence of probable cause prior to August 28, 2004, or is supported by a preponderance of the evidence after August 28, 2004, and is not against the weight of such evidence. The child abuse and neglect review board hearing shall be closed to all persons except the parties, their attorneys and those persons providing testimony on behalf of the parties.

6. If the alleged perpetrator is aggrieved by the decision of the child abuse and neglect review board, the alleged perpetrator may seek de novo judicial review in the circuit court in the county in which the alleged perpetrator resides and in circuits with split venue, in the venue in which the alleged perpetrator resides, or in Cole County. If the alleged perpetrator is not a resident of the state, proper venue shall be in Cole County. The case may be assigned to the family court division where such a division has been established. The request for a judicial review shall be made within sixty days of notification of the decision of the child abuse and neglect review board decision. In reviewing such decisions, the circuit court shall provide the alleged perpetrator the opportunity to appear and present testimony. The alleged perpetrator may subpoena any witnesses except the alleged victim or the reporter. However, the circuit court shall have the discretion to allow the parties to submit the case upon a stipulated record.

7. In any such action for administrative review, the child abuse and neglect review board shall notify the child or the parent, guardian or legal representative of the child that a review has been requested."; and

Further amend said bill and page, Section 210.487, Line 9, by deleting the word "and" and inserting in lieu thereof the word "[and]"; and

Further amend said bill and section, Page 7, Line 59, by inserting after said section and line the following:

"210.498. **1. Any parent or legal guardian of a child in foster care** may have access to investigation records kept by the division regarding ~~[a decision for]~~ the denial ~~[of or the]~~, suspension, or revocation of ~~[a] the~~ license ~~[to a specific person to operate or maintain]~~ of a foster home ~~[if such specific person does or may provide services or care to a child of the person requesting the information]~~ **in which the child was placed.** The request for the release of such information shall be made to the division director or the director's designee, in writing, by the parent or legal guardian of the child and shall be accompanied ~~[with]~~ **by** a signed and notarized release form from the person who does or may provide care or services to the child. The notarized release form shall include the full name, date of birth and Social Security number of the person who does or may provide care or services to a child. The response shall include only information pertaining to the nature and disposition of any denial, suspension, or revocation of a license to operate a foster home. This response shall not include any identifying information regarding any person other than the person to whom a foster home license was denied, suspended, or revoked. **The response shall not include financial, medical, or other personal information relating to the foster home provider or the foster home provider's family unless the division determines that the information is directly relevant to the disposition of the investigation and report.** The response shall be given within ten working days of the time it was received by the division.

2. The division may disclose or utilize information and records relating to foster homes in its discretion and as needed for the administration of the foster care program including, but not limited to, the licensure of foster homes and for the protection, care, and safety of children who are or who may be placed in foster care.

3. Upon written request, the director of the department of social services shall authorize the disclosure of information and findings pertaining to foster homes in cases of child fatalities or near-fatalities to courts, juvenile officers, law enforcement agencies, and prosecuting and circuit attorneys that have a need for the information to conduct their duties under law. Nothing in this subsection shall otherwise preclude the disclosure of such information as provided for under subsection 5 of section 210.150.

4. The division may disclose information and records pertaining to foster homes to juvenile officers, courts, the office of child advocate, guardians ad litem, law enforcement agencies, child welfare agencies, child placement agencies, prosecuting attorneys, and other local, state, and federal government agencies that have a need for the information to conduct their duties under law.

5. Information and records pertaining to the licensure of foster homes and the care and treatment of children in foster homes shall be considered closed records under chapter 610 and may only be disclosed and utilized under this section.

210.1030. 1. There is hereby created the “Trauma-Informed Care for Children and Families Task Force”. The mission of the task force shall be to promote the healthy development of children and their families living in Missouri communities by promoting comprehensive trauma-informed children and family support systems and interagency cooperation.

2. The task force shall consist of the following members:

(1) The directors, or their designees, of the departments of elementary and secondary education, health and senior services, mental health, social services, public safety, and corrections;

(2) The director, or his or her designee, of the office of child advocate;

(3) Six members from the private sector with knowledge of trauma-informed care methods, two of whom shall be appointed by the speaker of the house of representatives, one of whom shall be appointed by the minority leader of the house of representatives, two of whom shall be appointed by the president pro tempore of the senate, and one of whom shall be appointed by the minority leader of the senate;

(4) Two members of the house of representatives appointed by the speaker of the house of representatives and one member of the house of representatives appointed by the minority leader of the house of representatives; and

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate.

3. The task force shall incorporate evidence-based and evidence-informed best practices including, but not limited to, the Missouri Model: A Developmental Framework for Trauma-Informed, with respect to:

(1) Early identification of children and youth and their families, as appropriate, who have experienced or are at risk of experiencing trauma;

(2) The expeditious referral of such children and youth and their families, as appropriate, who require specialized services to the appropriate trauma-informed support services, including treatment, in accordance with applicable privacy laws; and

(3) The implementation of trauma-informed approaches and interventions in child and youth-serving schools, organizations, homes, and other settings to foster safe, stable, and nurturing environments and relationships that prevent and mitigate the effects of trauma.

4. The staff of senate research, house research, and the joint committee on legislative research shall provide such legal, research, clerical, technical, and bill drafting services as the task force may require in the performance of its duties.

5. The task force, its members, and any staff assigned to the task force shall receive reimbursement for their actual and necessary expenses incurred in attending meetings of the task force or any subcommittee thereof.

6. The task force shall meet within two months of the effective date of this section.

7. The task force shall report a summary of its activities and any recommendations for legislation to the general assembly and to the joint committee on child abuse and neglect under section 21.771 by January 1, 2019.

8. The task force shall terminate on January 1, 2019.

211.093. 1. Any order or judgment entered by the court under authority of this chapter or chapter 210 shall, so long as [such order or judgment remains in effect] **the juvenile court exercises continuing jurisdiction**, take precedence over any order or judgment concerning the status or custody of a child under [age] twenty-one years of age entered by a court under authority of chapter 452, 453, 454 or 455, **or orders of guardianship under chapter 475**, but only to the extent inconsistent therewith.

2. In addition to all other powers conveyed upon the court by this chapter and chapter 210, any court exercising jurisdiction over a child under subdivision (1) of subsection 1 of section 211.031 shall have authority to enter an order regarding custody of the child under chapter 452, enter a child support order computed under the guidelines set forth in section 452.340, and establish rights of visitation for the parents of the child. In every case in which the juvenile or family court exercises authority over a child under subdivision (1) or (2) of subsection 1 of section 211.031, the court shall have concurrent authority and

jurisdiction with the circuit court to enter a final order and judgment establishing the paternity of the child under the uniform parentage act under sections 210.817 to 210.852, unless the child has a legal father already established under sections 210.817 to 210.852 by affidavit or court order.

3. Any custody, support, or visitation order entered by the court under subsection 2 of this section shall remain in full force and effect after the termination of juvenile court proceedings unless the court's order specifically states otherwise. Any custody, child support, or visitation order shall take precedence over and shall automatically stay any prior orders concerning custody, child support, guardianship, or visitation for the child under the juvenile court's jurisdiction. Orders entered under subsection 2 of this section shall remain in full force and effect until a subsequent order with respect to custody, child support, guardianship, or visitation of the child is entered by a court under the authority of this chapter or chapter 210, 452, 453, 454, or 455, or orders of guardianship under chapter 475. Any final judgment and order establishing paternity under this section shall be a final and binding judgment of the circuit court as in other civil judgments entered under the uniform parentage act under sections 210.817 to 210.852, and the court may enter the final paternity judgment and order under a different, nonjuvenile case number.

4. If the juvenile court terminates jurisdiction without entering a continuing custody, support, or visitation order under subsections 2 and 3 of this section, legal and physical custody of the child shall be returned to the custodian, parent, or legal guardian who exercised custody prior to the juvenile court assuming jurisdiction under subdivision (1) of subsection 1 of section 211.031, and any custody or visitation orders in effect at the time the juvenile court assumed jurisdiction shall be restored.

5. The juvenile court shall not have the authority to hear modification motions or other actions to rehear any orders entered under this section after the juvenile court terminates jurisdiction on the underlying case. A circuit court in the same county as the juvenile court shall have jurisdiction to hear any motions for rehearing or modifications of any orders entered under this section after the juvenile court terminates jurisdiction. Any future actions shall be conducted under sections 210.817 to 210.852, this chapter, or chapter 452, 453, 454, 455, or 475, as appropriate.

6. On entry of a child support order, the circuit clerk shall follow the procedures set forth in section 454.412 and upon request send a certified copy of the order to the family support division.

211.444. [4-] The juvenile court may, upon petition of the juvenile officer or a child-placing agency licensed under sections 210.481 to 210.536 in conjunction with a placement with such agency under subsection 6 of section 453.010, or ~~[the court before which]~~ **a private attorney filing** a petition for adoption ~~[has been filed pursuant to]~~ under the provisions of chapter 453, terminate the rights of a parent **or receive the consent to adoption or waiver of consent to adoption executed by a parent or a named father** to a child, **including a child who is a ward of the court**, if the court finds that such termination **or consent to adoption or waiver of consent to adoption** is in the best interests of the child and the parent has, **in a properly executed writing under section 453.030 or 453.050**, consented ~~[in writing]~~ to the termination of his or her parental rights **or consented to an adoption or waived consent to adoption**.

~~[2. The written consent required by subsection 1 of this section may be executed before or after the institution of the proceedings and shall be acknowledged before a notary public. In lieu of such acknowledgment, the signature of the person giving the written consent shall be witnessed by at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective parents. The notary public or witnesses shall verify the identity of the party signing the consent.~~

~~3. The written consent required by subsection 1 of this section shall be valid and effective only after the child is at least forty-eight hours old and if it complies with the other requirements of section 453.030.]~~

211.447. 1. Any information that could justify the filing of a petition to terminate parental rights may be referred to the juvenile officer by any person. The juvenile officer shall make a preliminary inquiry and if it appears that the information could justify the filing of a petition, the juvenile officer may take further action, including filing a petition. If it does not appear to the juvenile officer that a petition should be filed, such officer shall so notify the informant in writing within thirty days of the referral. Such notification shall include the reasons that the petition will not be filed.

2. Except as provided for in subsection 4 of this section, a petition to terminate the parental rights of the child's parent or parents shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, when:

(1) Information available to the juvenile officer or the division establishes that the child has been in foster care for at least fifteen of the most recent twenty-two months; or

(2) A court of competent jurisdiction has determined the child to be an abandoned infant. For purposes of this subdivision, an "infant" means any child one year of age or under at the time of filing of the petition. The court may find that an infant has been abandoned if:

(a) The parent has left the child under circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so; or

(c) The parent has voluntarily relinquished a child under section 210.950; or

(3) A court of competent jurisdiction has determined that the parent has:

(a) Committed murder of another child of the parent; or

(b) Committed voluntary manslaughter of another child of the parent; or

(c) Aided or abetted, attempted, conspired or solicited to commit such a murder or voluntary manslaughter; or

(d) Committed a felony assault that resulted in serious bodily injury to the child or to another child of the parent; **or**

(4) The parent has been found guilty of or pled guilty to a felony violation of chapters 566 or 573 when the child or any child in the family was a victim, or a violation of sections 568.020 or 568.065 when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of consanguinity or affinity to such parent.

3. A termination of parental rights petition shall be filed by the juvenile officer or the division, or if such a petition has been filed by another party, the juvenile officer or the division shall seek to be joined as a party to the petition, within sixty days of the judicial determinations required in subsection 2 of this section, except as provided in subsection 4 of this section. Failure to comply with this requirement shall not deprive the court of jurisdiction to adjudicate a petition for termination of parental rights which is filed outside of sixty days.

4. If grounds exist for termination of parental rights pursuant to subsection 2 of this section, the juvenile officer or the division may, but is not required to, file a petition to terminate the parental rights of the child's parent or parents if:

(1) The child is being cared for by a relative; or

(2) There exists a compelling reason for determining that filing such a petition would not be in the best interest of the child, as documented in the permanency plan which shall be made available for court review; or

(3) The family of the child has not been provided such services as provided for in section 211.183.

5. The juvenile officer or the division may file a petition to terminate the parental rights of the child's parent when it appears that one or more of the following grounds for termination exist:

(1) The child has been abandoned. For purposes of this subdivision a "child" means any child over one year of age at the time of filing of the petition. The court shall find that the child has been abandoned if, for a period of six months or longer:

(a) The parent has left the child under such circumstances that the identity of the child was unknown and could not be ascertained, despite diligent searching, and the parent has not come forward to claim the child; or

(b) The parent has, without good cause, left the child without any provision for parental support and without making arrangements to visit or communicate with the child, although able to do so;

(2) The child has been abused or neglected. In determining whether to terminate parental rights pursuant to this subdivision, the court shall consider and make findings on the following conditions or acts of the parent:

(a) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(b) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control of the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control;

(c) A severe act or recurrent acts of physical, emotional or sexual abuse toward the child or any child in the family by the parent, including an act of incest, or by another under circumstances that indicate that the parent knew or should have known that such acts were being committed toward the child or any child in the family; or

(d) Repeated or continuous failure by the parent, although physically or financially able, to provide the child with adequate food, clothing, shelter, or education as defined by law, or other care and control necessary for the child's physical, mental, or emotional health and development.

Nothing in this subdivision shall be construed to permit discrimination on the basis of disability or disease;

(3) The child has been under the jurisdiction of the juvenile court for a period of one year, and the court finds that the conditions which led to the assumption of jurisdiction still persist, or conditions of a potentially harmful nature continue to exist, that there is little likelihood that those conditions will be remedied at an early date so that the child can be returned to the parent in the near future, or the continuation of the parent-child relationship greatly diminishes the child's prospects for early integration into a stable and permanent home. In determining whether to terminate parental rights under this subdivision, the court shall consider and make findings on the following:

(a) The terms of a social service plan entered into by the parent and the division and the extent to which the parties have made progress in complying with those terms;

(b) The success or failure of the efforts of the juvenile officer, the division or other agency to aid the parent on a continuing basis in adjusting his circumstances or conduct to provide a proper home for the child;

(c) A mental condition which is shown by competent evidence either to be permanent or such that there is no reasonable likelihood that the condition can be reversed and which renders the parent unable to knowingly provide the child the necessary care, custody and control;

(d) Chemical dependency which prevents the parent from consistently providing the necessary care, custody and control over the child and which cannot be treated so as to enable the parent to consistently provide such care, custody and control; or

~~(4) [The parent has been found guilty or pled guilty to a felony violation of chapter 566 when the child or any child in the family was a victim, or a violation of section 568.020 when the child or any child in the family was a victim. As used in this subdivision, a "child" means any person who was under eighteen years of age at the time of the crime and who resided with such parent or was related within the third degree of consanguinity or affinity to such parent; or~~

~~—(5)]~~ The child was conceived and born as a result of an act of forcible rape or rape in the first degree. When the biological father has pled guilty to, or is convicted of, the forcible rape or rape in the first degree of the birth mother, such a plea or conviction shall be conclusive evidence supporting the termination of the biological father's parental rights; or

~~[(6)]~~ (5) (a) The parent is unfit to be a party to the parent and child relationship because of a consistent pattern of committing a specific abuse including, but not limited to, specific conditions directly relating to the parent and child relationship which are determined by the court to be of a duration or nature that renders the parent unable for the reasonably foreseeable future to care appropriately for the ongoing physical, mental, or emotional needs of the child.

(b) It is presumed that a parent is unfit to be a party to the parent and child relationship upon a showing that:

- a. Within a three-year period immediately prior to the termination adjudication, the parent's parental rights to one or more other children were involuntarily terminated pursuant to subsection 2 or 4 of this section or subdivision (1), (2), ~~or (3) [or (4)]~~ of this subsection or similar laws of other states;

- b. If the parent is the birth mother and within eight hours after the child's birth, the child's birth mother tested positive and over .08 blood alcohol content pursuant to testing under section 577.020 for alcohol, or tested positive for cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case;

- c. If the parent is the birth mother and at the time of the child's birth or within eight hours after a child's birth the child tested positive for alcohol, cocaine, heroin, methamphetamine, a controlled substance as defined in section 195.010, or a prescription drug as defined in section 196.973, excepting those controlled substances or prescription drugs present in the mother's body as a result of medical treatment administered to the mother, and the birth mother is the biological mother of at least one other child who was adjudicated an abused or neglected minor by the mother or the mother has previously failed to complete recommended treatment services by the children's division through a family-centered services case; or

- d. Within a three-year period immediately prior to the termination adjudication, the parent has pled guilty to or has been convicted of a felony involving the possession, distribution, or manufacture of cocaine, heroin, or methamphetamine, and the parent is the biological parent of at least one other child who was adjudicated an abused

or neglected minor by such parent or such parent has previously failed to complete recommended treatment services by the children's division through a family-centered services case.

6. The juvenile court may terminate the rights of a parent to a child upon a petition filed by the juvenile officer or the division, or in adoption cases, by a prospective parent, if the court finds that the termination is in the best interest of the child and when it appears by clear, cogent and convincing evidence that grounds exist for termination pursuant to subsection 2, 4 or 5 of this section.

7. When considering whether to terminate the parent-child relationship pursuant to subsection 2 or 4 of this section or subdivision (1), (2), **or (3)** ~~or (4)~~ of subsection 5 of this section, the court shall evaluate and make findings on the following factors, when appropriate and applicable to the case:

- (1) The emotional ties to the birth parent;
- (2) The extent to which the parent has maintained regular visitation or other contact with the child;
- (3) The extent of payment by the parent for the cost of care and maintenance of the child when financially able to do so including the time that the child is in the custody of the division or other child-placing agency;
- (4) Whether additional services would be likely to bring about lasting parental adjustment enabling a return of the child to the parent within an ascertainable period of time;
- (5) The parent's disinterest in or lack of commitment to the child;
- (6) The conviction of the parent of a felony offense that the court finds is of such a nature that the child will be deprived of a stable home for a period of years; provided, however, that incarceration in and of itself shall not be grounds for termination of parental rights;
- (7) Deliberate acts of the parent or acts of another of which the parent knew or should have known that subjects the child to a substantial risk of physical or mental harm.

8. The court may attach little or no weight to infrequent visitations, communications, or contributions. It is irrelevant in a termination proceeding that the maintenance of the parent-child relationship may serve as an inducement for the parent's rehabilitation.

9. In actions for adoption pursuant to chapter 453, the court may hear and determine the issues raised in a petition for adoption containing a prayer for termination of parental rights filed with the same effect as a petition permitted pursuant to subsection 2, 4, or 5 of this section.

10. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care, for the removal of custody of a child from the parent, or for the termination of parental rights without a specific showing that there is a causal relation between the disability or disease and harm to the child.

431.056. 1. A minor shall be qualified and competent to contract for housing, employment, purchase of an automobile, receipt of a student loan, admission to high school or postsecondary school, obtaining medical care, establishing a bank account, admission to a shelter for victims of domestic violence, as ~~defined in section~~ **that phrase is used in sections 455.200 to 455.220, a rape crisis center, as defined in section 455.003,** or a homeless shelter, and receipt of services as a victim of domestic violence or sexual ~~abuse~~ **assault, as such terms are defined in section 455.010,** including but not limited to counseling, court advocacy, financial assistance, and other advocacy services, if:

- (1) The minor is sixteen or seventeen years of age; and
- (2) The minor is homeless, as defined in subsection 1 of section 167.020, or a victim of domestic violence, as defined in section ~~[455.200]~~ **455.010**, unless the child is under the supervision of the children's division or the jurisdiction of the juvenile court; and
- (3) The minor is self-supporting, such that the minor is without the physical or financial support of a parent or legal guardian; and
- (4) The minor's parent or legal guardian has consented to the minor living independent of the parents' or guardians' control. Consent may be expressed or implied, such that:
 - (a) Expressed consent is any verbal or written statement made by the parents or guardian of the minor displaying approval or agreement that the minor may live independently of the parent's or guardian's control;
 - (b) Implied consent is any action made by the parent or guardian of the minor that indicates the parent or guardian is unwilling or unable to adequately care for the minor. Such actions may include, but are not limited to:
 - a. Barring the minor from the home or otherwise indicating that the minor is not welcome to stay;
 - b. Refusing to provide any or all financial support for the minor; or
 - c. Abusing or neglecting the minor, as defined in section 210.110 or committing an act or acts of domestic violence against the minor, as defined in section 455.010.

2. A minor who is sixteen years of age or older and who is in the legal custody of the children's division pursuant to an order of a court of competent jurisdiction shall be qualified and competent to contract for the purchase of automobile insurance with the consent of the children's division or the juvenile court. The minor shall

be responsible for paying the costs of the insurance premiums and shall be liable for damages caused by his or her negligent operation of a motor vehicle. No state department, foster parent, or entity providing case management of children on behalf of a department shall be responsible for paying any insurance premiums nor liable for any damages of any kind as a result of the operation of a motor vehicle by the minor.

3. A minor who is sixteen years of age or older and who is in the legal custody of the children's division pursuant to an order of a court of competent jurisdiction shall be qualified and competent to contract for the opening of a checking or savings bank account with the consent of the children's division or the juvenile court. The minor shall be responsible for paying all banking related costs associated with the checking or savings account and shall be liable for any and all penalties should he or she violate a banking agreement. No state department, foster parent, or entity providing case management of children on behalf of a department shall be responsible for paying any bank fees nor liable for any and all penalties related to violation of a banking agreement.

453.015. As used in sections 453.010 to 453.400, the following terms mean:

(1) "Minor" or "child", any person who has not attained the age of eighteen years or any person in the custody of the children's division who has not attained the age of twenty-one;

(2) "Parent", a birth parent or parents of a child, including the putative father of the child, as well as the husband of a birth mother at the time the child was conceived, or a parent or parents of a child by adoption. The putative father shall have no legal relationship unless he has acknowledged the child as his own by affirmatively asserting his paternity;

(3) **"Post adoption contact agreement", a voluntary written agreement executed by one or both of a child's birth parents and each adoptive parent describing future contact between the parties to the agreement and the child; provided, that such agreement shall be approved by the court under subsection 4 of section 453.080;**

(4) "Putative father", the alleged or presumed father of a child including a person who has filed a notice of intent to claim paternity with the putative father registry established in section 192.016 and a person who has filed a voluntary acknowledgment of paternity pursuant to section 193.087;

~~[(4)]~~ (5) "Stepparent", the spouse of a biological or adoptive parent. The term does not include the state if the child is a ward of the state. The term does not include a person whose parental rights have been terminated.

453.030. 1. In all cases the approval of the court of the adoption shall be required and such approval shall be given or withheld as the welfare of the person sought to be adopted may, in the opinion of the court, demand.

2. The written consent of the person to be adopted shall be required in all cases where the person sought to be adopted is fourteen years of age or older, except where the court finds that such child has not sufficient mental capacity to give the same. In a case involving a child under fourteen years of age, the guardian ad litem shall ascertain the child's wishes and feelings about his or her adoption by conducting an interview or interviews with the child, if appropriate based on the child's age and maturity level, which shall be considered by the court as a factor in determining if the adoption is in the child's best interests.

3. With the exceptions specifically enumerated in section 453.040, when the person sought to be adopted is under the age of eighteen years, the written consent of the following persons shall be required and filed in and made a part of the files and record of the proceeding:

(1) The mother of the child; ~~[and]~~

(2) ~~[Only the]~~ Any man who:

(a) Is presumed to be the father pursuant to ~~[the]~~ subdivision (1), (2), or (3) of subsection 1 of section 210.822; or

(b) Has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child and has served a copy of the petition on the mother in accordance with section 506.100; or

(c) Filed with the putative father registry pursuant to section 192.016 a notice of intent to claim paternity or an acknowledgment of paternity either prior to or within fifteen days after the child's birth, and has filed an action to establish his paternity in a court of competent jurisdiction no later than fifteen days after the birth of the child; ~~[or]~~ **and**

(3) The child's current adoptive parents or other legally recognized mother and father.

Upon request by the petitioner and within one business day of such request, the clerk of the local court shall verify whether such written consents have been filed with the court.

4. The written consent required in subdivisions (2) and (3) of subsection 3 of this section may be executed before or after **the birth of the child or before or after** the commencement of the adoption proceedings, and shall

be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth ~~parent~~ **mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of ~~such~~ acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent**. The notary public or witnesses shall verify the identity of the party signing the consent.

6. A consent is final when executed, unless the consenting party, prior to a final decree of adoption, alleges and proves by clear and convincing evidence that the consent was not freely and voluntarily given. The burden of proving the consent was not freely and voluntarily given shall rest with the consenting party. Consents in all cases shall have been executed not more than six months prior to the date the petition for adoption is filed.

7. A consent form shall be developed through rules and regulations promulgated by the department of social services. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. If a written consent is obtained after August 28, 1997, but prior to the development of a consent form by the department and the written consent complies with the provisions of subsection 8 of this section, such written consent shall be deemed valid.

8. However, the consent form must specify that:

(1) The birth parent understands the importance of identifying all possible fathers of the child and may provide the names of all such persons; and

(2) The birth parent understands that if he denies paternity, but consents to the adoption, he waives any future interest in the child.

9. The written consent to adoption required by subsection 3 and executed through procedures set forth in subsection 5 of this section shall be valid and effective even though the parent consenting was under eighteen years of age, if such parent was represented by a guardian ad litem, at the time of the execution thereof.

10. Where the person sought to be adopted is eighteen years of age or older, his or her written consent alone to his or her adoption shall be sufficient.

11. A birth parent, including a birth parent less than eighteen years of age, shall have the right to legal representation and payment of any reasonable legal fees incurred throughout the adoption process. In addition, the court may appoint an attorney to represent a birth parent if:

(1) A birth parent requests representation;

(2) The court finds that hiring an attorney to represent such birth parent would cause a financial hardship for the birth parent; and

(3) The birth parent is not already represented by counsel.

12. Except in cases where the court determines that the adoptive parents are unable to pay reasonable attorney fees and appoints pro bono counsel for the birth parents, the court shall order the costs of the attorney fees incurred pursuant to subsection 11 of this section to be paid by the prospective adoptive parents or the child-placing agency.

13. The court shall receive and acknowledge a written consent to adoption properly executed by a birth parent under this section when such consent is in the best interests of the child.

453.080. 1. The court shall conduct a hearing to determine whether the adoption shall be finalized. **Out-of-state adoptive petitioners may appear by their attorney or by video or telephone conference rather than in person.** During such hearing, the court shall ascertain whether:

(1) The person sought to be adopted, if a child, has been in the lawful and actual custody of the petitioner for a period of at least six months prior to entry of the adoption decree; except that the six-month period may be waived if the person sought to be adopted is a child who is under the prior and continuing jurisdiction of a court pursuant to chapter 211 and the person desiring to adopt the child is the child's current foster parent. Lawful and

actual custody shall include a transfer of custody pursuant to the laws of this state, another state, a territory of the United States, or another country;

(2) The court has received and reviewed a postplacement assessment on the monthly contacts with the adoptive family pursuant to section 453.077, except for good cause shown in the case of a child adopted from a foreign country;

(3) The court has received and reviewed an updated financial affidavit;

(4) The court has received the recommendations of the guardian ad litem and has received and reviewed the recommendations of the person placing the child, the person making the assessment and the person making the postplacement assessment;

(5) ~~There is compliance with the uniform child custody jurisdiction act, sections 452.440 to 452.550;~~

— ~~(6)~~ There is compliance with the Indian Child Welfare Act, if applicable;

~~[(7)]~~ (6) There is compliance with the Interstate Compact on the Placement of Children pursuant to section 210.620; and

~~[(8)]~~ (7) It is fit and proper that such adoption should be made.

2. If a petition for adoption has been filed pursuant to section 453.010 and a transfer of custody has occurred pursuant to section 453.110, the court may authorize the filing for finalization in another state if the adoptive parents are domiciled in that state.

3. If the court determines the adoption should be finalized, a decree shall be issued setting forth the facts and ordering that from the date of the decree the adoptee shall be for all legal intents and purposes the child of the petitioner or petitioners. The court may decree that the name of the person sought to be adopted be changed, according to the prayer of the petition.

4. Before the completion of an adoption, the exchange of information among the parties shall be at the discretion of the parties. **Prospective adoptive parents and birth parents may enter into a written post adoption contact agreement to allow contact, communication, and the exchange of photographs after the adoption between the adoptive parents and the birth parents. The court shall not order any party to enter into a post adoption contact agreement. The agreement shall be filed with and approved by the court at or before the finalization of the adoption. The court shall approve an agreement only if the agreement is in the best interests of the child. The court may enforce or modify an agreement made under this subsection unless such enforcement or modification is not in the best interests of the child. The agreement shall include:**

(1) An acknowledgment by the birth parents that the adoption is irrevocable, even if the adoptive parents do not abide by the post adoption contact agreement;

(2) An acknowledgment by the adoptive parents that the agreement grants the birth parents the right to seek to enforce the provisions of the post adoption contact agreement. Remedies for a breach of the agreement shall include specific performance of the terms of the agreement; provided, that nothing in the agreement shall preclude a party seeking to enforce the agreement from utilizing child welfare mediation before, or in addition to, the commencement of a civil action for specific enforcement;

(3) An acknowledgment that the post adoption contact agreement shall be filed with and approved by the court in order to be enforceable; and

(4) An acknowledgment that the birth parents' consent to the adoption was not conditioned on the post adoption contact agreement and that acceptance of the agreement is fully voluntary.

Upon completion of an adoption, further contact among the parties shall be at the discretion of the adoptive parents **or in accordance with a post adoption contact agreement executed under this subsection.** The court shall not have jurisdiction to deny ~~[continuing contact between the adopted person and the birth parent, or an adoptive parent and a birth parent. Additionally, the court shall not have jurisdiction to deny]~~ an exchange of identifying information between an adoptive parent and a birth parent.

5. Before the completion of an adoption, the court shall make available to the birth parent or parents a contact preference form developed by the state registrar pursuant to section 193.128 and provided to the court by the department of health and senior services. If a birth parent chooses to complete the form, the clerk of the court shall send the form with the certificate of decree of adoption to the state registrar. Such form shall accompany the original birth certificate of the adopted person and may be updated by a birth parent at any time upon the request of the birth parent.

453.121. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

(1) "Adopted adult", any adopted person who is eighteen years of age or over;

(2) "Adopted child", any adopted person who is less than eighteen years of age;
 (3) "Adult sibling", any brother or sister of the whole or half blood who is eighteen years of age or over;
 (4) "Biological parent", the natural and biological mother or father of the adopted child;
 (5) "Identifying information", information which includes the name, date of birth, place of birth and last known address of the biological parent;

(6) "Lineal descendant", a legal descendant of a person as defined in section 472.010;
 (7) "Nonidentifying information", information concerning the physical description, nationality, religious background and medical history of the biological parent or sibling.

2. All papers, records, and information pertaining to an adoption whether part of any permanent record or file may be disclosed only in accordance with this section.

3. Nonidentifying information, if known, concerning undisclosed biological parents or siblings shall be furnished by the child-placing agency or the juvenile court to the adoptive parents, legal guardians, adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, upon written request therefor.

4. An adopted adult, or the adopted adult's lineal descendants if the adopted adult is deceased, may make a written request to the circuit court having original jurisdiction of such adoption to secure and disclose information identifying the adopted adult's biological parents. If the biological parents have consented to the release of identifying information under subsection 8 of this section, the court shall disclose such identifying information to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased. If the biological parents have not consented to the release of identifying information under subsection 8 of this section, the court shall, within ten days of receipt of the request, notify in writing the child-placing agency or juvenile court personnel having access to the information requested of the request by the adopted adult or the adopted adult's lineal descendants.

5. Within three months after receiving notice of the request of the adopted adult, or the adopted adult's lineal descendants, the child-placing agency or the juvenile court personnel shall make reasonable efforts to notify the biological parents of the request of the adopted adult or the adopted adult's lineal descendants. The child-placing agency or juvenile court personnel may charge actual costs to the adopted adult or the adopted adult's lineal descendants for the cost of making such search. All communications under this subsection are confidential. For purposes of this subsection, "notify" means a personal and confidential contact with the biological parent of the adopted adult, which initial contact shall be made by an employee of the child-placing agency which processed the adoption, juvenile court personnel or some other licensed child-placing agency designated by the child-placing agency or juvenile court. Nothing in this section shall be construed to permit the disclosure of communications privileged pursuant to section 491.060. At the end of three months, the child-placing agency or juvenile court personnel shall file a report with the court stating that each biological parent that was located was given the following information:

(1) The nature of the identifying information to which the agency has access;
 (2) The nature of any nonidentifying information requested;
 (3) The date of the request of the adopted adult or the adopted adult's lineal descendants;
 (4) The right of the biological parent to file an affidavit with the court stating that the identifying information should be disclosed;
 (5) The effect of a failure of the biological parent to file an affidavit stating that the identifying information should be disclosed.

6. If the child-placing agency or juvenile court personnel reports to the court that it has been unable to notify the biological parent within three months, the identifying information shall not be disclosed to the adopted adult or the adopted adult's lineal descendants. Additional requests for the same or substantially the same information may not be made to the court within one year from the end of the three-month period during which the attempted notification was made, unless good cause is shown and leave of court is granted.

7. If, within three months, the child-placing agency or juvenile court personnel reports to the court that it has notified the biological parent pursuant to subsection 5 of this section, the court shall receive the identifying information from the child-placing agency. If an affidavit duly executed by a biological parent authorizing the release of information is filed with the court or if a biological parent is found to be deceased, the court shall disclose the identifying information as to that biological parent to the adopted adult or the adopted adult's lineal descendants if the adopted adult is deceased, provided that the other biological parent either:

(1) Is unknown;
 (2) Is known but cannot be found and notified pursuant to ~~[section 5 of this act]~~ **subsection 5 of this section;**
 (3) Is deceased; or
 (4) Has filed with the court an affidavit authorizing release of identifying information.

If the biological parent fails or refuses to file an affidavit with the court authorizing the release of identifying information, then the identifying information shall not be released to the adopted adult. No additional request for the same or substantially the same information may be made within three years of the time the biological parent fails or refuses to file an affidavit authorizing the release of identifying information.

8. Any adopted adult whose adoption was finalized in this state or whose biological parents had their parental rights terminated in this state may request the court to secure and disclose identifying information concerning an adult sibling. Identifying information pertaining exclusively to the adult sibling, whether part of the permanent record of a file in the court or in an agency, shall be released only upon consent of that adult sibling.

9. The central office of the children's division within the department of social services shall maintain a registry by which biological parents, adult siblings, and adoptive adults may indicate their desire to be contacted by each other. The division may request such identification for the registry as a party may possess to assure positive identifications. At the time of registry, a biological parent or adult sibling may consent in writing to the release of identifying information to an adopted adult. If such a consent has not been executed and the division believes that a match has occurred on the registry between biological parents or adult siblings and an adopted adult, an employee of the division shall make the confidential contact provided in subsection 5 of this section with the biological parents or adult siblings and with the adopted adult. If the division believes that a match has occurred on the registry between one biological parent or adult sibling and an adopted adult, an employee of the division shall make the confidential contact provided by subsection 5 of this section with the biological parent or adult sibling. The division shall then attempt to make such confidential contact with the other biological parent, and shall proceed thereafter to make such confidential contact with the adopted adult only if the division determines that the other biological parent meets one of the conditions specified in subsection 7 of this section. The biological parent, adult sibling, or adopted adult may refuse to go forward with any further contact between the parties when contacted by the division.

10. The provisions of this section, except as provided in subsection 5 of this section governing the release of identifying and nonidentifying adoptive information apply to adoptions completed before and after August 13, 1986.

11. All papers, records, and information known to or in the possession of an adoptive parent or adoptive child that pertain to an adoption, regardless of whether part of any permanent record or file, may be disclosed by the adoptive parent or adoptive child. The provisions of this subsection shall not be construed to create a right to have access to information not otherwise allowed under this section.

556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

- (1) For any felony, three years, except as provided in subdivision (4) of this subsection;
- (2) For any misdemeanor, one year;
- (3) For any infraction, six months;
- (4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term "person who has a legal duty to represent an aggrieved party" shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years; ~~[or]~~

(2) During any time when the accused is concealing himself **or herself** from justice either within or without this state; ~~[or]~~

(3) During any time when a prosecution against the accused for the offense is pending in this state; ~~[or]~~

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020; **or**

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term "DNA profile" means the collective results of the DNA analysis of an evidence sample.

556.037. **1.** Notwithstanding the provisions of section 556.036, prosecutions for unlawful sexual offenses involving a person eighteen years of age or under ~~[must be commenced within thirty years after the victim reaches the age of eighteen unless the prosecutions are for rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted sodomy in the first degree, or attempted forcible sodomy in which case such prosecutions]~~ may be commenced at any time.

2. For purposes of this section, "sexual offenses" include, but are not limited to, all offenses for which registration is required under sections 589.400 to 589.425.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful

disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body; ~~and~~

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business; **and**

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498.

~~[210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:-~~

~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;-~~

~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;-~~

~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;-~~

~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;-~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection.-
All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.-~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.-~~

~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.-~~

~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary reporter, and such other officers as it deems necessary.-~~

~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.-~~

~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.-~~

~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall~~

~~serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.]~~

~~[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.—~~

~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260.— All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.—~~

~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.—~~

~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.—~~

~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to Senate Bill No. 819, Page 13, Lines 46 to 48, by deleting said lines and inserting in lieu thereof the following:

"of representatives;

(5) Two members of the senate appointed by the president pro tempore of the senate and one member of the senate appointed by the minority leader of the senate; and

(6) The executive director, or his or her designee, of the Missouri Juvenile Justice Association."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Knight, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Mitten offered **House Amendment No. 2 to House Amendment No. 1.**

*House Amendment No. 2
to
House Amendment No. 1*

AMEND House Amendment No. 1 to Senate Bill No. 819, Page 21, Lines 3 to 4, by deleting said lines and inserting in lieu thereof the following:

"If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference. During such hearing, the court shall ascertain whether:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mitten, **House Amendment No. 2 to House Amendment No. 1** was adopted.

On motion of Representative Neely, **House Amendment No. 1, as amended**, was adopted.

Representative Bahr offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Bill No. 819, Page 6, Section 210.112, Line 160, by inserting immediately after said section and line the following:

"210.115. 1. When any physician, medical examiner, coroner, dentist, chiropractor, optometrist, podiatrist, resident, intern, nurse, hospital or clinic personnel that are engaged in the examination, care, treatment or research of persons, and any other health practitioner, psychologist, mental health professional, social worker, day care center worker or other child-care worker, juvenile officer, probation or parole officer, jail or detention center personnel, teacher, principal or other school official, minister as provided by section 352.400, peace officer or law enforcement official, **volunteer or personnel of a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney pursuant to sections 475.600 to 475.604**, or other person with responsibility for the care of children has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect, that person shall immediately report to the division in accordance with the provisions of sections 210.109 to 210.183. No internal investigation shall be initiated until such a report has been made. As used in this section, the term "abuse" is not limited to abuse inflicted by a person responsible for the child's care, custody and control as specified in section 210.110, but shall also include abuse inflicted by any other person.

2. If two or more members of a medical institution who are required to report jointly have knowledge of a known or suspected instance of child abuse or neglect, a single report may be made by a designated member of that medical team. Any member who has knowledge that the member designated to report has failed to do so shall thereafter immediately make the report. Nothing in this section, however, is meant to preclude any person from reporting abuse or neglect.

3. The reporting requirements under this section are individual, and no supervisor or administrator may impede or inhibit any reporting under this section. No person making a report under this section shall be subject to any sanction, including any adverse employment action, for making such report. Every employer shall ensure that any employee required to report pursuant to subsection 1 of this section has immediate and unrestricted access to communications technology necessary to make an immediate report and is temporarily relieved of other work duties for such time as is required to make any report required under subsection 1 of this section.

4. Notwithstanding any other provision of sections 210.109 to 210.183, any child who does not receive specified medical treatment by reason of the legitimate practice of the religious belief of the child's parents, guardian, or others legally responsible for the child, for that reason alone, shall not be found to be an abused or neglected child, and such parents, guardian or other persons legally responsible for the child shall not be entered into the central registry. However, the division may accept reports concerning such a child and may subsequently investigate or conduct a family assessment as a result of that report. Such an exception shall not limit the administrative or judicial authority of the state to ensure that medical services are provided to the child when the child's health requires it.

5. In addition to those persons and officials required to report actual or suspected abuse or neglect, any other person may report in accordance with sections 210.109 to 210.183 if such person has reasonable cause to suspect that a child has been or may be subjected to abuse or neglect or observes a child being subjected to conditions or circumstances which would reasonably result in abuse or neglect.

6. Any person or official required to report pursuant to this section, including employees of the division, who has probable cause to suspect that a child who is or may be under the age of eighteen, who is eligible to receive a certificate of live birth, has died shall report that fact to the appropriate medical examiner or coroner. If, upon

review of the circumstances and medical information, the medical examiner or coroner determines that the child died of natural causes while under medical care for an established natural disease, the coroner, medical examiner or physician shall notify the division of the child's death and that the child's attending physician shall be signing the death certificate. In all other cases, the medical examiner or coroner shall accept the report for investigation, shall immediately notify the division of the child's death as required in section 58.452 and shall report the findings to the child fatality review panel established pursuant to section 210.192.

7. Any person or individual required to report may also report the suspicion of abuse or neglect to any law enforcement agency or juvenile office. Such report shall not, however, take the place of reporting to the division.

8. If an individual required to report suspected instances of abuse or neglect pursuant to this section has reason to believe that the victim of such abuse or neglect is a resident of another state or was injured as a result of an act which occurred in another state, the person required to report such abuse or neglect may, in lieu of reporting to the Missouri children's division, make such a report to the child protection agency of the other state with the authority to receive such reports pursuant to the laws of such other state. If such agency accepts the report, no report is required to be made, but may be made, to the children's division."; and

Further amend said bill, Page 7, Section 210.487, Line 59, by inserting immediately after said section and line the following:

"475.600. Sections 475.600, 475.602, and 475.604 shall be known and may be cited as the "Supporting and Strengthening Families Act".

475.602. 1. A parent or legal custodian of a child may, by a properly executed power of attorney as provided under section 475.604, delegate to an attorney-in-fact for a period not to exceed one year, except as provided under subsection 7 of this section, any of the powers regarding the care and custody of the child, except the power to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child. A delegation of powers under this section shall not be construed to change or modify any parental or legal rights, obligations, or authority established by an existing court order or deprive the parent or legal custodian of any parental or legal rights, obligations, or authority regarding the custody, visitation, or support of the child.

2. The parent or legal custodian of the child shall have the authority to revoke or withdraw the power of attorney authorized in subsection 1 of this section at any time. Except as provided in subsection 7 of this section, if the delegation of authority lasts longer than one year, the parent or legal custodian of the child shall execute a new power of attorney for each additional year that the delegation exists. If a parent withdraws or revokes the power of attorney, the child shall be returned to the custody of the parents as soon as reasonably possible.

3. Unless the authority is revoked or withdrawn by the parent or legal custodian, the attorney-in-fact shall exercise parental or legal authority on a continuous basis without compensation for the duration of the power of attorney authorized by subsection 1 of this section and shall not be subject to any statutes dealing with the licensing or regulation of foster care homes.

4. Except as otherwise provided by law, if a parent or legal custodian uses a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney, then the execution of a power of attorney by such parent or legal custodian as authorized in subsection 1 of this section shall not constitute abandonment as provided in sections 568.030 and 568.032, or abuse or neglect as provided in sections 210.110 and 568.060, unless the parent or legal guardian fails to take custody of the child or execute a new power of attorney after the one-year time limit has elapsed. It shall be a violation of section 453.110 for any parent or legal custodian to execute a power of attorney with the intention of permanently avoiding or divesting himself or herself of parental or legal responsibility for the care of the child.

5. Under a delegation of powers as authorized by subsection 1 of this section, the child or children subject to the power of attorney shall not be considered placed in foster care as otherwise defined in law and the parties shall not be subject to any of the requirements or licensing regulations for foster care or other regulations relating to community care for children.

6. If a parent or legal custodian uses a community service program that offers support services for families in crisis to assist in the delegation of any powers regarding the care and custody of a child by a properly executed power of attorney, then the community service program shall ensure that a background

check is completed for the attorney-in-fact and any adult members of his or her household prior to the placement of the child. A community service program shall not place a child or children with an attorney-in-fact when he or she or any adult member of his or her household is found to be on the sex offender registry as established pursuant to sections 589.400 to 589.425, or the child abuse and neglect registry, as established pursuant to section 210.109, or has pled guilty or nolo contendere to or is found guilty of a felony offense under federal or state law. If a community service program has reasonable cause to suspect that a parent or legal custodian is executing a power of attorney under this section with the intention of permanently avoiding or divesting himself or herself of parental or legal responsibility for the care of the child, the community service program shall notify the Missouri children's division within the department of social services, and the division shall conduct an investigation of the parent or legal guardian to determine if there is a violation of section 453.110. A background check performed under this section shall include:

- (1) A national and state fingerprint-based criminal history check;
- (2) A sex offender registry, as established pursuant to sections 589.400 to 589.425, check; and
- (3) A child abuse and neglect registry, as established pursuant to section 210.109, check.

7. A parent or legal custodian who is a member of the Armed Forces of the United States including any reserve component thereof, the commissioned corps of the National Oceanic and Atmospheric Administration, the Public Health Service of the United States Department of Health and Human Services detailed by proper authority for duty with the Armed Forces of the United States, or who is required to enter or serve in the active military service of the United States under a call or order of the President of the United States or to serve on state active duty may delegate the powers designated in subsection 1 of this section for a period longer than one year if on active duty service. The term of delegation shall not exceed the term of active duty service plus thirty days.

8. Nothing in this section shall conflict or set aside the preexisting residency requirements under section 167.020. An attorney-in-fact to whom powers are delegated under a power of attorney authorized by this section shall make arrangements to ensure that the child attends classes at an appropriate school. If enrollment is at a public school, attendance shall be based upon residency or waiver of such residency requirements by the school.

9. If enrolled at any school, as soon as reasonably possible upon execution of a power of attorney for the temporary care of a child as authorized under this section, the child's school shall be notified of the existence of the power of attorney and be provided a copy of the power of attorney as well as the contact information for the attorney-in-fact. While the power of attorney is in force, the school shall communicate with both the attorney-in-fact and any parent or legal custodian with parental or legal rights, obligations, or authority regarding the custody, visitation, or support of the child. The school shall also be notified of the expiration, termination, or revocation of the power of attorney as soon as reasonably possible following such expiration, termination, or revocation and shall no longer communicate with the attorney-in-fact regarding the child upon the receipt of such notice.

10. No delegation of powers under this section shall operate to modify a child's eligibility for benefits the child is receiving at the time of the execution of the power of attorney including, but not limited to, eligibility for free or reduced lunch, health care costs, or other social services, except as may be inconsistent with federal or state law governing the relevant program or benefit.

475.604. Any form for the delegation of powers authorized under section 475.602 shall be witnessed by a notary public and contain the following information:

- (1) The full name of any child for whom parental and legal authority is being delegated;
- (2) The date of birth of any child for whom parental and legal authority is being delegated;
- (3) The full name and signature of the attorney-in-fact;
- (4) The address and telephone number of the attorney-in-fact;
- (5) The full name and signature of the parent or legal guardian;
- (6) One of the following statements:

(a) "I delegate to the attorney-in-fact all of my power and authority regarding the care, custody, and property of each minor child named above including, but not limited to, the right to enroll the child in school, inspect and obtain copies of education and other records concerning the child, the right to give or withhold any consent or waiver with respect to school activities, medical and dental treatment, and any other activity, function, or treatment that may concern the child. This delegation shall not include the power or authority to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child."; or

(b) "I delegate to the attorney-in-fact the following specific powers and responsibilities (insert list). This delegation shall not include the power or authority to consent to marriage or adoption of the child, the performance or inducement of an abortion on or for the child, or the termination of parental rights to the child."; and

(7) A description of the time for which the delegation is being made and an acknowledgment that the delegation may be revoked at any time.

~~[475.024. A parent of a minor, by a properly executed power of attorney, may delegate to another individual, for a period not exceeding one year, any of his or her powers regarding care or custody of the minor child, except his or her power to consent to marriage or adoption of the minor child.]"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 2** was adopted.

Representative Ellington offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 819, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

"537.046. 1. As used in this section, the following terms mean:

(1) "Childhood sexual abuse", any act committed by the defendant against the plaintiff which act occurred when the plaintiff was under the age of eighteen years and which act would have been a violation of section 566.030, **566.031**, 566.040 **as it existed prior to August 28, 2013**, 566.050, 566.060, **566.061**, 566.070 **as it existed prior to August 28, 2013**, 566.080, 566.090 **as it existed prior to August 28, 2013**, 566.100, **566.101**, 566.110, ~~[or] 566.120, or [section] 568.020;~~

(2) "Injury" or "illness", either a physical injury or illness or a psychological injury or illness. A psychological injury or illness need not be accompanied by physical injury or illness.

2. Any action to recover damages from injury or illness caused by childhood sexual abuse **that occurred prior to August 28, 2018**, in an action brought pursuant to this section shall be commenced within ten years of the plaintiff attaining the age of twenty-one or within three years of the date the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever later occurs. **Any action to recover damages from injury or illness caused by childhood sexual abuse that occurred on or after August 28, 2018, in an action brought under this section shall be commenced within twenty years of the plaintiff attaining the age of eighteen or within three years of the date the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever later occurs.**

~~[3. This section shall apply to any action commenced on or after August 28, 2004, including any action which would have been barred by the application of the statute of limitation applicable prior to that date.]~~

556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 3 was withdrawn.

Representative Mathews offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Bill No. 819, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"37.940. 1. There is hereby established within the office of administration the "Social Innovation Grant Program". The governor shall designate an individual to serve as the executive director of the social

innovation grant program, who shall establish and oversee the program. For purposes of this section, the following terms mean:

(1) "Critical state concern", instances or circumstances in which the state of Missouri is currently, and will likely be in the future, responsible for the costs associated with a particular act of the state through annual appropriations. The programs for which the costs are associated may not be optimal for reducing the overall scope of the problem to the greatest extent while limiting the exposure of the state budget;

(2) "Demonstration project", a project selected by the social innovation grant team in response to the grant team's request for proposals process;

(3) "Social innovation grant", a grant awarded to a nonprofit organization with experience in the area of critical state concern to design a short-term demonstration project based on evidence and best practices that can be replicated to optimize state funding and services for populations and programs identified as areas of critical state concern.

2. Areas of critical state concern include, but are not limited to:

(1) Families in generational child welfare;

(2) Opioid-addicted pregnant women; and

(3) Children in residential treatment with behavioral issues where the children were not removed from the family due to abuse or neglect.

The office of administration or the general assembly may identify additional critical state concerns that could potentially be addressed through the social innovation grant program.

3. For any critical state concern for which a social innovation grant is being utilized, the executive director shall establish a "Social Innovation Grant Team" to be comprised of:

(1) Individuals working in governmental agencies responsible for the oversight of programs related to the critical state concern;

(2) Persons working in the nonprofit sector with practical field experience related to the critical state concern; and

(3) Academic leaders in research and study related to the critical state concern.

4. The social innovation grant team shall be charged with:

(1) Formulating a request for proposals for social innovation grants;

(2) Evaluating responsive proposals and selecting those bids for demonstration projects that provide the greatest opportunity for addressing the critical state concern in a cost-effective and replicable way; and

(3) Monitoring demonstration projects and evaluating them based on the objectives outlined in the request for proposals, the program's outline, the project's impact on the critical state concern, and the project's ability to be replicated on a cost-effective basis.

5. Demonstration projects shall be operated over a period of time sufficient to impact the population served by the project based on the parameters and objectives outlined in the request for proposals. Grantees, at a minimum, shall be nonprofit organizations with experience working with the population identified as a critical state concern.

6. Upon the conclusion of a demonstration project, the social innovation grant team shall compile all relevant data and submit a report to the general assembly:

(1) Evaluating the project's effectiveness in impacting the critical state concern;

(2) Assessing, based on the actual experience of the project, the likely ease of statewide deployment in a methodology consistent with the execution of the project and identifying possible barriers to deployment;

(3) Analyzing the likely cost of statewide deployment; and

(4) Identifying funding strategies for statewide deployment, which may include scaling based on savings reinvestment or outside capital investments.

7. The social innovation grant team shall identify methods to fund the social innovation grant program, including state partnerships with nonprofit organizations and foundations. The executive director of the social innovation grant program shall identify sustainability models for deploying successful demonstration projects.

8. All social innovation grants shall be subject to appropriation.

9. The office of administration may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the

effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

10. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 4** was adopted.

On motion of Representative Neely, **SB 819, as amended**, was read the third time and passed by the following vote:

AYES: 118

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Corlew	Cornejo
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Korman	Lant	Lavender
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 007

Burnett	Hurst	Marshall	Moon	Morgan
Newman	Unsicker			

PRESENT: 000

ABSENT WITH LEAVE: 036

Anders	Barnes 60	Brown 27	Burns	Conway 10
Conway 104	Cookson	Cross	Curtis	DeGroot
Ellington	Fraker	Francis	Gray	Henderson

Higdon	Kendrick	Kidd	Kolkmeyer	Lauer
Lichtenegger	May	McDaniel	Messenger	Mosley
Nichols	Peters	Phillips	Pogue	Redmon
Roden	Ross	Rowland 29	Runions	Smith 85
Wessels				

VACANCIES: 002

Representative Davis declared the bill passed.

HCS SB 773, relating to taxation, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HCS SB 773** was agreed to.

Speaker Richardson resumed the Chair.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

- (1) "Certified historic structure", a property located in Missouri and listed individually on the National Register of Historic Places;
- (2) "Deed in lieu of foreclosure or voluntary conveyance", a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;
- (3) "Eligible property", property located in Missouri and offered or used for residential or business purposes;
- (4) "Leasehold interest", a lease in an eligible property for a term of not less than thirty years;
- (5) "Principal", a managing partner, general partner, or president of a taxpayer;
- (6) **"Projected net fiscal benefit", the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;**
- (7) **"Qualified census tract", a census tract with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;**
- (8) "Structure in a certified historic district", a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

~~[(7)]~~ (9) "Taxpayer", any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the

standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. (1) During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] 4 and [8] 9 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, **but ending before June 30, 2018**, the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] 4 and [8] 9 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. **For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 9 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559.** The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection [3] 4 of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) **For each fiscal year beginning on or after July 1, 2018, the department shall authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.**

(3) **For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.**

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. To obtain approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall submit an application for tax credits to the department of economic development. Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection 8 of this section, shall be prioritized for review and approval, in the order of the date on which the application was postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department of economic development for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection [8] 9 of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may

be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district; ~~and~~

(5) **A copy of all land use and building approvals reasonably necessary for the commencement of the project; and**

(6) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. In evaluating an application for tax credits submitted under this section, the department of economic development shall also consider:

(1) **The amount of projected net fiscal benefit of the project to the state and local municipality, and the period in which the state and municipality would realize such net fiscal benefit;**

(2) **The overall size and quality of the proposed project, including the estimated number of new jobs to be created by the project, the potential multiplier effect of the project, and similar factors;**

(3) **The level of economic distress in the area; and**

(4) **Input from the local elected officials in which the proposed project is located as to the importance of the proposed project. For any proposed project in any city not within a county, input from the local elected officials shall include, but not be limited to, the president of the board of alderman.**

4. If the department of economic development deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. If the department of economic development disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.

~~[4-]~~ **5.** Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

~~[5-]~~ **6.** In the event that the department of economic development grants approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department of economic development that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department of economic development and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval.

7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.

~~[6-]~~ **8.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within ~~[two years]~~ **nine months** of the date of issuance of the letter from the department of economic development granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval shall be subject to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new application for the project.

~~[7-]~~ **9.** To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

~~[8-]~~ **10.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection ~~[3]~~ **4** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

~~[9-]~~ **11.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property.

620.1900. 1. The department of economic development may charge a fee to the recipient of any tax credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued, **or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued.** The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. (1) All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) **Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.**

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall

approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 773, Page 1, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"144.900. 1. Notwithstanding any other provision of law, any seller who does not have a physical presence in this state who sells tangible personal property or products transferred electronically shall be subject to this chapter, shall remit sales tax, and shall follow all applicable procedures and requirements as if the seller had a physical presence in the state, provided that in either the previous or current calendar year the seller has:

- (1) At least one hundred thousand dollars in gross revenue from sales in this state; or**
- (2) At least two hundred or more separate transactions in this state.**

2. A taxpayer complying with this section and section 144.901, voluntarily or otherwise, may only seek a recovery of taxes, penalties, or interest by following the recovery procedures under section 136.035. However, no claim shall be granted on the basis that the taxpayer lacked a physical presence in the state and complied with this section voluntarily while complying with the injunction of section 144.901. Nothing in this section limits the ability of any taxpayer to obtain a refund for any other reason, including overpayment or erroneous payment.

3. No seller who remits sales tax voluntarily or otherwise under this section shall be liable to a purchaser who claims that the sales tax was over-collected because a provision of this section is later deemed unlawful.

4. Nothing in this section shall affect the obligation of any purchaser from this state to remit use tax as to any applicable transaction in which the seller does not collect and remit or remit an offsetting sales tax.

144.901. 1. Notwithstanding any other provision of law and regardless if the state initiates an audit or other tax collection procedure, the state may bring a declaratory judgment action in any circuit court to establish that the obligation to remit sales tax is applicable and valid under state and federal law against any person who the state believes meets the criteria of section 144.900. The circuit court shall act on this declaratory judgment action as expeditiously as possible. The court shall presume that the matter shall be fully resolved through a motion to dismiss or a motion for summary judgment. Attorney's fees shall not be awarded in any action brought under section 144.900.

2. The filing of the declaratory judgment action by the state shall operate as an injunction during the pendency of the action, prohibiting any state entity from enforcing the obligation in section 144.900 against any taxpayer who does not affirmatively consent or otherwise remit the sales tax on a voluntary basis. The injunction shall not apply if there is a previous judgment against a taxpayer that establishes the validity of the taxpayer's obligation under section 144.900.

3. Any appeal from the decision with respect to the cause of action under section 144.900 shall only be made to the state supreme court. The appeal shall be heard as expeditiously as possible.

4. If an injunction under this section is lifted or dissolved, in general or with respect to a specific taxpayer, the state shall assess and apply the obligation established under section 144.900 from that date forward to any taxpayer affected by the injunction.

253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not germane to the underlying amendment.

The Chair ruled the point of order well taken.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

Representative Anderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act. **"Hotel, motel, or tourist court" shall include sleeping accommodations in residential dwelling rentals, as that term is defined under section 67.5110;**

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter."; and

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110."; and

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental**, or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental**, or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective ~~or appointed~~ official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of _____ percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the ~~two~~ **three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; ~~or~~

(2) **The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or**

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and the ~~county may~~ authority shall collect a penalty of one percent and shall collect interest ~~not to exceed~~ of two percent per month on ~~unpaid~~ taxes ~~which shall be considered delinquent~~ that are not paid thirty days after the last day of each quarter. If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day grace period.**

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities ~~may~~ **shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee, **litigation expenses**, and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;

(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, **residential**

dwelling rentals, as that term is defined under section 67.5110, and campgrounds and any docking facility which rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) **"Facilitation platform"**, an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. **"Facilitation platform"** shall not include an entity that acts solely as a property manager;

(2) **"Guest room"**, any room or unit where sleeping accommodations are regularly furnished to the public;

(3) **"Marketing platform"**, an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;

(4) **"Owner"**, a person who offers a residential dwelling rental to transient guests;

(5) **"Person"**, any individual, corporation, partnership, or other entity;

(6) **"Political subdivision"**, any county, city, town, village, township, fire district, sewer district, or water district;

(7) **"Property manager"**, an individual or entity designated by an owner to manage private property;

(8) **"Residential dwelling"**, any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;

(9) **"Residential dwelling rental"**, a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;

(10) **"Transient guest"**, any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) **A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and**

(2) **When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.**

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;
 (2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;

(4) "Governing body", the city council charged with governing the city;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

~~[(7)]~~ (8) **"Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:**

(a) **Owned, maintained, or operated by a person;**

(b) **Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and**

(c) **Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;**

(9) "Person", any individual, corporation, partnership or other entity;

~~[(8)]~~ (10) **"Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;**

(11) **"Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;**

(12) **"Transient guest", a person who occupies a room or rooms in a hotel, motel ~~or~~, tourist court, lodging establishment, or residential dwelling rental for thirty-one days or less during any calendar quarter.**

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all:

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) **Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city; and**

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of _____ percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels ~~and~~, tourist courts, **lodging establishments, and residential dwelling rentals situated within the city** and _____ percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of _____ to provide funds for the promotion of convention and tourism?

☐ YES ☐ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp, **residential dwelling rental as defined under section 67.5110**, or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this

state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.087. 1. The director of revenue ~~[shall]~~ **may** require ~~[all applicants for]~~ retail sales ~~[licenses and all]~~ licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer~~[-estimated in the case of a new applicant, otherwise]~~ based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. ~~[An applicant or]~~ **A** licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section ~~[400.5-103]~~ **400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 773, Page 2, Line 11, by inserting immediately after the number "**67.180.**" the number "**1.**"; and

Further amend said amendment and page, Line 13, by deleting said line and inserting in lieu thereof the following:

"dwelling rental, as that term is defined under section 67.5110.

2. This section is intended to clarify that taxes previously enacted under this chapter that apply to the rental accommodations of transient guests at hotels and motels shall also apply to residential dwelling rentals."; and

Further amend said amendment, Page 9, Line 32, by inserting immediately after the number "**94.005.**" the number "**1.**"; and

Further amend said amendment and page, Line 34, by deleting said line and inserting in lieu thereof the following:

"that term is defined under section 67.5110.

2. This section is intended to clarify that taxes previously enacted under this chapter that apply to the rental of accommodations of transient guests at hotels and motels shall also apply to residential dwelling rentals."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 086

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Bondon	Brattin
Chipman	Corlew	Cornejo	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Kelley 127	Kelly 141
Knight	Korman	Lant	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 030

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Ellebracht
Franks Jr	Green	Harris	Lavender	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 045

Anders	Barnes 60	Beard	Bernskoetter	Brown 27
Brown 57	Burns	Christofanelli	Conway 10	Conway 104
Cookson	Cross	Curtis	DeGroot	Ellington
Engler	Gray	Grier	Hansen	Higdon
Justus	Kendrick	Kidd	Kolkmeyer	Lauer

Lichtenegger	May	McDaniel	Meredith 71	Messenger
Mosley	Neely	Peters	Pogue	Redmon
Roden	Ross	Rowland 29	Runions	Schroer
Smith 85	Smith 163	Stevens 46	Trent	Wessels

VACANCIES: 002

On motion of Representative Gregory, **House Amendment No. 1 to House Amendment No. 2** was adopted.

Representative Alferman offered **House Amendment No. 2 to House Amendment No. 2, as amended.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 773, Page 11, Line 37, by deleting all of said line and inserting in lieu thereof the following:

"Revenue Service Publication 527.

Section 3. No political subdivision shall enforce or enact an ordinance or law that prohibits or that has the practical effect of prohibiting residential dwelling rentals. No political subdivision adopt or enforce building code regulations on residential dwelling rentals that the political subdivision does not impose on all residential dwellings."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston assumed the Chair.

Representative Frederick offered **House Substitute Amendment No. 1 for House Amendment No. 2, as amended.**

House Substitute Amendment No. 1
for
House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act. **"Hotel, motel, or tourist court" shall include sleeping accommodations in residential dwelling rentals, as that term is defined under section 67.5110;**

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter."; and

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110."; and

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental**, or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental**, or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective ~~or appointed~~ official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of _____ percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the ~~two~~ **three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; ~~or~~

(2) The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and the ~~county may~~ authority shall collect a penalty of one percent and shall collect interest ~~not to exceed~~ of two percent per month on ~~unpaid~~ taxes ~~which shall be considered delinquent~~ that are not paid thirty days after the last day of each quarter. If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day grace period.**

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities ~~may~~ **shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee, **litigation expenses**, and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house,

rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;

(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

(1) A city with a population of more than seven thousand and less than seven thousand five hundred;

(2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;

(3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;

(4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;

(5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;

(7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;

(8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;

(9) Any county of the second classification without a township form of government and a population of less than thirty thousand;

(10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;

(11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;

(13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;

(14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;

(15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;

(17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, **residential dwelling rentals, as that term is defined under section 67.5110**, and campgrounds and any docking facility which rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) **"Facilitation platform", an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. "Facilitation platform" shall not include an entity that acts solely as a property manager;**

(2) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(3) **"Marketing platform", an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;**

(4) **"Owner", a person who offers a residential dwelling rental to transient guests;**

(5) **"Person", any individual, corporation, partnership, or other entity;**

(6) **"Political subdivision", any county, city, town, village, township, fire district, sewer district, or water district;**

(7) **"Property manager", an individual or entity designated by an owner to manage private property;**

(8) **"Residential dwelling", any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;**

(9) **"Residential dwelling rental", a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;**

(10) **"Transient guest", any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.**

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a

local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and

(2) When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;
 (2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;
 (4) "Governing body", the city council charged with governing the city;
 (5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

~~[(7)]~~ (8) "Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:

(a) Owned, maintained, or operated by a person;
 (b) Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and

(c) Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;

(9) "Person", any individual, corporation, partnership or other entity;

~~[(8)]~~ (10) "Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;

(11) "Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;

(12) "Transient guest", a person who occupies a room or rooms in a hotel, motel ~~[or]~~, tourist court, lodging establishment, or residential dwelling rental for thirty-one days or less during any calendar quarter.

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all:

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) **Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city;** and

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels ~~and~~, tourist courts, **lodging establishments, and residential dwelling rentals situated within the city** and percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of to provide funds for the promotion of convention and tourism?

☐ YES ☐ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp, **residential dwelling rental as defined under section 67.5110**, or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax."

144.087. 1. The director of revenue ~~shall~~ **may** require ~~[all applicants for]~~ retail sales ~~[licenses and all]~~ licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer ~~[-estimated in the case of a new applicant, otherwise]~~ based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. ~~[An applicant or]~~ A licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section ~~[400.5-103]~~ **400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527.

Section 3. 1. No political subdivision shall enforce or enact an ordinance or law that prohibits or that has the practical effect of prohibiting residential dwelling rentals. No political subdivision shall adopt or

enforce building code regulations on residential dwelling rentals that the political subdivision does not impose on all residential dwellings.

2. Notwithstanding any law to the contrary, no political subdivision shall enact or enforce regulations on the activity of a residential dwelling rental unless:

- (1) The regulation serves a compelling governmental interest relating to public health and safety;**
- (2) The regulation is narrowly tailored to such interest; and**
- (3) The regulation uses the least restrictive means to achieve that interest."; and"; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 2, as amended, was withdrawn.

House Amendment No. 2 to House Amendment No. 2, as amended, was withdrawn.

Representative Frederick offered **House Substitute Amendment No. 2 for House Amendment No. 2, as amended.**

*House Substitute Amendment No. 2
for
House Amendment No. 2*

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"66.390. 1. The governing body of any county of the first class having a charter form of government and having a population of over nine hundred thousand inhabitants may levy a tax not to exceed three percent on the amount of sales or charges for all rooms paid by the transient guests of hotels and motels situated within such county. Such tax should be known as a "Convention and Tourism Tax" and shall be deposited by the county treasurer in what shall be known as the "Convention and Tourism Fund". As used herein, "transient guests" means person or persons who occupy room or rooms in a hotel or motel for thirty-one days or less during any calendar quarter.

2. The person, firm or corporation, subject to the tax imposed by this section, shall collect the tax from the transient guests, and each such transient guest shall pay the amount of such tax to the person, firm or corporation directed to collect the tax imposed herein.

3. The tax imposed pursuant to the provisions of sections 66.390 to 66.398 shall be in addition to any and all other taxes and licenses.

4. The governing body may establish reasonable rules and regulations governing procedures for collecting and reporting of the tax.

5. The governing body may provide in the ordinance levying the tax that from every remittance of the tax made, the person required to so remit may deduct and retain an amount equal to two percent of the taxes collected.

6. The ordinance shall establish procedures for refunds and penalties on delinquent taxes.

7. For purposes of this section, rooms paid by the transient guests shall include rooms in residential dwelling rentals, as that term is defined under section 67.5110.

66.500. As used in sections 66.500 to 66.516, the following terms mean:

(1) "County", a constitutional charter county containing the major portion of a city with a population of at least three hundred fifty thousand inhabitants;

(2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail and has at least five hundred thousand dollars in annual sales;

(4) "Governing body", the body charged with governing the county;

(5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act. **"Hotel, motel, or tourist court" shall include sleeping accommodations in residential dwelling rentals, as that term is defined under section 67.5110;**

(7) "Person", any individual, corporation, partnership or other entity;

(8) "Transient guest", a person who occupies a room or rooms in a hotel, motel or tourist court for thirty-one days or less during any calendar quarter.

67.180. For purposes of this chapter, any sales tax authorized on the rental of accommodations of a hotel or motel shall be deemed to apply to accommodations of a residential dwelling rental, as that term is defined under section 67.5110.

67.662. Notwithstanding any other provisions of law to the contrary, any tax imposed or collected by any municipality, any county, or any local taxing entity on or related to any transient accommodations, whether imposed as a hotel tax, occupancy tax, or otherwise, shall apply solely to amounts actually received by the operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental**, or other place in which rooms are furnished to the public. Under no circumstances shall a travel agent or intermediary be deemed an operator of a hotel, motel, tavern, inn, tourist cabin, tourist camp, **residential dwelling rental**, or other place in which rooms are furnished to the public unless such travel agent or intermediary actually operates such a facility. This section shall not apply if the purchaser of such rooms is an entity which is exempt from payment of such tax. This section is intended to clarify that taxes imposed as a hotel tax, occupancy tax, or otherwise shall apply solely to amounts received by operators, as enacted in the statutes authorizing such taxes.

67.1153. 1. The authority shall consist of five commissioners, who shall be qualified voters of the state of Missouri and residents of the county in which the authority is created. The commissioners shall be appointed by the governor with the advice and consent of the senate. No more than three of the commissioners appointed shall be of any one political party, and no elective ~~or appointed~~ official of any political subdivision of this state shall be a member of the authority.

2. The authority shall elect from its number a chairman, and may appoint such officers and employees as it may require for the performance of its duties and fix and determine their qualifications, duties and compensation. No action of the authority shall be binding unless taken at a meeting at which at least three members are present and unless a majority of the members present at such meeting shall vote in favor thereof.

3. Of the commissioners initially appointed to the authority, one shall serve for two years, one shall serve for three years, one shall serve for four years, one shall serve for five years, and one shall serve for six years. Thereafter, successors shall hold office for terms of five years, or for the unexpired terms of their predecessors. Each commissioner shall hold office until his successor has been appointed and qualified.

4. The commissioners shall receive no salary for the performance of their duties, but shall be reimbursed for the actual and necessary expenses incurred in the performance of their duties, to be paid by the authority.

67.1158. 1. The governing body of a county which has established an authority under the provisions of sections 67.1150 to 67.1158 may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the county, which shall be more than two percent but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the county submits to the voters of the county at a state general, primary, or special election, a proposal to authorize the governing body of the county to impose a tax under the provisions of this section. The tax authorized by this section shall be in addition to the charge for the sleeping room and shall be in addition to any and all taxes imposed by law, and the proceeds of such tax shall be used by the authority solely for funding the construction and operation of convention, visitor and sports facilities, other incidental facilities, and operation of the authority consistent with the provisions of sections 67.1150 to 67.1158. Such tax shall be stated separately from all other charges and taxes.

2. The question shall be submitted in substantially the following form:

Shall the (County) levy a tax of _____ percent on each sleeping room occupied and rented by transient guests of hotels and motels located in the county, the proceeds of which shall be expended for the funding of convention, visitor and sports facilities, other incidental facilities, and the county convention and sports facilities authority?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the governing body for the county shall have no power to impose the tax authorized by this section unless and until the governing body of the county resubmits the question and such question is approved by a majority of the qualified voters voting thereon.

3. After the effective date of any tax authorized under the provisions of this section, the county which levied the tax may adopt one of the ~~two~~ **three** following provisions for the collection and administration of the tax:

(1) The county which levied the tax may adopt rules and regulations for the internal collection of such tax by the county officers usually responsible for collection and administration of county taxes; ~~or~~

(2) **The county which levied the tax may enter into an agreement with the authority for the authority to collect such tax and perform all functions incident to the administration, collection, enforcement, and operation of such tax. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the authority; or**

(3) The county may enter into an agreement with the director of revenue of the state of Missouri for the purpose of collecting the tax authorized in this section. In the event any county enters into an agreement with the director of revenue of the state of Missouri for the collection of the tax authorized in this section, the director of revenue shall perform all functions incident to the administration, collection, enforcement and operation of such tax, and shall collect the additional tax authorized under the provisions of this section. The tax authorized by this section shall be collected and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue, and the director of revenue shall retain not less than one percent nor more than three percent for cost of collection.

4. If a tax is imposed by a county under this section, **it is due on the first day of the next calendar quarter, and the ~~county may~~ authority shall collect a penalty of one percent and shall collect interest ~~not to exceed~~ of two percent per month on ~~unpaid~~ taxes ~~[which shall be considered delinquent]~~ that are not paid thirty days after the last day of each quarter. If interest and penalties are due, they shall be calculated beginning on the original due date and not beginning on the expiration of the thirty-day grace period.**

5. If a tax is imposed by a county under this section, either the county or the authority shall have the power to audit the taxed facilities to ensure compliance with the tax by the facility. During such audit, the taxed facilities shall give access to examine necessary records to ensure compliance.

6. Suits to enforce the collection and payment of the tax against the taxed facilities ~~may~~ **shall only** be filed and prosecuted by the authority. If suit is filed, the authority may recover as damages a reasonable attorney's fee, **litigation expenses**, and costs of suit against the taxed facility.

7. As used in sections 67.1150 to 67.1159 or any other section relating to an authority established under the provisions of sections 67.1150 to 67.1158, the following terms shall mean:

(1) "Hotel", one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant;

(2) "Motel", a location containing one or more units offering temporary lodgings or living quarters and accommodations consisting of one or more rooms, which may include lounging, cooking, or dining areas, that are provided with furnishings. Such temporary living accommodations may be located within an apartment house, rooming house, tourist or trailer camp, mobile home park, recreational vehicle park, condominium, house, or other residential community if the actual occupant's stay is temporary and shall include bed and breakfasts, residential dwelling rental as that term is defined under section 67.5110, corporate housing, and temporary living accommodations in homes, whether a lease is entered into by the occupant or there is direct access to parking from the accommodations;

(3) "Sleeping rooms", a unit containing a room or series of rooms that include at least one room or area for overnight sleeping by the person occupying them and shall include any associated lounging, cooking, or dining areas or rooms;

(4) "Taxed facility" or "taxed facilities", the owner or proprietor of the hotel or motel subject to the tax and the person or entity that operates it. The taxed facility shall collect the tax and transmit it to the collection agent;

(5) "Temporary", occupancy of less than thirty-one consecutive days at a time at the same unit;
(6) "Transient guest", any person who rents, hires, leases, or occupies the same sleeping room for less than thirty-one consecutive days at a time at the same unit.

67.1360. 1. The governing body of the following cities and counties may impose a tax as provided in this section:

- (1) A city with a population of more than seven thousand and less than seven thousand five hundred;
- (2) A county with a population of over nine thousand six hundred and less than twelve thousand which has a total assessed valuation of at least sixty-three million dollars, if the county submits the issue to the voters of such county prior to January 1, 2003;
- (3) A third class city which is the county seat of a county of the third classification without a township form of government with a population of at least twenty-five thousand but not more than thirty thousand inhabitants;
- (4) Any fourth class city having, according to the last federal decennial census, a population of more than one thousand eight hundred fifty inhabitants but less than one thousand nine hundred fifty inhabitants in a county of the first classification with a charter form of government and having a population of greater than six hundred thousand but less than nine hundred thousand inhabitants;
- (5) Any city having a population of more than three thousand but less than eight thousand inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (6) Any city having a population of less than two hundred fifty inhabitants in a county of the fourth classification having a population of greater than forty-eight thousand inhabitants;
- (7) Any fourth class city having a population of more than two thousand five hundred but less than three thousand inhabitants in a county of the third classification having a population of more than twenty-five thousand but less than twenty-seven thousand inhabitants;
- (8) Any third class city with a population of more than three thousand two hundred but less than three thousand three hundred located in a county of the third classification having a population of more than thirty-five thousand but less than thirty-six thousand;
- (9) Any county of the second classification without a township form of government and a population of less than thirty thousand;
- (10) Any city of the fourth class in a county of the second classification without a township form of government and a population of less than thirty thousand;
- (11) Any county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (12) Any city of the fourth class with a population of more than one thousand eight hundred but less than two thousand in a county of the third classification with a township form of government and a population of at least twenty-eight thousand but not more than thirty thousand;
- (13) Any city of the third class with a population of more than seven thousand two hundred but less than seven thousand five hundred within a county of the third classification with a population of more than twenty-one thousand but less than twenty-three thousand;
- (14) Any fourth class city having a population of more than two thousand eight hundred but less than three thousand one hundred inhabitants in a county of the third classification with a township form of government having a population of more than eight thousand four hundred but less than nine thousand inhabitants;
- (15) Any fourth class city with a population of more than four hundred seventy but less than five hundred twenty inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- (16) Any third class city with a population of more than three thousand eight hundred but less than four thousand inhabitants located in a county of the third classification with a population of more than fifteen thousand nine hundred but less than sixteen thousand inhabitants;
- (17) Any fourth class city with a population of more than four thousand three hundred but less than four thousand five hundred inhabitants located in a county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;
- (18) Any fourth class city with a population of more than two thousand four hundred but less than two thousand six hundred inhabitants located in a county of the first classification without a charter form of government with a population of more than fifty-five thousand but less than sixty thousand inhabitants;

(19) Any fourth class city with a population of more than two thousand five hundred but less than two thousand six hundred inhabitants located in a county of the third classification with a population of more than nineteen thousand one hundred but less than nineteen thousand two hundred inhabitants;

(20) Any county of the third classification without a township form of government with a population greater than sixteen thousand but less than sixteen thousand two hundred inhabitants;

(21) Any county of the second classification with a population of more than forty-four thousand but less than fifty thousand inhabitants;

(22) Any third class city with a population of more than nine thousand five hundred but less than nine thousand seven hundred inhabitants located in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(23) Any city of the fourth classification with more than five thousand two hundred but less than five thousand three hundred inhabitants located in a county of the third classification without a township form of government and with more than twenty-four thousand five hundred but less than twenty-four thousand six hundred inhabitants;

(24) Any third class city with a population of more than nineteen thousand nine hundred but less than twenty thousand in a county of the first classification without a charter form of government and with a population of more than one hundred ninety-eight thousand but less than one hundred ninety-eight thousand two hundred inhabitants;

(25) Any city of the fourth classification with more than two thousand six hundred but less than two thousand seven hundred inhabitants located in any county of the third classification without a township form of government and with more than fifteen thousand three hundred but less than fifteen thousand four hundred inhabitants;

(26) Any county of the third classification without a township form of government and with more than fourteen thousand nine hundred but less than fifteen thousand inhabitants;

(27) Any city of the fourth classification with more than five thousand four hundred but fewer than five thousand five hundred inhabitants and located in more than one county;

(28) Any city of the fourth classification with more than six thousand three hundred but fewer than six thousand five hundred inhabitants and located in more than one county through the creation of a tourism district which may include, in addition to the geographic area of such city, the area encompassed by the portion of the school district, located within a county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, having an average daily attendance for school year 2005-06 between one thousand eight hundred and one thousand nine hundred;

(29) Any city of the fourth classification with more than seven thousand seven hundred but less than seven thousand eight hundred inhabitants located in a county of the first classification with more than ninety-three thousand eight hundred but less than ninety-three thousand nine hundred inhabitants;

(30) Any city of the fourth classification with more than two thousand nine hundred but less than three thousand inhabitants located in a county of the first classification with more than seventy-three thousand seven hundred but less than seventy-three thousand eight hundred inhabitants;

(31) Any city of the third classification with more than nine thousand three hundred but less than nine thousand four hundred inhabitants;

(32) Any city of the fourth classification with more than three thousand eight hundred but fewer than three thousand nine hundred inhabitants and located in any county of the first classification with more than thirty-nine thousand seven hundred but fewer than thirty-nine thousand eight hundred inhabitants;

(33) Any city of the fourth classification with more than one thousand eight hundred but fewer than one thousand nine hundred inhabitants and located in any county of the first classification with more than one hundred thirty-five thousand four hundred but fewer than one hundred thirty-five thousand five hundred inhabitants;

(34) Any county of the third classification without a township form of government and with more than twelve thousand one hundred but fewer than twelve thousand two hundred inhabitants;

(35) Any city of the fourth classification with more than three thousand eight hundred but fewer than four thousand inhabitants and located in more than one county; provided, however, that motels owned by not-for-profit organizations are exempt; or

(36) Any city of the fourth classification with more than five thousand but fewer than five thousand five hundred inhabitants and located in any county with a charter form of government and with more than two hundred thousand but fewer than three hundred fifty thousand inhabitants.

2. The governing body of any city or county listed in subsection 1 of this section may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels, motels, bed and breakfast inns, **residential dwelling rentals, as that term is defined under section 67.5110**, and campgrounds and any docking facility which

rents slips to recreational boats which are used by transients for sleeping, which shall be at least two percent, but not more than five percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city or county submits to the voters of the city or county at a state general, primary or special election, a proposal to authorize the governing body of the city or county to impose a tax pursuant to the provisions of this section and section 67.1362. The tax authorized by this section and section 67.1362 shall be in addition to any charge paid to the owner or operator and shall be in addition to any and all taxes imposed by law and the proceeds of such tax shall be used by the city or county solely for funding the promotion of tourism. Such tax shall be stated separately from all other charges and taxes."; and

Further amend said bill, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"67.5110. 1. As used in this section, the following terms mean:

(1) **"Facilitation platform", an intermediary that facilitates the rental of a residential dwelling rental to, and collects payment from, a transient guest. "Facilitation platform" shall not include an entity that acts solely as a property manager;**

(2) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(3) **"Marketing platform", an intermediary that facilitates the rental of a residential dwelling rental to, but does not collect payment from, a transient guest;**

(4) **"Owner", a person who offers a residential dwelling rental to transient guests;**

(5) **"Person", any individual, corporation, partnership, or other entity;**

(6) **"Political subdivision", any county, city, town, village, township, fire district, sewer district, or water district;**

(7) **"Property manager", an individual or entity designated by an owner to manage private property;**

(8) **"Residential dwelling", any building, structure, or part of a building or structure that is used and occupied for human habitation or intended to be so used, including any appurtenances belonging to it or enjoyed with it;**

(9) **"Residential dwelling rental", a single residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include a time-share unit, as defined under section 407.600, or a lodging establishment, as defined under section 315.005;**

(10) **"Transient guest", any person who rents and occupies a guest room in a residential dwelling rental for no more than thirty-one consecutive days during a calendar quarter.**

2. A transient guest occupying a guest room in a residential dwelling rental shall pay and an owner, or a facilitation platform or property manager on behalf of an owner, shall collect any applicable sales tax, hotel and motel tax, occupancy tax, tourism tax, or other tax imposed on transient guests by the state or by a local political subdivision or taxing authority in which the residential dwelling rental is located, including any such taxes authorized under this chapter or chapter 66, 92, 94, or 144. Taxes shall be remitted as follows:

(1) **A facilitation platform that collects and remits the taxes required by this subsection on behalf of an owner shall enter into an agreement with the department of revenue and any political subdivision or taxing authority to collect and remit the taxes required by this subsection. Such facilitation platform shall report the taxes and remit the aggregate total amounts to each political subdivision or taxing authority and shall not be required to list or otherwise identify any individual owners on any return or attachments to a return. A property manager that, on behalf of an owner, collects and remits taxes imposed on the transient guest for the occupancy of a guest room in a residential dwelling shall not be considered a facilitation platform. For purposes of the collection and remittance by a facilitation platform of any state sales tax imposed on a transient guest for the occupancy of a guest room in a residential dwelling rental, the provisions of sections 32.085 to 32.087, sections 136.010 to 136.380, and sections 144.010 to 144.525 shall apply; and**

(2) **When an owner uses a marketing platform or when a facilitation platform collects the taxes required by this subsection but the owner maintains responsibility for remittance, the owner shall obtain a certificate of no tax due and a retail sales tax license prior to advertising a residential dwelling rental on any platform or renting a residential dwelling rental to a transient guest.**

The provisions of this subsection shall take effect on January 1, 2019.

3. A facilitation platform or a marketing platform shall maintain records of any rentals facilitated for a period of three years from the date of rental for audits requested by a taxing authority.

92.325. As used in sections 92.325 to 92.340, the following terms mean:

(1) "City", a constitutional charter city located in four or more counties;
 (2) "Food", all articles commonly used for food or drink, including alcoholic beverages, the provisions of chapter 311 notwithstanding;

(3) "Food establishment", any cafe, cafeteria, lunchroom or restaurant which sells food at retail;
 (4) "Governing body", the city council charged with governing the city;
 (5) "Gross receipts", the gross receipts from retail sales of food prepared on the premises and delivered to the purchaser (excluding sales tax);

(6) **"Guest room", any room or unit where sleeping accommodations are regularly furnished to the public;**

(7) "Hotel, motel or tourist court", any structure or building, under one management, which contains rooms furnished for the accommodation or lodging of guests, with or without meals being so provided, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests and having more than eight bedrooms furnished for the accommodations of such guests. Sleeping accommodations consisting of one bedroom or more, that rent for less than twenty dollars per day or less than eighty-five dollars per week and shelters for the homeless operated by not-for-profit organizations are not a "hotel, motel or tourist court" for the purposes of this act;

~~[(7)]~~ (8) **"Lodging establishment", any building, group of buildings, structure, facility, place, or places of business where guest rooms are provided that is:**

(a) **Owned, maintained, or operated by a person;**

(b) **Kept, used, maintained, advertised, or held out to the public for hire, which may be construed to be a hotel, motel, motor hotel, apartment hotel, tourist court, resort, cabin, tourist home, bunkhouse, dormitory, or other similar place; and**

(c) **Includes all such accommodations operated for hire as lodging establishments for either transient guests, permanent guests, or for both transient and permanent guests;**

(9) "Person", any individual, corporation, partnership or other entity;

~~[(8)]~~ (10) **"Residential dwelling", any building, structure, or part of the building or structure that is used or occupied for human habitation or intended to be so used and includes any appurtenances belonging to or enjoyed with it;**

(11) **"Residential dwelling rental", a residential dwelling or any part thereof offered for rent to transient guests. This definition shall not include time-share units, as defined under section 407.600, or lodging establishments, as defined under this section;**

(12) **"Transient guest", a person who occupies a room or rooms in a hotel, motel ~~or~~, tourist court, lodging establishment, or residential dwelling rental for thirty-one days or less during any calendar quarter.**

92.327. 1. Any city may submit a proposition to the voters of such city:

(1) A tax not to exceed seven and one-half percent of the amount of sales or charges for all:

(a) Sleeping rooms paid by the transient guests of hotels, motels and tourist courts situated within the city involved, and doing business within such city (excluding sales tax); **or**

(b) **Guest rooms paid by the transient guests of lodging establishments and residential dwelling rentals situated within the city; and**

(2) A tax not to exceed two percent of the gross receipts derived from the retail sales of food by every person operating a food establishment.

2. Such taxes shall be known as the "convention and tourism tax" and when collected shall be deposited by the city treasurer in a separate fund to be known as the "Convention and Tourism Fund". The governing body of the city shall appropriate from the convention and tourism fund as provided in sections 92.325 to 92.340.

92.331. Such proposition shall be submitted to the voters in substantially the following form at such election:

Shall a convention and tourism tax of _____ percent on the amount of sales or charges for all rooms paid by the transient guests of hotels, motels ~~and~~, tourist courts, **lodging establishments, and residential dwelling rentals situated within the city** and _____ percent on the gross receipts derived from the retail sales of food at a food establishment be levied in the city of _____ to provide funds for the promotion of convention and tourism?

☐ YES ☐ NO

94.005. For purposes of this chapter, any sales tax authorized on rooms paid by transient guests of hotels and motels shall be deemed to apply to rooms of a residential dwelling rental, as that term is defined under section 67.5110."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"144.020. 1. A tax is hereby levied and imposed for the privilege of titling new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this state which are required to be titled under the laws of the state of Missouri and, except as provided in subdivision (9) of this subsection, upon all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable service at retail in this state. The rate of tax shall be as follows:

(1) Upon every retail sale in this state of tangible personal property, excluding motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats and outboard motors required to be titled under the laws of the state of Missouri and subject to tax under subdivision (9) of this subsection, a tax equivalent to four percent of the purchase price paid or charged, or in case such sale involves the exchange of property, a tax equivalent to four percent of the consideration paid or charged, including the fair market value of the property exchanged at the time and place of the exchange, except as otherwise provided in section 144.025;

(2) A tax equivalent to four percent of the amount paid for admission and seating accommodations, or fees paid to, or in any place of amusement, entertainment or recreation, games and athletic events, except amounts paid for any instructional class;

(3) A tax equivalent to four percent of the basic rate paid or charged on all sales of electricity or electrical current, water and gas, natural or artificial, to domestic, commercial or industrial consumers;

(4) A tax equivalent to four percent on the basic rate paid or charged on all sales of local and long distance telecommunications service to telecommunications subscribers and to others through equipment of telecommunications subscribers for the transmission of messages and conversations and upon the sale, rental or leasing of all equipment or services pertaining or incidental thereto; except that, the payment made by telecommunications subscribers or others, pursuant to section 144.060, and any amounts paid for access to the internet or interactive computer services shall not be considered as amounts paid for telecommunications services;

(5) A tax equivalent to four percent of the basic rate paid or charged for all sales of services for transmission of messages of telegraph companies;

(6) A tax equivalent to four percent on the amount of sales or charges for all rooms, meals and drinks furnished at any hotel, motel, tavern, inn, restaurant, eating house, drugstore, dining car, tourist cabin, tourist camp, **residential dwelling rental as defined under section 67.5110**, or other place in which rooms, meals or drinks are regularly served to the public. The tax imposed under this subdivision shall not apply to any automatic mandatory gratuity for a large group imposed by a restaurant when such gratuity is reported as employee tip income and the restaurant withholds income tax under section 143.191 on such gratuity;

(7) A tax equivalent to four percent of the amount paid or charged for intrastate tickets by every person operating a railroad, sleeping car, dining car, express car, boat, airplane and such buses and trucks as are licensed by the division of motor carrier and railroad safety of the department of economic development of Missouri, engaged in the transportation of persons for hire;

(8) A tax equivalent to four percent of the amount paid or charged for rental or lease of tangible personal property, provided that if the lessor or renter of any tangible personal property had previously purchased the property under the conditions of sale at retail or leased or rented the property and the tax was paid at the time of purchase, lease or rental, the lessor, sublessor, renter or subrenter shall not apply or collect the tax on the subsequent lease, sublease, rental or subrental receipts from that property. The purchase, rental or lease of motor vehicles, trailers, motorcycles, mopeds, motortricycles, boats, and outboard motors shall be taxed and the tax paid as provided in this section and section 144.070. In no event shall the rental or lease of boats and outboard motors be considered a sale, charge, or fee to, for or in places of amusement, entertainment or recreation nor shall any such rental or lease be subject to any tax imposed to, for, or in such places of amusement, entertainment or recreation. Rental and leased boats or outboard motors shall be taxed under the provisions of the sales tax laws as provided under such laws for motor vehicles and trailers. Tangible personal property which is exempt from the sales or use tax under section 144.030 upon a sale thereof is likewise exempt from the sales or use tax upon the lease or rental thereof;

(9) A tax equivalent to four percent of the purchase price, as defined in section 144.070, of new and used motor vehicles, trailers, boats, and outboard motors purchased or acquired for use on the highways or waters of this

state which are required to be registered under the laws of the state of Missouri. This tax is imposed on the person titling such property, and shall be paid according to the procedures in section 144.440.

2. All tickets sold which are sold under the provisions of sections 144.010 to 144.525 which are subject to the sales tax shall have printed, stamped or otherwise endorsed thereon, the words "This ticket is subject to a sales tax.".

144.087. 1. The director of revenue ~~[shall]~~ **may** require ~~[all applicants for]~~ retail sales ~~[licenses and all]~~ licensees in default in filing a return and paying their taxes when due to file a bond in an amount to be determined by the director, which may be a corporate surety bond or a cash bond, but such bond shall not be more than two times the average monthly tax liability of the taxpayer~~[-estimated in the case of a new applicant, otherwise]~~ based on the previous twelve months' experience. At such time as the director of revenue shall deem the amount of a bond required by this section to be insufficient to cover the average monthly tax liability of a given taxpayer, he **or she** may require such taxpayer to adjust the amount of the bond to the level satisfactory to the director which will cover the amount of such liability. The director shall, after a reasonable period of satisfactory tax compliance for one year from the initial date of bonding, release such taxpayer from the bonding requirement as set forth in this section. All itinerant or temporary businesses shall be required to procure the license and post the bond required under the provisions of sections 144.083 and 144.087 prior to the selling of goods at retail, and in the event that such business is to be conducted for less than one month, the amount of the bond shall be determined by the director.

2. All cash bonds shall be deposited by the director of revenue into the state general revenue fund, and shall be released to the taxpayer pursuant to subsection 1 of this section from funds appropriated by the general assembly for such purpose. If appropriated funds are available, the commissioner of administration and the state treasurer shall cause such refunds to be paid within thirty days of the receipt of a warrant request for such payment from the director of the department of revenue.

3. ~~[An applicant or]~~ A licensee in default may, in lieu of filing any bond required under this section, provide the director of revenue with an irrevocable letter of credit, as defined in section ~~[400.5-103]~~ **400.5-102**, issued by any state or federally chartered financial institution, in an amount to be determined by the director or may obtain a certificate of deposit issued by any state or federally chartered financial institution, in an amount to be determined by the director, where such certificate of deposit is pledged to the department of revenue until released by the director in the same manner as bonds are released pursuant to subsection 1 of this section. As used in this subsection, the term "certificate of deposit" means a certificate representing any deposit of funds in a state or federally chartered financial institution for a specified period of time which earns interest at a fixed or variable rate, where such funds cannot be withdrawn prior to a specified time without forfeiture of some or all of the earned interest.

Section 2. Income derived from the rental of a primary residence for less than fifteen days during the year shall not be considered taxable income under chapter 143, consistent with Internal Revenue Service Publication 527.

Section 3. 1. No political subdivision shall enforce or enact an ordinance or law that prohibits or that has the practical effect of prohibiting residential dwelling rentals. No political subdivision shall adopt or enforce building code regulations on residential dwelling rentals that the political subdivision does not impose on all residential dwellings.

2. Notwithstanding any law to the contrary, no political subdivision shall enact or enforce regulations on the activity of a residential dwelling rental unless:

- (1) The regulation serves a compelling governmental interest relating to public health and safety;**
- (2) The regulation is narrowly tailored to such interest; and**
- (3) The regulation uses the least restrictive means to achieve that interest."; and"; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Substitute Amendment No. 2 for House Amendment No. 2, as amended**, goes beyond the scope of the bill.

Representative Eggleston requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 083

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Corlew	Cornejo	Curtman
Davis	Dogan	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Justus	Kelley 127	Kelly 141	Knight
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Plocher	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Rowland 155
Ruth	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 031

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Ellebracht
Ellington	Franks Jr	Green	Harris	Lavender
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 047

Anders	Barnes 60	Beard	Bernskoetter	Brown 27
Burns	Christofanelli	Conway 10	Conway 104	Cookson
Cross	Curtis	DeGroot	Dinkins	Dohrman
Evans	Gray	Grier	Higdon	Houx
Johnson	Kendrick	Kidd	Kolkmeier	Lauer
Lichtenegger	May	McDaniel	Meredith 71	Messenger
Peters	Phillips	Pietzman	Pogue	Redmon
Roden	Ross	Rowland 29	Runions	Schroer
Shumake	Smith 85	Smith 163	Stevens 46	Trent
Unsicker	Wessels			

VACANCIES: 002

Representative Frederick moved that **House Substitute Amendment No. 2 for House Amendment No. 2, as amended**, be adopted.

Which motion was defeated.

HCS SB 773, as amended, with House Amendment No. 2, as amended, pending, was laid over.

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 27 - Fiscal Review

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SCR 49**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Fitzwater, Grier, Knight, Lant, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Miller and Washington

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 846**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (2): Brown (27) and Mathews

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 824**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Engler, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Evans

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 37**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (0)

Present (2): Lavender and Wessels

Absent (2): Butler and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 42**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Present (1): Lavender

Absent (2): Butler and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 49**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Curtis and Lavender

Absent (3): Butler, Haahr and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Gregory, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (5): Butler, Curtis, Fitzwater, Haahr and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 973**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Gregory, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (5): Butler, Curtis, Fitzwater, Haahr and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 1007**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Gregory, Houx, Rhoads, Rone and Shumake

Noes (2): Lavender and Wessels

Absent (5): Butler, Curtis, Fitzwater, Haahr and Shull (16)

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 608**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 608 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 608;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 608;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 608, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Denny Hoskins
/s/ Brian Munzlinger
/s/ Paul Wieland
/s/ Scott Sifton
/s/ John Rizzo

FOR THE HOUSE:

/s/ Shawn Rhoads
Robert Cornejo
/s/ Dan Houx
/s/ Bruce Franks Jr.
/s/ Mark Ellebracht

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 806**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 806, with House Amendment Nos. 1, 2, 3, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 806, as amended;
2. That the Senate recede from its position on Senate Bill No. 806;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 806 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sandy Crawford
/s/ Jeanie Riddle
/s/ Paul Wieland
/s/ Jill Schupp
/s/ Gina Walsh

FOR THE HOUSE:

/s/ Jim Neely
/s/ Nathan Beard
/s/ Kevin Corlew
/s/ Gina Mitten
/s/ Mark Ellebracht

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SS SB 608 - Fiscal Review
CCR HCS SB 806, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 806, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, May 16, 2018, for the administrative order of business and that the House hereby grant leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, May 16, 2018, 11:00 AM or upon conclusion of morning session, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Continuation of tax credit hearing (if necessary).

BUDGET

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Continuation of tax credit hearing (if necessary).

CONFERENCE COMMITTEE ON SS SCS HB 1350

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is earlier), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion on Conference Committee Report for SS SCS HB 1350.

FISCAL REVIEW

Wednesday, May 16, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1360, HB 2100

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session will be held: HCS SCS SB 846

Executive session may be held on any matter referred to the committee.

Adding HCS SCS SB 846.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 16, 2018, 12:00 PM or upon conclusion of morning session, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 16, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Room change to HR 5.

CORRECTED

HOUSE CALENDAR

SEVENTY-FIFTH DAY, WEDNESDAY, MAY 16, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd

HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 – Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller

HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 50

SCR 53

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27, (Fiscal Review 5/15/18) - Engler

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SB 655 - Bahr

HCS SS#2 SCS SB 949 - Kelley (127)

HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt

HCS#2 SS SB 704 - Dogan

SCS SB 1007 - Trent

SCS SB 953 - Hill

SCS SB 824 - Ross

SB 973 - Corlew

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)

SS SB 666 - Schroer

SB 919 - Reiboldt

SS SCS SB 752 - Ross

HCS SB 575 - Trent

SB 891 - Shaul (113)

SB 706 - Korman

HCS SCS SB 672 - Bahr

SB 582 - Wood

HCS SB 780 - Hill

SS#2 SCS SB 802 - Evans

SS SCS SBs 627 & 925 - Houghton

HCS SB 850 - Franklin

HCS SB 796 - Ross

HCS SS SCS SB 547 - Curtman

SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981 - Engler
HCS SB 884 - Wiemann
HCS SB 773, as amended, with House Amendment No. 2, as amended, pending - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675 - Engler
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 49 - Rehder
SCR 42 - Davis
SCR 37 - Matthiesen

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads
SS HB 1428, as amended - Muntzel
SS#2 HCS HB 2129 - Cookson
SS SCS HB 2562, as amended, (Fiscal Review 5/15/18) - Austin
SS HB 1415, as amended, E.C. - Lauer
SS#2 SCS HCS HBs 1288, 1377 & 2050 - Engler
SCS HB 2347, (Fiscal Review 5/15/18) - Davis
SCS HCS HB 2540, as amended, (Fiscal Review 5/15/18) – Haahr

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely

SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SS SB 608, (Fiscal Review 5/15/18) - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross
CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended - Fitzpatrick
CCR HCS SB 660, as amended, (Fiscal Review 5/14/18) - Fitzwater
CCR HCS SB 806, as amended - Neely
CCR HCS SB 743, as amended, (Fiscal Review 5/14/18) - Redmon
CCR HCS SB 687, as amended, (Fiscal Review 5/14/18) - Rowland (155)
HCS SCS SB 718, as amended - Rhoads
SS SCS HB 1350, as amended - Smith (163)
HCS SS SCS SBs 603, 576 & 898, as amended (exceed differences) - Spencer
HCS SB 951, as amended - Bondon
SS SCS HB 1633, as amended - Corlew
HCS SB 808, as amended - Bondon
HCS SCS SBs 807 & 577, as amended - Lichtenegger

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-FIFTH DAY, WEDNESDAY, MAY 16, 2018

The House met pursuant to adjournment.

Representative Gregory in the Chair.

Speaker Richardson assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He who would love life and see good days, let him turn away from evil and do right; let him seek peace and pursue it.
(I Peter 3:10, 11)

O Peaceful God, creator and sustainer of the universe and of this planet we call the Earth, we Your children, created in Your own image, turn to You seeking strength for these hours, guidance for our undertakings, and good will for our relationships with other people.

We pray for our state. Cleanse our hearts and minds of all misunderstandings and revenge, which are the seeds of conflict. Make us quick to welcome every true adventure, in political cooperation, and every effort to strengthen our relationships with each other. Open the door of opportunity and give us courage to walk through it to a greater life together in the Show-Me State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-fourth day was approved as printed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 57	Burns	Butler
Christofanelli	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140

Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Engler

PRESENT: 001

Burnett

ABSENT WITH LEAVE: 028

Arthur	Bangert	Berry	Brown 27	Carpenter
Chipman	Corlew	Curtis	Ellington	Gannon
Gray	Green	Justus	Kelley 127	Mathews
May	McDaniel	Messenger	Mitten	Moon
Peters	Pietzman	Pogue	Rehder	Smith 85
Spencer	Stephens 128	Washington		

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 50, relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States.

SCR 53, relating to the establishment of the Joint Committee on the Review of the Plant Industries Division.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 2347**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 2540, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Fraker, Haefner, Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 2562, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan and Wood

Noes (3): Unsicker, Wessels and Wiemann

Absent (4): Alferman, Anderson, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Morris (140), Rowland (29), Unsicker and Wessels

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 773, as amended, with House Amendment No. 2, as amended, pending, relating to taxation, was taken up by Representative Swan.

On motion of Representative Anderson, **House Amendment No. 2, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Frederick:

AYES: 085

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Bondon	Burnett	Burns

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Carpenter	Christofanelli	Conway 10	Corlew	Cornejo
Ellebracht	Evans	Fitzwater	Fraker	Francis
Franks Jr	Gannon	Green	Gregory	Haahr
Hannegan	Harris	Helms	Henderson	Houghton
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Lant	Lavender	Lichtenegger	Lynch
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Morse 151	Mosley	Neely	Nichols
Pierson Jr	Plocher	Quade	Razer	Redmon
Reiboldt	Remole	Revis	Roeber	Rone
Runions	Shaul 113	Spencer	Stephens 128	Swan
Taylor	Trent	Unsicker	Vescovo	Walker 74
Washington	Wessels	Wiemann	Wilson	Mr. Speaker

NOES: 063

Andrews	Basye	Bernskoetter	Berry	Black
Brattin	Brown 57	Butler	Chipman	Conway 104
Cookson	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Franklin
Frederick	Gray	Grier	Haefner	Hansen
Higdon	Hill	Houx	Hurst	Johnson
Knight	Korman	Lauer	Love	Marshall
Mathews	Miller	Moon	Morris 140	Muntzel
Pfautsch	Phillips	Pietzman	Pike	Reisch
Rhoads	Roberts	Roden	Ross	Rowland 155
Rowland 29	Ruth	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Stacy	Tate	Walker 3
Walsh	White	Wood		

PRESENT: 000

ABSENT WITH LEAVE: 013

Beard	Brown 27	Cross	Curtis	DeGroot
Ellington	Messenger	Newman	Peters	Pogue
Rehder	Schroer	Stevens 46		

VACANCIES: 002

Representative Rhoads offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"32.087. 1. Within ten days after the adoption of any ordinance or order in favor of adoption of any local sales tax authorized under the local sales tax law by the voters of a taxing entity, the governing body or official of such taxing entity shall forward to the director of revenue by United States registered mail or certified mail a certified copy of the ordinance or order. The ordinance or order shall reflect the effective date thereof.

2. Any local sales tax so adopted shall become effective on the first day of the second calendar quarter after the director of revenue receives notice of adoption of the local sales tax, except as provided in subsection 18 of this section, and shall be imposed on all transactions on which the Missouri state sales tax is imposed.

3. Every retailer within the jurisdiction of one or more taxing entities which has imposed one or more local sales taxes under the local sales tax law shall add all taxes so imposed along with the tax imposed by the sales tax law of the state of Missouri to the sale price and, when added, the combined tax shall constitute a part of the price,

and shall be a debt of the purchaser to the retailer until paid, and shall be recoverable at law in the same manner as the purchase price. The combined rate of the state sales tax and all local sales taxes shall be the sum of the rates, multiplying the combined rate times the amount of the sale.

4. The brackets required to be established by the director of revenue under the provisions of section 144.285 shall be based upon the sum of the combined rate of the state sales tax and all local sales taxes imposed under the provisions of the local sales tax law.

5. (1) The ordinance or order imposing a local sales tax under the local sales tax law shall impose a tax upon all transactions upon which the Missouri state sales tax is imposed to the extent and in the manner provided in sections 144.010 to 144.525, and the rules and regulations of the director of revenue issued pursuant thereto; except that the rate of the tax shall be the sum of the combined rate of the state sales tax or state highway use tax and all local sales taxes imposed under the provisions of the local sales tax law.

(2) Notwithstanding any other provision of law to the contrary, local taxing jurisdictions, except those in which voters have approved a local use tax under section 144.757, shall have placed on the ballot on or after the general election in November 2014, but no later than the general election in November ~~[2018]~~ **2022**, whether to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the (local jurisdiction's name) discontinue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in a reduction of local revenue to provide for vital services for (local jurisdiction's name) and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(3) If the ballot question set forth in subdivision (2) of this subsection receives a majority of the votes cast in favor of the proposal, or if the local taxing jurisdiction fails to place the ballot question before the voters on or before the general election in November ~~[2018]~~ **2022**, the local taxing jurisdiction shall cease applying the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.

(4) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters, the governing body of any local taxing jurisdiction that had previously imposed a local use tax on the use of motor vehicles, trailers, boats, and outboard motors may, at any time, place a proposal on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(5) In addition to the requirement that the ballot question set forth in subdivision (2) of this subsection be placed before the voters on or after the general election in November 2014, and on or before the general election in November ~~[2018]~~ **2022**, whenever the governing body of any local taxing jurisdiction imposing a local sales tax on the sale of motor vehicles, trailers, boats, and outboard motors receives a petition, signed by fifteen percent of the registered voters of such jurisdiction voting in the last gubernatorial election, and calling for a proposal to be placed on the ballot at any election to repeal application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer, the governing body shall submit to the voters of such jurisdiction a proposal to repeal application of the local sales tax to such titling. If a majority of the votes cast by the registered voters voting thereon are in favor of the proposal to repeal application of the local sales tax to such titling, then the local sales tax shall no longer be applied to the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer. If a majority of the votes cast by the registered voters voting thereon are opposed to the proposal to repeal application of the local sales tax to such titling, such application shall remain in effect.

(6) Nothing in this subsection shall be construed to authorize the voters of any jurisdiction to repeal application of any state sales or use tax.

(7) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed, such repeal shall take effect on the first day of the second calendar quarter after the election. If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is required to cease to be applied or collected due to failure of a local taxing jurisdiction to hold an election pursuant to subdivision (2) of this subsection, such cessation shall take effect on March 1, ~~[2019]~~ **2023**.

(8) Notwithstanding any provision of law to the contrary, if any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is repealed after the general election in November 2014, or if the taxing jurisdiction failed to present the ballot to the voters at a general election on or before November ~~[2018]~~ **2022**, then the governing body of such taxing jurisdiction may, at any election subsequent to the repeal or after the general election in November ~~[2018]~~ **2022**, if the jurisdiction failed to present the ballot to the voters, place before the voters the issue of imposing a sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 that were purchased from a source other than a licensed Missouri dealer. The ballot question presented to the local voters shall contain substantially the following language:

Shall the (local jurisdiction's name) apply and collect the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in an increase of local revenue to provide for vital services for (local jurisdiction's name), and it will remove a competitive advantage that non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers have over Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

☐ YES ☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

(9) If any local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors purchased from a source other than a licensed Missouri dealer is adopted, such tax shall take effect and be imposed on the first day of the second calendar quarter after the election.

6. On and after the effective date of any local sales tax imposed under the provisions of the local sales tax law, the director of revenue shall perform all functions incident to the administration, collection, enforcement, and operation of the tax, and the director of revenue shall collect in addition to the sales tax for the state of Missouri all additional local sales taxes authorized under the authority of the local sales tax law. All local sales taxes imposed under the local sales tax law together with all taxes imposed under the sales tax law of the state of Missouri shall be collected together and reported upon such forms and under such administrative rules and regulations as may be prescribed by the director of revenue.

7. All applicable provisions contained in sections 144.010 to 144.525 governing the state sales tax and section 32.057, the uniform confidentiality provision, shall apply to the collection of any local sales tax imposed under the local sales tax law except as modified by the local sales tax law.

8. All exemptions granted to agencies of government, organizations, persons and to the sale of certain articles and items of tangible personal property and taxable services under the provisions of sections 144.010 to 144.525, as these sections now read and as they may hereafter be amended, it being the intent of this general assembly to ensure that the same sales tax exemptions granted from the state sales tax law also be granted under the local sales tax law, are hereby made applicable to the imposition and collection of all local sales taxes imposed under the local sales tax law.

9. The same sales tax permit, exemption certificate and retail certificate required by sections 144.010 to 144.525 for the administration and collection of the state sales tax shall satisfy the requirements of the local sales tax law, and no additional permit or exemption certificate or retail certificate shall be required; except that the director of revenue may prescribe a form of exemption certificate for an exemption from any local sales tax imposed by the local sales tax law.

10. All discounts allowed the retailer under the provisions of the state sales tax law for the collection of and for payment of taxes under the provisions of the state sales tax law are hereby allowed and made applicable to any local sales tax collected under the provisions of the local sales tax law.

11. The penalties provided in section 32.057 and sections 144.010 to 144.525 for a violation of the provisions of those sections are hereby made applicable to violations of the provisions of the local sales tax law.

12. (1) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, all sales, except the sale of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, shall be deemed to be consummated at the place of business of the retailer unless the tangible personal property sold is delivered by the retailer or his agent to an out-of-state destination. In the event a retailer has more than one place of business in this state which participates in the sale, the sale shall be deemed to be consummated at the place of business of the retailer where the initial order for the tangible personal property is taken, even though the order must be forwarded elsewhere for acceptance, approval of credit, shipment or billing. A sale by a retailer's agent or employee shall be deemed to be consummated at the place of business from which he works.

(2) For the purposes of any local sales tax imposed by an ordinance or order under the local sales tax law, the sales tax upon the titling of all motor vehicles, trailers, boats, and outboard motors shall be imposed at the rate in effect at the location of the residence of the purchaser, and remitted to that local taxing entity, and not at the place of business of the retailer, or the place of business from which the retailer's agent or employee works.

(3) For the purposes of any local tax imposed by an ordinance or under the local sales tax law on charges for mobile telecommunications services, all taxes of mobile telecommunications service shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 through 124, as amended.

13. Local sales taxes shall not be imposed on the seller of motor vehicles, trailers, boats, and outboard motors required to be titled under the laws of the state of Missouri, but shall be collected from the purchaser by the director of revenue at the time application is made for a certificate of title, if the address of the applicant is within a taxing entity imposing a local sales tax under the local sales tax law.

14. The director of revenue and any of his deputies, assistants and employees who have any duties or responsibilities in connection with the collection, deposit, transfer, transmittal, disbursement, safekeeping, accounting, or recording of funds which come into the hands of the director of revenue under the provisions of the local sales tax law shall enter a surety bond or bonds payable to any and all taxing entities in whose behalf such funds have been collected under the local sales tax law in the amount of one hundred thousand dollars for each such tax; but the director of revenue may enter into a blanket bond covering himself and all such deputies, assistants and employees. The cost of any premium for such bonds shall be paid by the director of revenue from the share of the collections under the sales tax law retained by the director of revenue for the benefit of the state.

15. The director of revenue shall annually report on his management of each trust fund which is created under the local sales tax law and administration of each local sales tax imposed under the local sales tax law. He shall provide each taxing entity imposing one or more local sales taxes authorized by the local sales tax law with a detailed accounting of the source of all funds received by him for the taxing entity. Notwithstanding any other provisions of law, the state auditor shall annually audit each trust fund. A copy of the director's report and annual audit shall be forwarded to each taxing entity imposing one or more local sales taxes.

16. Within the boundaries of any taxing entity where one or more local sales taxes have been imposed, if any person is delinquent in the payment of the amount required to be paid by him under the local sales tax law or in the event a determination has been made against him for taxes and penalty under the local sales tax law, the limitation for bringing suit for the collection of the delinquent tax and penalty shall be the same as that provided in sections 144.010 to 144.525. Where the director of revenue has determined that suit must be filed against any person for the collection of delinquent taxes due the state under the state sales tax law, and where such person is also delinquent in payment of taxes under the local sales tax law, the director of revenue shall notify the taxing entity in the event any person fails or refuses to pay the amount of any local sales tax due so that appropriate action may be taken by the taxing entity.

17. Where property is seized by the director of revenue under the provisions of any law authorizing seizure of the property of a taxpayer who is delinquent in payment of the tax imposed by the state sales tax law, and where such taxpayer is also delinquent in payment of any tax imposed by the local sales tax law, the director of revenue shall permit the taxing entity to join in any sale of property to pay the delinquent taxes and penalties due the state and to the taxing entity under the local sales tax law. The proceeds from such sale shall first be applied to all sums due the state, and the remainder, if any, shall be applied to all sums due such taxing entity.

18. If a local sales tax has been in effect for at least one year under the provisions of the local sales tax law and voters approve reimposition of the same local sales tax at the same rate at an election as provided for in the local sales tax law prior to the date such tax is due to expire, the tax so reimposed shall become effective the first day of the first calendar quarter after the director receives a certified copy of the ordinance, order or resolution accompanied by a map clearly showing the boundaries thereof and the results of such election, provided that such ordinance, order or resolution and all necessary accompanying materials are received by the director at least thirty

days prior to the expiration of such tax. Any administrative cost or expense incurred by the state as a result of the provisions of this subsection shall be paid by the city or county reimposing such tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Christofanelli offered **House Amendment No. 1 to House Amendment No. 3**.

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 773, Page 5, Line 17, by deleting all of said line and inserting in lieu thereof the following:

"first day of the calendar quarter after a minimum of one hundred twenty days' notice to sellers.
32.315. 1. The department of revenue shall issue an annual report on or before January 1, 2019, and every January 1 thereafter, listing all sales and use levies that are:
(1) Authorized pursuant to state law;
(2) Collected by the department of revenue; and
(3) Approved by voters at an election.
2. The report required under subsection 1 of this section shall indicate the provision of law authorizing such tax levy."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Rhoads, **House Amendment No. 3, as amended**, was adopted.

Representative Rhoads assumed the Chair.

Representative Cornejo offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after said line the following:

"137.100. The following subjects are exempt from taxation for state, county or local purposes:
(1) Lands and other property belonging to this state;
(2) Lands and other property belonging to any city, county or other political subdivision in this state, including market houses, town halls and other public structures, with their furniture and equipments, and on public squares and lots kept open for health, use or ornament;
(3) Nonprofit cemeteries;
(4) The real estate and tangible personal property which is used exclusively for agricultural or horticultural societies organized in this state, including not-for-profit agribusiness associations;
(5) All property, real and personal, actually and regularly used exclusively for religious worship, for schools and colleges, or for purposes purely charitable and not held for private or corporate profit, except that the exemption herein granted does not include real property not actually used or occupied for the purpose of the organization but held or used as investment even though the income or rentals received therefrom is used wholly for religious, educational or charitable purposes;

(6) Household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(7) Motor vehicles leased for a period of at least one year to this state or to any city, county, or political subdivision or to any religious, educational, or charitable organization which has obtained an exemption from the payment of federal income taxes, provided the motor vehicles are used exclusively for religious, educational, or charitable purposes;

(8) Real or personal property leased or otherwise transferred by an interstate compact agency created pursuant to sections 70.370 to 70.430 or sections 238.010 to 238.100 to another for which or whom such property is not exempt when immediately after the lease or transfer, the interstate compact agency enters into a leaseback or other agreement that directly or indirectly gives such interstate compact agency a right to use, control, and possess the property; provided, however, that in the event of a conveyance of such property, the interstate compact agency must retain an option to purchase the property at a future date or, within the limitations period for reverts, the property must revert back to the interstate compact agency. Property will no longer be exempt under this subdivision in the event of a conveyance as of the date, if any, when:

(a) The right of the interstate compact agency to use, control, and possess the property is terminated;

(b) The interstate compact agency no longer has an option to purchase or otherwise acquire the property; and

(c) There are no provisions for reverter of the property within the limitation period for reverts;

(9) All property, real and personal, belonging to veterans' organizations. As used in this section, "veterans' organization" means any organization of veterans with a congressional charter, that is incorporated in this state, and that is exempt from taxation under section 501(c)(19) of the Internal Revenue Code of 1986, as amended;

(10) Solar energy systems ~~[not held for resale]~~, **including any and all equipment, inverters, transformers, wiring, panels, foundations, or other devices and appurtenances used for the creation of solar energy; except any such system held in inventory by manufacturers or manufacturer's distributors for resale to producers and developers of solar energy systems where solar energy is created, stored, transmitted, and generated. For the purposes of this section "solar energy systems" shall be considered personal property."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 4** was adopted.

Representative Kelley (127) offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"135.760. 1. This section shall be known and may be cited as the "Missouri Earned Income Tax Credit Act".

2. For purposes of this section, the following terms mean:

(1) "Department", the department of revenue;

(2) "Eligible taxpayer", a resident individual with a filing status of single, head of household, widowed, or married filing combined who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and who is allowed a federal earned income tax credit under Section 32 of the Internal Revenue Code of 1986, as amended;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a tax credit in an amount equal to twenty percent of the amount such taxpayer would receive under the federal earned income tax credit. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after reduction for all other credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not be refunded to the taxpayer and shall not be carried forward to any subsequent tax year.

4. Notwithstanding the provision of subsection 4 of section 32.057 to the contrary, the department shall determine whether any taxpayer filing a report or return with the department who did not apply for the credit authorized under this section may qualify for the credit and, if so determines a taxpayer may qualify for the credit, shall notify such taxpayer of his or her potential eligibility. In making a determination of eligibility under this section, the department shall use any appropriate and available data including, but not limited to, data available from the Internal Revenue Service, the U.S. Department of Treasury, and state income tax returns from previous tax years.

5. The department shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of revenue expended on the earned income tax credit, the number of credits claimed, and the average value of the credits issued to taxpayers whose earned income falls within various income ranges determined by the department.

6. The department shall contract with one or more nonprofit group to provide notice of the earned income tax credit to eligible taxpayers. The department shall require evidence of the effectiveness of the nonprofit group, the connection with the community in which the group operates, and the ability to contact taxpayers that are unlikely to claim the federal earned income tax credit including, but not limited to, non-English speakers, the elderly, tenants, and very low-income taxpayers who do not file tax returns annually. The department shall give preference to nonprofit groups with members in low- and moderate-income areas, to nonprofit groups with at least fifty-one percent of its board of directors having low to moderate incomes and residing in target communities, and to nonprofit groups that have a record of effective door-to-door outreach for similar community projects.

7. The director of the department shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"Section B. The enactment of section 135.760 of this act shall become effective upon a growth in net general revenue sufficient to trigger the first reduction of the individual income tax top rate under subsection 2 of section 143.011 and continued net general revenue growth of at least an amount equal to the annual revenue reduction of the earned income tax credit in this act."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Carpenter offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to House Committee Substitute for Senate Bill No. 773, Page 2, Line 16, by deleting said line and inserting in lieu thereof the following:

"adopted after August 28, 2018, shall be invalid and void.

143.116. 1. As used in this section, the following terms mean:

(1) "Deduction", an amount subtracted from an eligible taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Eligible taxpayer", an individual subject to the state income tax under chapter 143 who is a veteran with a total service-connected disability;

(3) "Loan forgiveness program", the Total and Permanent Disability loan discharge administered by the United States Department of Education.

2. In addition to all deductions listed under this chapter, for all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a deduction equal to the amount of any income from a loan forgiveness program included in the taxpayer's federal adjusted gross income.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Carpenter, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Kelley (127), **House Amendment No. 5, as amended**, was adopted.

Representative Evans offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after all of said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit;

(2) Interest on certain governmental obligations excluded from federal gross income by Section 103 of the Internal Revenue Code (**26 U.S.C. Section 103, as amended**). The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of Section 265 of the Internal Revenue Code (**26 U.S.C. Section 265, as amended**). The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code (**26 U.S.C. Section 168**) as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to Section 168 of the Internal Revenue Code of 1986 (**26 U.S.C. Section 168**) as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by Section 172 of the Internal Revenue Code of 1986 (**26 U.S.C. Section 172**), as amended, other than the deduction allowed by Section [~~172(b)(1)(G)~~] **172(b)(1)(F)** and Section [~~172(i)~~] **172(h)** of the Internal Revenue Code of 1986 (**26 U.S.C. Section 172**), as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to Section 168 of the Internal Revenue Code (**26 U.S.C. Section 168**) as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to Section 168 of the Internal Revenue Code (**26 U.S.C. Section 168**) as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection; and

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;

(h) Livestock Risk Protection Insurance Plan; and

(i) Livestock Gross Margin insurance plan.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to Section 1033 of the Internal Revenue Code of 1986 (**26 U.S.C. Section 1033**), as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. Gross income shall not include the value of any prize or award won by a taxpayer in athletic competition in the Olympic, Paralympic, or Special Olympic Games. This subsection shall be known and may be cited as the "Olympic Dream Freedom Act"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 6** was adopted.

Representative Stacy offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, ~~[improper subdivision or obsolete platting,]~~ or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, ~~[morals,]~~ or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997. **For all redevelopment plans and projects approved on or after January 1, 2020, in retail areas, a conservation area shall meet the dilapidation standard as one of the three factors required under this subdivision;**

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;
- (h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(16) **"Retail area", a proposed redevelopment area for which most of the projected tax increment financing revenue will be generated from retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;**

(17) **"Retail infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, and any other similar public improvements, but in no case shall retail infrastructure projects include buildings;**

(18) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

~~[(47)]~~ (19) "Taxing districts", any political subdivision of this state having the power to levy taxes;

~~[(48)]~~ (20) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

~~[(49)]~~ (21) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a **study conducted by a party other than the proponent of a redeveloped plan, which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. **Tax increment allocation financing shall not be adopted under sections 99.800 to 99.866 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2018, nor any amendment to tax increment allocation financing projects and plans approved before August 28, 2018, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.**

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. (1) Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public

hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under ~~subsection 3 of~~ section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820 shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

- (a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;**
- (b) The date, time, and place of the public hearing;**
- (c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and**
- (d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.**

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under ~~subsection 3 of~~ section 99.820, the economic activity taxes and payments in lieu of

taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805~~[-that is located within a city not within a county or any county subject to the authority of the East West Gateway Council of Governments. Municipalities not subject to the authority of the East West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas].~~

99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the "Special Allocation Fund" of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district's actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor's book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, "levies upon taxable real property in such redevelopment project by taxing districts" shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants' and manufacturers' inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998;

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public

transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax

withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

(a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;

(b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;

(c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;

(d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;

(e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;

(f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;

(g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;

(h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;

(i) The street address of the development site;

(j) The three-digit North American Industry Classification System number or numbers characterizing the development project;

(k) The estimated development project costs;

(l) The anticipated sources of funds to pay such development project costs;

(m) Evidence of the commitments to finance such development project costs;

(n) The anticipated type and term of the sources of funds to pay such development project costs;

- (o) The anticipated type and terms of the obligations to be issued;
 - (p) The most recent equalized assessed valuation of the property within the development project area;
 - (q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;
 - (r) The general land uses to apply in the development area;
 - (s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;
 - (t) The total number of full-time equivalent positions in the development area;
 - (u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;
 - (v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;
 - (w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;
 - (x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;
 - (y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;
 - (z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;
 - (aa) A list of other community and economic benefits to result from the project;
 - (bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;
 - (cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;
 - (dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;
 - (ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;
 - (ff) A list of competing businesses in the county containing the development area and in each contiguous county;
 - (gg) A market study for the development area;
 - (hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;
- (2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;
- (3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

- (a) A former automobile manufacturing plant; or
- (b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Stacy, **House Amendment No. 7** was adopted.

Representative Curtman offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting immediately after said line the following:

"144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of "retail sale" or "sale at retail" shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Reposessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes; ~~or~~

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; **or**

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtman, **House Amendment No. 8** was adopted.

Representative Matthiesen offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with

six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, “transient housing” means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) “Agricultural and horticultural property”, all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include ~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration]~~ **any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor’s Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) “Utility, industrial, commercial, railroad and other real property”, all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term “utility, industrial, commercial, railroad and other real property”.

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

- (1) Immediate prior use, if any, of such property;
- (2) Location of such property;
- (3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;

- (4) Other legal restrictions on the use of such property;
- (5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;
- (6) Size of such property;
- (7) Access of such property to public thoroughfares; and
- (8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 9** was adopted.

Representative Eggleston offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 773, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"33.543. 1. There is hereby created in the state treasury the "General Revenue Fund". All moneys received by this state shall be deposited in the state treasury to the credit of the general revenue fund, unless required by statute or constitutional provision to be deposited in some other specifically named fund.

2. Notwithstanding any other provisions of law to the contrary, no moneys held in the general revenue fund shall be expended or appropriated for the construction, maintenance, promotion, or operation of a professional sports stadium or facility including, but not limited to, a professional auto racing, baseball, basketball, football, hockey, or soccer facility. Any statute authorizing the use of the general revenue fund for bond financing or other appropriations contrary to this subsection and passed prior to the effective date of this section is null and void. However, this section shall not be interpreted to prohibit bond funding authorized under the Constitution of Missouri, including bond funds that were established by vote of the people as amendments to the Constitution of Missouri.

3. After the effective date of this statute, no political subdivision of this state shall expend or appropriate public funds for the construction, maintenance, promotion, or operation of a professional sports stadium or facility including, but not limited to, a professional auto racing, baseball, basketball, football, hockey, or soccer facility unless the voters of such political subdivision authorize the funding or bond issuance by popular vote. The ballot language approving such funding or bond issuance shall specifically describe the proposed sports stadium or facility in such a way that the funding or bond issuance could not be used for any other facility.

4. The provisions of subsections 2 and 3 of this section shall become effective immediately upon the adoption of a substantially similar measure by twenty-nine of the following thirty-two states and district: Alabama, Arizona, California, Colorado, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Nevada, New Jersey, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Virginia, Washington, and Wisconsin.

5. The satisfaction of the provisions of subsection 4 shall be determined by the attorney general. The attorney general shall notify the revisor of statutes when, in the attorney general's opinion, the requisite number of states have adopted substantially similar measures.

6. The ultimate question of whether the requirements of subsection 4 of this section are satisfied, thereby triggering the effectiveness of subsections 2 and 3 of this section, shall be subject to de novo judicial review, and any citizen of this state may bring an action in court to challenge the use of public moneys in violation of this section. If a violation is found, then the court shall immediately enjoin all spending in violation of this section and may order such restitution or other remedies as the court deems just and proper.

7. (1) It shall be against public policy for this state or any political subdivision thereof to pass any subsidy, tax abatement, tax credit, tax deduction, or tax exemption that incentivizes the construction, maintenance, promotion, or operation of a professional sports stadium or facility.

(2) Any enabling statute authorizing a political subdivision to issue a subsidy, tax abatement, tax credit, tax deduction, or tax exemption in violation of this section is superceded so that no such tax credits shall issue after the effective date of this section.

(3) Any statute authorizing a subsidy, tax abatement, tax credit, tax deduction, or tax exemption in violation of this section shall specifically cite or repeal this section of law and shall otherwise be interpreted as not superceding this section even if it is later in time or more specific in content.

(4) Nothing in this section shall be interpreted to breach any existing contract or inhibit bond financing and payment for any project approved prior to the effective date of this act."; and

Further amend said bill, Page 16, Section 143.451, Line 244, by inserting after all of said section and line the following:

"Section B. The enactment of section 33.543 shall be effective immediately following the notice to the revisor of statutes by the attorney general that the requisite number of states and districts have adopted substantially similar measures as provided under section 33.543."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 10** was adopted.

Representative Brattin offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting immediately after all of said section and line the following:

"135.820. Any taxpayer that is found to have knowingly provided misleading or false information resulting in the award of any tax credit provided for under law shall have such tax credit subject to recapture, and shall be ineligible to receive any further tax credits under such tax credit program for a period of ten years."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 11** was adopted.

Representative Roberts offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 773, Page 6, Section 67.3005, Line 45, by inserting after all of said section and line the following:

"143.117. 1. As used in this section, the following terms mean:

(1) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Firearm training", any firearm education and training course, firearm certification course, or firearm safety course that teaches proper and safe firearm handling. Firearm training shall not include cartridge reloading courses;

(3) "Taxpayer", an individual subject to the state income tax under chapter 143.

2. In addition to all deductions listed in this chapter, for all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed a deduction up to one hundred fifty dollars for the costs of up to eight hours of firearm training the taxpayer completed during the tax year.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

4. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 12** was adopted.

Representative Lavender offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 773, Page 16, Section 143.451, Line 244, by inserting immediately after said line the following:

"144.900. 1. Notwithstanding any other provision of law, any seller who does not have a physical presence in this state who sells tangible personal property or products transferred electronically shall be subject to this chapter, shall remit sales tax, and shall follow all applicable procedures and requirements as if the seller had a physical presence in the state, provided that in either the previous or current calendar year the seller has:

- (1) At least one hundred thousand dollars in gross revenue from sales in this state; or
- (2) At least two hundred or more separate transactions in this state.

2. A taxpayer complying with this section and section 144.901, voluntarily or otherwise, may only seek a recovery of taxes, penalties, or interest by following the recovery procedures under section 136.035. However, no claim shall be granted on the basis that the taxpayer lacked a physical presence in the state and complied with this section voluntarily while complying with the injunction of section 144.901. Nothing in this section limits the ability of any taxpayer to obtain a refund for any other reason, including overpayment or erroneous payment.

3. No seller who remits sales tax voluntarily or otherwise under this section shall be liable to a purchaser who claims that the sales tax was over-collected because a provision of this section is later deemed unlawful.

4. Nothing in this section shall affect the obligation of any purchaser from this state to remit use tax as to any applicable transaction in which the seller does not collect and remit or remit an offsetting sales tax.

144.901. 1. Notwithstanding any other provision of law and regardless if the state initiates an audit or other tax collection procedure, the state may bring a declaratory judgment action in any circuit court to establish that the obligation to remit sales tax is applicable and valid under state and federal law against any person who the state believes meets the criteria of section 144.900. The circuit court shall act on this declaratory judgment action as expeditiously as possible. The court shall presume that the matter shall be fully resolved through a motion to dismiss or a motion for summary judgment. Attorney's fees shall not be awarded in any action brought under section 144.900.

2. The filing of the declaratory judgment action by the state shall operate as an injunction during the pendency of the action, prohibiting any state entity from enforcing the obligation in section 144.900 against any taxpayer who does not affirmatively consent or otherwise remit the sales tax on a voluntary basis. The injunction shall not apply if there is a previous judgment against a taxpayer that establishes the validity of the taxpayer's obligation under section 144.900.

3. Any appeal from the decision with respect to the cause of action under section 144.900 shall only be made to the state supreme court. The appeal shall be heard as expeditiously as possible.

4. If an injunction under this section is lifted or dissolved, in general or with respect to a specific taxpayer, the state shall assess and apply the obligation established under section 144.900 from that date forward to any taxpayer affected by the injunction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 13** was adopted.

On motion of Representative Swan, **HCS SB 773, as amended**, was adopted.

On motion of Representative Swan, **HCS SB 773, as amended**, was read the third time and passed by the following vote:

AYES: 115

Anders	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Gannon	Green
Gregory	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May

McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Morse 151	Mosley
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Quade	Razer	Redmon	Reiboldt
Reisch	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Mr. Speaker

NOES: 032

Adams	Alferman	Bernskoetter	Brattin	Chipman
Conway 104	Curtman	Dohrman	Ellington	Franklin
Frederick	Helms	Higdon	Hurst	Johnson
Kidd	Korman	Marshall	McDaniel	Miller
Moon	Morris 140	Neely	Pietzman	Roden
Schroer	Smith 85	Spencer	Taylor	White
Wilson	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Curtis	Gray
Grier	Messenger	Newman	Peters	Plocher
Pogue	Rehder	Remole	Walker 74	

VACANCIES: 002

Representative Rhoads declared the bill passed.

SS SCS HB 1769; SS SCS HB 1355, as amended; HCS HB 2171, with Senate Amendment No. 1; SCS HCS#2 HB 1503; SS SCS HCS HB 1991, as amended; SS HB 1428, as amended; SS#2 HCS HB 2129; SS SCS HB 2562, as amended; SS HB 1415, as amended; SS#2 SCS HCS HBs 1288, 1377 & 2050; SCS HB 2347 and SCS HCS HB 2540, as amended, were placed on the Informal Calendar.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HB 2562, as amended, relating to courts, was taken up by Representative Austin.

On motion of Representative Austin, **SS SCS HB 2562, as amended**, was adopted by the following vote:

AYES: 138

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104

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Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walsh	Washington	White
Wiemann	Wood	Mr. Speaker		

NOES: 007

Alferman	Bernskoetter	Hurst	Marshall	McDaniel
Moon	Walker 3			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 015

Barnes 60	Brown 27	Conway 10	Cookson	Curtman
Grier	Higdon	Matthiesen	Messenger	Peters
Pogue	Razer	Walker 74	Wessels	Wilson

VACANCIES: 002

On motion of Representative Austin, **SS SCS HB 2562, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Beard	Beck	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Haahr	Hannegan	Hansen	Harris
Helms	Hill	Houghton	Houx	Johnson

Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 006

Alferman	Bernskoetter	Hurst	McDaniel	Moon
Walker 3				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Barnes 60	Basye	Brown 27	Conway 104	Cookson
Curtis	DeGroot	Francis	Grier	Haefner
Henderson	Higdon	Love	Marshall	Matthiesen
Messenger	Morgan	Newman	Peters	Pogue
Wilson				

VACANCIES: 002

Representative Rhoads declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1633, as amended**.

Senators: Dixon, Emery, Koenig, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SCS SBs 807 & 577, as amended**.

Senators: Wasson, Cunningham, Eigel, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 951, as amended**.

Senators: Crawford, Sater, Wieland, Holsman, Schupp

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HB 1355, as amended, relating to public safety, was taken up by Representative Phillips.

On motion of Representative Phillips, **SS SCS HB 1355, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelly 141	Kendrick	Knight	Kolkmeyer	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson		

NOES: 015

Bahr	Dinkins	Ellington	Franks Jr	Gray
Hill	Hurst	Kidd	Korman	Marshall
McDaniel	Moon	Smith 85	Spencer	Wood

PRESENT: 001

Roden

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Chipman	Cross	Curtis
Kelley 127	Lichtenegger	Messenger	Peters	Pogue
Reisch	Mr. Speaker			

VACANCIES: 002

On motion of Representative Phillips, **SS SCS HB 1355, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kendrick
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Mr. Speaker		

NOES: 011

Curtman	Ellington	Gray	Hurst	Kidd
Korman	Marshall	McDaniel	Moon	Smith 85
Wood				

PRESENT: 001

Roden

ABSENT WITH LEAVE: 011

Barnes 60	Brown 27	Carpenter	Chipman	Curtis
Kelly 141	Love	Messenger	Peters	Pogue
Schroer				

VACANCIES: 002

Representative Rhoads declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 891, relating to buy Missouri week, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SB 891** was agreed to.

On motion of Representative Shaul (113), **SB 891** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Burns
Butler	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haefner	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Barnes 60	Brown 27	Brown 57	Carpenter
Chipman	Cookson	Curtis	DeGroot	Ellington
Evans	Fitzpatrick	Grier	Haahr	Hannegan
Higdon	McCreery	McDaniel	Messenger	Neely
Peters	Pogue	Smith 163	Mr. Speaker	

VACANCIES: 002

Representative Rhoads declared the bill passed.

SS SCS SB 907, to authorize the conveyance of certain state properties, was taken up by Representative Roden.

On motion of Representative Roden, the title of **SS SCS SB 907** was agreed to.

On motion of Representative Roden, **SS SCS SB 907** was truly agreed to and finally passed by the following vote by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Burns
Butler	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood

NOES: 001

McCreery

PRESENT: 000

ABSENT WITH LEAVE: 025

Arthur	Barnes 60	Brown 27	Brown 57	Carpenter
Chipman	Cookson	Curtis	Ellebracht	Ellington
Fitzpatrick	Haahr	Higdon	Hill	May
McDaniel	Meredith 71	Messenger	Neely	Peters
Pogue	Redmon	Washington	Wilson	Mr. Speaker

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1719** entitled:

An act to repeal sections 324.001, 324.200, 324.205, 324.210, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.920, 324.925, 324.1108, 327.221, 327.312, 327.313, 327.321, 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, 329.130, 330.030, 331.030, 332.131, 334.530, 334.655, 335.036, 335.046, 335.066, 335.067, 336.030, 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, 337.718, 344.030, 374.715, 374.784, and 632.005, RSMo, and to enact in lieu thereof eighty-six new sections relating to professional registration, with existing penalty provisions and a contingent effective date for certain sections.

With Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3 as amended, Senate Amendment No. 4 and Senate Amendment No. 5.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Pages 100-103, Section 335.046, by striking all of said section from the bill; and

Further amend said bill, Page 124, Section 337.020, Line 1, by striking the opening bracket “[”]; and

Further amend Line 2 of said page, by striking the closing bracket “]”; and

Further amend said bill, Page 202, Section 632.005, Lines 1-3 of said page, by striking all of said lines and inserting in lieu thereof the following:

“for physician assistants in psychiatry;”.

Senate Amendment No. 1

to

Senate Amendment No. 3

AMEND Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 6, Section 324.850, Lines 20-29, by striking all of said lines; and

Further amend said amendment and section, Page 7, Line 1, by striking all of said line; and

Further renumber the remaining subsection accordingly.

Senate Amendment No. 2
to
Senate Amendment No. 3

AMEND Senate Amendment No. 3 to Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 4, Section 324.825, Lines 22-25, by striking all of said section from the amendment.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 56, Section 324.436, Line 9 of said page, by inserting after all of said line the following:

“324.800. As used in sections 324.800 to 324.860, the following terms shall mean:

(1) “Department”, the department of insurance, financial institutions and professional registration;
(2) “Out-of-state applicant”, any applicant who has not established and maintained a place of business as a registered roofing contractor in this state within the preceding year or has not submitted an income tax return as a resident of this state within the preceding year;

(3) “Person”, any individual, firm, partnership, association, corporation, limited liability company, or other group or combination thereof acting as a unit;

(4) “Roofing contractor”, one who has the knowledge and skill to construct, reconstruct, alter, maintain, and repair roofs and use materials and items used in the construction, reconstruction, alteration, maintenance, and repair of all kinds of roofing and waterproofing as related to roofing, all in such manner to comply with all plans, specifications, codes, laws, and regulations applicable thereto, persons subcontracted by a registered roofing contractor, or the owner of property acting as a home improvement contractor.

324.805. Beginning January 1, 2020, a person who practices or offers services as a roofing contractor in this state for compensation or uses any title, sign, abbreviation, card, or device to indicate that such person is a roofing contractor may register with the department according to the provisions of sections 324.800 to 324.860.

324.810. 1. There is hereby created in the state treasury the “Roofing Contractor Fund”, which shall consist of moneys collected under sections 324.800 to 324.860. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer shall approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 324.800 to 324.860.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

324.815. The department is authorized to promulgate rules and regulations necessary for the administration of sections 324.800 to 324.860, including regulations regarding:

(1) The content of registration applications and the procedures for filing an application for an initial or renewal registration in this state;

(2) All applicable fees set at a level to produce revenue, which shall not exceed the cost and expense of administering the provisions of sections 324.800 to 324.860; and

(3) The hiring of employees, who administer and oversee the requirements of sections 324.800 to 324.860, and who may investigate any alleged misconduct under sections 324.800 to 324.860. Persons hired under this subdivision shall be paid out of the roofing contractor fund established under section 324.810.

324.820. 1. An applicant for registration as a roofing contractor shall submit to the department a completed application furnished by the department accompanied by the required nonrefundable fee of no more than thirty five dollars or a renewal fee to be determined by the department. Such application shall include the applicant's name, business name, evidence of insurance as required under subsection 3 of this section, a telephone number, a street address.

2. An applicant shall have ninety days from the day the application is submitted to complete the application process or else the application shall be automatically denied and any fees paid by the applicant forfeited. Such applicant shall then reapply in order to obtain a certificate of registration.

3. No certificate of registration shall be issued or renewed unless the applicant files with the department proof of motor vehicle insurance for all business vehicles, a current worker's compensation insurance policy, and liability insurance with a minimum level of coverage of not less than one million dollars and unless an applicant or out-of-state applicant has a no tax due statement from the department of revenue.

4. No certificate of registration shall be issued if an out-of-state applicant has had a license revoked or suspended in another state.

5. No political subdivision of this state shall require a roofing contractor to be registered under sections 324.800 to 324.860 in order to operate as a roofing contractor within the boundaries of such political subdivision.

6. No political subdivision of this state shall require the inspection of a roof more than one time if the cost to construct or repair such roof is less than ten thousand dollars. No political subdivision shall require the inspection of a roof more than two times if the cost to construct or repair such roof is ten thousand dollars or more.

(1) The cost for an inspection permit for roofs that cost less than ten thousand dollars shall not be more than one hundred dollars.

(2) The cost for an inspection permit for roofs that cost ten thousand dollars or more shall not cost more than one percent of the cost of the roof.

The provisions of this subsection shall not apply to construction that changes the roofline on a building.

324.825. An insurance company issuing a liability insurance policy to a roofing contractor pursuant to the provisions of section 324.820 shall notify the department in the event such liability insurance policy is canceled or lapses for any reason.

324.830. The department shall promulgate rules to implement the provisions of sections 324.800 to 324.860. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

324.835. A registered roofing contractor shall affix the roofing contractor certificate of registration number and the registrant's name, as it appears on the certificate of registration, to all of his or her contracts and bids.

324.840. Any complaint received by the department concerning a person who is the holder of a certificate of registration issued under sections 324.800 to 324.860 or any complaint regarding the offering of roofing contractor services shall be recorded as received and the date received. The department shall investigate all complaints concerning alleged violations of the provisions of sections 324.800 to 324.860 or if there are grounds for the suspension, revocation, or refusal to issue any certificate of registration.

324.845. 1. The department may refuse to issue or renew, or may suspend or revoke a roofing contractor certificate of registration for failing to meet the requirements of section 324.820 or for one or any combination of causes stated in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621. Notification shall be deemed sufficient if mailed, first class, to the address listed on the application for registration or renewal by the applicant.

2. The department may file a complaint with the administrative hearing commission against any holder of a certificate of registration for any one or combination of the following causes:

(1) Impersonation of any person holding a roofing contractor certificate of registration or knowingly allowing any person to use his or her certificate of registration;

(2) Knowingly providing another person with a false registration number; or

(3) Abandoning a contract, without returning the deposit, by not completing the contracted scope of work.

324.850. 1. The department shall maintain a list of roofing contractors with current certificates of registration on its website. The inclusion of a roofing contractor on such list does not constitute an endorsement by the department.

2. The department shall provide notice after a storm event occurs to inform members of the public that roofing contractors may register with the state. The notice shall be limited to the parts of the state where the storm event occurred. Such notice shall be posted on the department's website. In addition, such notice

shall be given in a rapid response, cost effective manner, in a format to be determined at the discretion of the department, which may include the use of advertisements and public service announcements in print, radio, television, and online media. Expenses for the notice under this subsection shall be paid out of the roofing contractor fund established under section 324.810.

3. The department shall make available to the public on its website the requirements for obtaining a certificate of registration set forth in section 324.820.

324.855. Any person found in violation of sections 324.800 to 324.860 shall be found guilty of a class D misdemeanor. A second conviction for violating sections 324.800 to 324.860 within ten years after the first conviction shall be a class B misdemeanor.

324.860. The provisions of sections 324.800 to 324.860 shall expire on August 29, 2023.

324.865. No political subdivision shall charge more than one hundred dollars a year for a business license, contractor license, or equivalent license in order to work within the boundaries of the political subdivision as a roofing contractor.”; and

Further amend said bill, Page 197, Section 374.784, Line 15 of said page, by inserting after all of said line the following:

“621.045. 1. The administrative hearing commission shall conduct hearings and make findings of fact and conclusions of law in those cases when, under the law, a license **or certificate of registration** issued by any of the following agencies may be revoked or suspended or when the licensee **or registrant** may be placed on probation or when an agency refuses to permit an applicant to be examined upon his or her qualifications or refuses to issue or renew a license **or certificate of registration** of an applicant who has passed an examination for licensure or who possesses the qualifications for licensure **or registration** without examination:

Missouri State Board of Accountancy

Missouri State Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects

Board of Barber Examiners

Board of Cosmetology

Board of Chiropody and Podiatry

Board of Chiropractic Examiners

Missouri Dental Board

Board of Embalmers and Funeral Directors

Board of Registration for the Healing Arts

Board of Nursing

Board of Optometry

Board of Pharmacy

Missouri Real Estate Commission

Missouri Veterinary Medical Board

Supervisor of Liquor Control

Department of Health and Senior Services

Department of Insurance, Financial Institutions and Professional Registration

Department of Mental Health

Board of Private Investigator Examiners.

2. If in the future there are created by law any new or additional administrative agencies which have the power to issue, revoke, suspend, or place on probation any license, then those agencies are under the provisions of this law.

3. The administrative hearing commission is authorized to conduct hearings and make findings of fact and conclusions of law in those cases brought by the Missouri state board for architects, professional engineers, professional land surveyors and landscape architects against unlicensed persons under section 327.076.

4. Notwithstanding any other provision of this section to the contrary, after August 28, 1995, in order to encourage settlement of disputes between any agency described in subsection 1 or 2 of this section and its licensees **or registrants**, any such agency shall:

(1) Provide the licensee **or registrant** with a written description of the specific conduct for which discipline is sought and a citation to the law and rules allegedly violated, together with copies of any documents

which are the basis thereof and the agency's initial settlement offer, or file a contested case against the licensee **or registrant**;

(2) If no contested case has been filed against the licensee **or registrant**, allow the licensee **or registrant** at least sixty days, from the date of mailing, to consider the agency's initial settlement offer and to contact the agency to discuss the terms of such settlement offer;

(3) If no contested case has been filed against the licensee **or registrant**, advise the licensee **or registrant** that the licensee **or registrant** may, either at the time the settlement agreement is signed by all parties, or within fifteen days thereafter, submit the agreement to the administrative hearing commission for determination that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee **or the certificate of registration of the registrant**; and

(4) In any contact under this subsection by the agency or its counsel with a licensee **or registrant** who is not represented by counsel, advise the licensee **or registrant** that the licensee **or registrant** has the right to consult an attorney at the licensee's **or registrant's** own expense.

5. If the licensee **or registrant** desires review by the administrative hearing commission under subdivision (3) of subsection 4 of this section at any time prior to the settlement becoming final, the licensee may rescind and withdraw from the settlement and any admissions of fact or law in the agreement shall be deemed withdrawn and not admissible for any purposes under the law against the licensee. Any settlement submitted to the administrative hearing commission shall not be effective and final unless and until findings of fact and conclusions of law are entered by the administrative hearing commission that the facts agreed to by the parties to the settlement constitute grounds for denying or disciplining the license of the licensee.

6. When a holder of a license, registration, permit, or certificate of authority issued by the division of professional registration or a board, commission, or committee of the division of professional registration against whom an affirmative decision is sought has failed to plead or otherwise respond in the contested case and adequate notice has been given under sections 536.067 and 621.100 upon a properly pled writing filed to initiate the contested case under this chapter or chapter 536, a default decision shall be entered against the licensee without further proceedings. The default decision shall grant such relief as requested by the division of professional registration, board, committee, commission, or office in the writing initiating the contested case as allowed by law. Upon motion stating facts constituting a meritorious defense and for good cause shown, a default decision may be set aside. The motion shall be made within a reasonable time, not to exceed thirty days after entry of the default decision. "Good cause" includes a mistake or conduct that is not intentionally or recklessly designed to impede the administrative process."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 95, Section 332.131, Line 1 of said page, by inserting after all of said line the following:

"332.321. 1. The board may refuse to issue or renew a permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section or the board may, as a condition to issuing or renewing any such permit or license, require a person to submit himself or herself for identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any permit or license required by this chapter or any person who has failed to renew or has surrendered his or her permit or license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any profession licensed or regulated by this chapter;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution pursuant to the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any profession licensed or regulated pursuant to this chapter, for any offense an essential element of which is fraud, dishonesty or an act of violence, or any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation or bribery in securing any permit or license issued pursuant to this chapter or in obtaining permission to take any examination given or required pursuant to this chapter;

(4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation; or increasing charges when a patient utilizes a third-party payment program; or for repeated irregularities in billing a third party for services rendered to a patient. For the purposes of this subdivision, irregularities in billing shall include:

(a) Reporting charges for the purpose of obtaining a total payment in excess of that usually received by the dentist for the services rendered;

(b) Reporting incorrect treatment dates for the purpose of obtaining payment;

(c) Reporting charges for services not rendered;

(d) Incorrectly reporting services rendered for the purpose of obtaining payment that is greater than that to which the person is entitled;

(e) Abrogating the co-payment or deductible provisions of a third-party payment contract. Provided, however, that this paragraph shall not prohibit a discount, credit or reduction of charges provided under an agreement between the licensee and an insurance company, health service corporation or health maintenance organization licensed pursuant to the laws of this state; or governmental third-party payment program; or self-insurance program organized, managed or funded by a business entity for its own employees or labor organization for its members;

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of, or relating to one's ability to perform, the functions or duties of any profession licensed or regulated by this chapter;

(6) Violation of, or assisting or enabling any person to violate, any provision of this chapter, or any lawful rule or regulation adopted pursuant to this chapter;

(7) Impersonation of any person holding a permit or license or allowing any person to use his or her permit, license or diploma from any school;

(8) Disciplinary action against the holder of a license or other right to practice any profession regulated by this chapter imposed by another state, province, territory, federal agency or country upon grounds for which discipline is authorized in this state;

(9) A person is finally adjudicated incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice, by lack of supervision or in any other manner, any profession licensed or regulated by this chapter who is not registered and currently eligible to practice pursuant to this chapter;

(11) Issuance of a permit or license based upon a material mistake of fact;

(12) Failure to display a valid certificate, permit or license if so required by this chapter or by any rule promulgated hereunder;

(13) Violation of any professional trust or confidence;

(14) Use of any advertisement or solicitation that is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed. **For purposes of this section, the term "advertisement" shall mean any announcement as described in subdivision (9) of section 332.071.** False, misleading or deceptive advertisements or solicitations shall include, but not be limited to:

(a) Promises of cure, relief from pain or other physical or mental condition, or improved physical or mental health;

(b) Any misleading or deceptive statement offering or promising a free service. Nothing herein shall be construed to make it unlawful to offer a service for no charge if the offer is announced as part of a full disclosure of routine fees including consultation fees;

(c) Any misleading or deceptive claims of patient cure, relief or improved **health** condition; superiority in service, treatment or materials; new or improved service, treatment or material; or reduced costs or greater savings. Nothing herein shall be construed to make it unlawful to use any such claim if it is readily verifiable by existing documentation, data or other substantial evidence. Any claim that exceeds or exaggerates the scope of its supporting documentation, data or evidence is misleading or deceptive;

(d) Any announced fee for a specified service where that fee does not include the charges for necessary related or incidental services, or where the actual fee charged for that specified service may exceed the announced fee, but it shall not be unlawful to announce only the maximum fee that can be charged for the specified service, including all related or incidental services, modified by the term "up to" if desired;

(e) Any announcement in any form including the term “specialist” or the phrase “limited to the specialty of” unless each person named in conjunction with the term or phrase, or responsible for the announcement, holds a valid Missouri certificate and license evidencing that the person is a specialist in that area;

(f) Any announcement containing any of the terms denoting recognized specialties, or other descriptive terms carrying the same meaning, unless the announcement clearly designates by list each dentist not licensed as a specialist in Missouri who is sponsoring or named in the announcement, or employed by the entity sponsoring the announcement, after the following clearly legible or audible statement: “Notice: the following dentist(s) in this practice is (are) not licensed in Missouri as specialists in the advertised dental specialty(s) of _____”. **For purposes of this paragraph, a statement that is “clearly legible” shall have print that is equal or larger in size than the announcement of services, and a statement that is “clearly audible” shall have speech volume and pace equal to the announcement of services;**

(g) Any announcement containing any terms denoting or implying specialty areas that are not recognized by the American Dental Association;

(h) Any advertisement that does not contain the name of one or more of the duly registered and currently licensed dentists regularly employed in and responsible for the management, supervision, and operation of each office location listed in the advertisement; or

(i) Any advertisement denoting the use of sedation services permitted by the board in accordance with section 332.362 using any term other than deep sedation, general anesthesia, or moderate sedation. Such terms shall only be used in the announcement or advertisement of sedation services with the possession of a deep sedation, general anesthesia, or moderate sedation permit or license;

(15) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;

(16) Failure or refusal to properly guard against contagious, infectious or communicable diseases or the spread thereof;

(17) Failing to maintain his or her office or offices, laboratory, equipment and instruments in a safe and sanitary condition;

(18) Accepting, tendering or paying “rebates” to or “splitting fees” with any other person; provided, however, that nothing herein shall be so construed as to make it unlawful for a dentist practicing in a partnership or as a corporation organized pursuant to the provisions of chapter 356 to distribute profits in accordance with his or her stated agreement;

(19) Administering, or causing or permitting to be administered, nitrous oxide gas in any amount to himself or herself, or to another unless as an adjunctive measure to patient management;

(20) Being unable to practice as a dentist, specialist or hygienist with reasonable skill and safety to patients by reasons of professional incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. In enforcing this subdivision the board shall, after a hearing before the board, upon a finding of probable cause, require the dentist or specialist or hygienist to submit to a reexamination for the purpose of establishing his or her competency to practice as a dentist, specialist or hygienist, which reexamination shall be conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the dentist's, specialist's or hygienist's professional competence by at least three dentists or fellow specialists, or to submit to a mental or physical examination or combination thereof by at least three physicians. One examiner shall be selected by the dentist, specialist or hygienist compelled to take examination, one selected by the board, and one shall be selected by the two examiners so selected. Notice of the physical or mental examination shall be given by personal service or registered mail. Failure of the dentist, specialist or hygienist to submit to the examination when directed shall constitute an admission of the allegations against him or her, unless the failure was due to circumstances beyond his or her control. A dentist, specialist or hygienist whose right to practice has been affected pursuant to this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that he or she can resume competent practice with reasonable skill and safety to patients.

(a) In any proceeding pursuant to this subdivision, neither the record of proceedings nor the orders entered by the board shall be used against a dentist, specialist or hygienist in any other proceeding. Proceedings pursuant to this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(b) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the following: denying his or her application for a license; permanently withholding issuance of a license; administering a public or private reprimand; placing on probation, suspending or limiting or restricting his or her license to practice as a dentist, specialist or hygienist for a period of not more than five years; revoking his or her license to practice as a dentist, specialist or hygienist;

requiring him or her to submit to the care, counseling or treatment of physicians designated by the dentist, specialist or hygienist compelled to be treated; or requiring such person to submit to identification, intervention, treatment or rehabilitation by the well-being committee as provided in section 332.327. For the purpose of this subdivision, "license" includes the certificate of registration, or license, or both, issued by the board.

3. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2, for disciplinary action are met, the board may, singly or in combination:

(1) Censure or place the person or firm named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed five years; or

(2) Suspend the license, certificate or permit for a period not to exceed three years; or

(3) Revoke the license, certificate, or permit. In any order of revocation, the board may provide that the person shall not apply for licensure for a period of not less than one year following the date of the order of revocation; or

(4) Cause the person or firm named in the complaint to make restitution to any patient, or any insurer or third-party payer who shall have paid in whole or in part a claim or payment for which they should be reimbursed, where restitution would be an appropriate remedy, including the reasonable cost of follow-up care to correct or complete a procedure performed or one that was to be performed by the person or firm named in the complaint; or

(5) Request the attorney general to bring an action in the circuit court of competent jurisdiction to recover a civil penalty on behalf of the state in an amount to be assessed by the court.

4. If the board concludes that a dentist or dental hygienist has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action and constitutes a clear and present danger to the public health and safety, the board may file a complaint before the administrative hearing commission requesting an expedited hearing and specifying the conduct that gives rise to the danger and the nature of the proposed restriction or suspension of the dentist's or dental hygienist's license. Within fifteen days after service of the complaint on the dentist or dental hygienist, the administrative hearing commission shall conduct a preliminary hearing to determine whether the alleged conduct of the dentist or dental hygienist appears to constitute a clear and present danger to the public health and safety that justifies that the dentist's or dental hygienist's license be immediately restricted or suspended. The burden of proving that a dentist or dental hygienist is a clear and present danger to the public health and safety shall be upon the Missouri dental board. The administrative hearing commission shall issue its decision immediately after the hearing and shall either grant to the board the authority to suspend or restrict the license or dismiss the action.

5. If the administrative hearing commission grants temporary authority to the board to restrict or suspend a dentist's or dental hygienist's license, the dentist or dental hygienist named in the complaint may request a full hearing before the administrative hearing commission. A request for a full hearing shall be made within thirty days after the administrative hearing commission issues a decision. The administrative hearing commission shall, if requested by a dentist or dental hygienist named in the complaint, set a date to hold a full hearing under chapter 621 regarding the activities alleged in the initial complaint filed by the board. The administrative hearing commission shall set the date for full hearing within ninety days from the date its decision was issued. Either party may request continuances, which shall be granted by the administrative hearing commission upon a showing of good cause by either party or consent of both parties. If a request for a full hearing is not made within thirty days, the authority to impose discipline becomes final and the board shall set the matter for hearing in accordance with section 621.110.

6. If the administrative hearing commission dismisses without prejudice the complaint filed by the board under subsection 4 of this section or dismisses the action based on a finding that the board did not meet its burden of proof establishing a clear and present danger, such dismissal shall not bar the board from initiating a subsequent action on the same grounds in accordance with this chapter and chapters 536 and 621.

7. Notwithstanding any other provisions of section 332.071 or of this section, a currently licensed dentist in Missouri may enter into an agreement with individuals and organizations to provide dental health care, provided such agreement does not permit or compel practices that violate any provision of this chapter.

8. At all proceedings for the enforcement of these or any other provisions of this chapter the board shall, as it deems necessary, select, in its discretion, either the attorney general or one of the attorney general's assistants designated by the attorney general or other legal counsel to appear and represent the board at each stage of such proceeding or trial until its conclusion.

9. If at any time when any discipline has been imposed pursuant to this section or pursuant to any provision of this chapter, the licensee removes himself or herself from the state of Missouri, ceases to be currently licensed pursuant to the provisions of this chapter, or fails to keep the Missouri dental board advised of his or her

current place of business and residence, the time of his or her absence, or unlicensed status, or unknown whereabouts shall not be deemed or taken as any part of the time of discipline so imposed.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1719, Page 191, Section 337.718, Line 27, by inserting after all of said line the following:

“338.315. 1. Except as otherwise provided by the board by rule, it shall be unlawful for any pharmacist, pharmacy owner or person employed by a pharmacy to knowingly purchase or receive any legend drugs under 21 U.S.C. Section 353 from other than a licensed or registered drug distributor, **drug outsourcer, third-party logistics provider**, or licensed pharmacy. Any person who violates the provisions of this section shall, upon conviction, be adjudged guilty of a class A misdemeanor. Any subsequent conviction shall constitute a class E felony.

2. Notwithstanding any other provision of law to the contrary, the sale, purchase, or trade of a prescription drug by a pharmacy to other pharmacies is permissible if the total dollar volume of such sales, purchases, or trades are in compliance with the rules of the board and do not exceed five percent of the pharmacy’s total annual prescription drug sales.

3. Pharmacies shall establish and maintain inventories and records of all transactions regarding the receipt and distribution or other disposition of legend drugs. Such records shall be maintained for two years and be readily available upon request by the board or its representatives.

4. The board shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

338.330. As used in sections 338.300 to 338.370, the following terms mean:

(1) **“Drug outsourcer”, an outsourcing facility as defined by 21 U.S.C. Section 353b of the federal Drug Quality and Security Act;**

(2) **“Legend drug”:**

(a) Any drug or biological product:

a. Subject to Section 503(b) of the Federal Food, Drug and Cosmetic Act, including finished dosage forms and active ingredients subject to such Section 503(b); or

b. Required under federal law to be labeled with one of the following statements prior to being dispensed or delivered:

(i) “Caution: Federal law prohibits dispensing without prescription”;

(ii) “Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian”; or

(iii) “Rx Only”; or

c. Required by any applicable federal or state law or regulation to be dispensed by prescription only or that is restricted to use or dispensed by practitioners only; and

(b) The term “drug”, “prescription drug”, or “legend drug” shall not include:

a. An investigational new drug, as defined by 21 CFR 312.3(b), that is being utilized for the purposes of conducting a clinical trial or investigation of such drug or product that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.;

b. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed by, and being conducted under and pursuant to, 21 CFR 312, et. seq.; or

c. Any drug product being utilized for the purposes of conducting a clinical trial or investigation that is governed or approved by an institutional review board subject to 21 CFR Part 56 or 45 CFR Part 46;

~~[(2)]~~ (3) **“Out-of-state wholesale drug distributor”, a wholesale drug distributor with no physical facilities located in the state;**

~~[(3)]~~ (4) **“Pharmacy distributor”, any licensed pharmacy, as defined in section 338.210, engaged in the delivery or distribution of legend drugs to any other licensed pharmacy where such delivery or distribution constitutes at least five percent of the total gross sales of such pharmacy;**

~~[(4)]~~ (5) **“Third-party logistics provider”, an entity that provides or coordinates warehousing or other logistics services of a product on behalf of a drug manufacturer, wholesale drug distributor, or dispenser of a legend drug, but does not take ownership of the product, nor has responsibility to direct the sale or disposition of the product;**

(6) “Wholesale drug distributor”, anyone engaged in the delivery or distribution of legend drugs from any location and who is involved in the actual, constructive or attempted transfer of a drug or drug-related device in this state, other than to the ultimate consumer. This shall include, but not be limited to, drug wholesalers, repackagers and manufacturers which are engaged in the delivery or distribution of drugs in this state, with facilities located in this state or in any other state or jurisdiction. A wholesale drug distributor shall not include any common carrier or individual hired solely to transport legend drugs. Any locations where drugs are delivered on a consignment basis, as defined by the board, shall be exempt from licensure as a drug distributor, and those standards of practice required of a drug distributor but shall be open for inspection by board of pharmacy representatives as provided for in section 338.360.

338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcer, or third-party logistics provider** without first obtaining license to do so from the Missouri board of pharmacy and paying the required fee. The board may grant temporary licenses when the wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcer, or third-party logistics provider** first applies for a license to operate within the state. Temporary licenses shall remain valid until such time as the board shall find that the applicant meets or fails to meet the requirements for regular licensure. No license shall be issued or renewed for a wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcer, or third-party logistics provider** to operate unless the same shall be operated in a manner prescribed by law and according to the rules and regulations promulgated by the board of pharmacy with respect thereto. Separate licenses shall be required for each distribution site owned or operated by a wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcer, or third-party logistics provider**, unless such drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcer, or third-party logistics provider** meets the requirements of section 338.335.

2. An agent or employee of any licensed or registered wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcer, or third-party logistics provider** need not seek licensure under this section and may lawfully possess pharmaceutical drugs, if ~~[he]~~ **the agent or employee** is acting in the usual course of his **or her** business or employment.

3. The board may permit out-of-state wholesale drug distributors, **drug outsourcers, third-party logistics provider**, or out-of-state pharmacy distributors to be licensed as required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that ~~[an out-of-state wholesale drug distributor or out-of-state pharmacy distributor]~~ **the entity** both:

(1) Possesses a valid license granted by another state pursuant to legal standards comparable to those which must be met by a wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcers, or third-party logistics provider** of this state as prerequisites for obtaining a license under the laws of this state; and

(2) Distributes into Missouri from a state which would extend reciprocal treatment under its own laws to a wholesale drug distributor ~~[or]~~, pharmacy distributor, **drug outsourcers, or third-party logistics provider** of this state.

338.337. It shall be unlawful for any out-of-state wholesale drug distributor ~~[or]~~, out-of-state pharmacy acting as a distributor, **drug outsourcers, or third-party logistics provider** to do business in this state without first obtaining a license to do so from the board of pharmacy and paying the required fee, except as otherwise provided by section 338.335 and this section. Application for an out-of-state wholesale drug distributor's, **drug outsourcer's, or out-of-state third-party logistics provider's** license under this section shall be made on a form furnished by the board. The issuance of a license under sections 338.330 to 338.370 shall not change or affect tax liability imposed by the Missouri department of revenue on any ~~[out-of-state wholesale drug distributor or out-of-state pharmacy]~~ **entity**. Any out-of-state wholesale drug distributor that is a drug manufacturer and which produces and distributes from a facility which has been inspected and approved by the Food and Drug Administration, maintains current approval by the federal Food and Drug Administration, and has provided a copy of the most recent Food and Drug Administration Establishment Inspection Report to the board, and which is licensed by the state in which the distribution facility is located, or, if located within a foreign jurisdiction, is authorized and in good standing to operate as a drug manufacturer within such jurisdiction, need not be licensed as provided in this section but such out-of-state distributor shall register its business name and address with the board of pharmacy and pay a filing fee in an amount established by the board.

338.340. No person acting as principal or agent for any out-of-state wholesale drug distributor ~~[or]~~, out-of-state pharmacy distributor, **drug outsourcer, or out-of-state third-party logistics provider** shall sell or distribute drugs in this state unless the ~~[wholesale drug distributor or pharmacy distributor]~~ **entity** has obtained a license pursuant to the provisions of sections 338.330 to 338.370.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1719, as amended - Fiscal Review

THIRD READING OF SENATE BILLS - INFORMAL

SB 981, relating to workers' compensation, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 981** was agreed to.

Speaker Richardson resumed the Chair.

On motion of Representative Engler, **SB 981** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy

Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Moon

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Black	Brown 27	Carpenter	Chipman
Cookson	Curtis	Curtman	Ellington	Henderson
Higdon	McDaniel	McGee	Messenger	Neely
Peters	Pogue			

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SB 655, relating to statutes of limitation for certain offenses against a child, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS SB 655**, relating to the protection of children, was agreed to.

Representative Bahr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 655, Page 1, In the Title, Line 3, by deleting said line and inserting in lieu thereof the following:

"the protection of children."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 1** was adopted.

Representative Bahr offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 655, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"43.650. 1. The patrol shall, subject to appropriation, maintain a web page on the internet which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section**, the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 4 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425~~[-except that only persons who have been convicted of, found guilty of or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website].~~

3. The registered sexual offender search shall include the capability to search for sexual offenders by name, zip code, and by typing in an address and specifying a search within a certain number of miles radius from that address.

4. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

- (1) The name and any known aliases of the offender;
- (2) The date of birth and any known alias dates of birth of the offender;
- (3) A physical description of the offender;
- (4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;
- (5) Any photographs of the offender;
- (6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register, **including the tier level assigned to the offender under sections 589.400 to 589.425**;

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of section 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction."; and

Further amend said bill and page, Section 556.037, Line 9, by inserting immediately after said section and line the following:

"589.400. 1. Sections 589.400 to 589.425 shall apply to:

(1) Any person who, since July 1, 1979, has been or is hereafter ~~[convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony offense of chapter 566, including sexual trafficking of a child and sexual trafficking of a child under the age of twelve, or any offense of chapter 566 where the victim is a minor,]~~ **adjudicated for an offense referenced in section 589.414**, unless such person is ~~[exempted]~~ **exempt** from registering under subsection ~~[8]~~ **9 or 10** of this section **or section 589.401**; ~~[or]~~

(2) ~~[Any person who, since July 1, 1979, has been or is hereafter convicted of, been found guilty of, or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit one or more of the following offenses: kidnapping or kidnapping in the first degree when the victim was a child and the defendant was not a parent or guardian of the child; abuse of a child under section 568.060 when such abuse is sexual in nature; felonious restraint or kidnapping in the second degree when the victim was a child and the defendant is not a parent or guardian of the child; sexual contact or sexual intercourse with a resident of a nursing home or sexual conduct with a nursing facility resident or vulnerable person in the first or second degree; endangering the welfare of a child under section 568.045 when the endangerment is sexual in nature; genital mutilation of a female child, under section 568.065; promoting prostitution in the first degree; promoting prostitution in the second degree; promoting prostitution in the third degree; sexual exploitation of a minor; promoting child pornography in the first degree; promoting child pornography in the second degree; possession of child pornography; furnishing pornographic material to minors; public display of explicit sexual material; coercing acceptance of obscene material; promoting obscenity in the first degree; promoting pornography for minors or obscenity in the second degree; incest; use of a child in a sexual performance; or promoting sexual performance by a child; or~~

~~—————(3)]~~ Any person who, since July 1, 1979, has been committed to the department of mental health as a criminal sexual psychopath; ~~[or]~~

~~[(4)]~~ (3) Any person who, since July 1, 1979, has been found not guilty as a result of mental disease or defect of any offense ~~[listed]~~ **referenced in [subdivision (1) or (2) of this subsection] section 589.414; ~~[or]~~**

~~[(5)]~~ (4) Any juvenile certified as an adult and transferred to a court of general jurisdiction who has been ~~[convicted of, found guilty of, or has pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit a felony under chapter 566 which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;]~~ **adjudicated for an offense listed under section 589.414;**

~~[(6)]~~ (5) Any juvenile fourteen years of age or older at the time of the offense who has been adjudicated for an offense which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any attempt or conspiracy to commit such offense;

~~[(7)]~~ (6) Any person who is a resident of this state who has, since July 1, 1979, ~~been~~ or is hereafter ~~[convicted of, been found guilty of, or pled guilty to or nolo contendere]~~ **adjudicated** in any other state, **territory, the District of Columbia,** or foreign country, or under federal, tribal, or military jurisdiction ~~[to committing, attempting to commit, or conspiring to commit]~~ **for an offense which, if committed in this state, would [be a violation of chapter 566, or a felony violation of any offense listed in subdivision (2) of this subsection] constitute an offense listed under section 589.414,** or has been or is required to register in another state, **territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law; or

~~[(8)]~~ (7) Any person who has been or is required to register in another state, **territory, the District of Columbia, or foreign country,** or has been or is required to register under tribal, federal, or military law and who works or attends an educational institution, whether public or private in nature, including any secondary school, trade school, professional school, or institution of higher education on a full-time or on a part-time basis or has a temporary residence in Missouri. "Part-time" in this subdivision means for more than seven days in any twelve-month period.

2. Any person to whom sections 589.400 to 589.425 apply shall, within three **business** days of ~~[conviction]~~ **adjudication**, release from incarceration, or placement upon probation, register with the chief law enforcement official of the county or city not within a county in which such person resides unless such person has already registered in that county for the same offense. **For any juvenile under subdivision (5) of subsection 1 of this section, within three business days of adjudication or release from commitment to the division of youth services, the department of mental health, or other placement, such juvenile shall register with the chief law enforcement official of the county or city not within a county in which he or she resides unless he or she has already registered in such county or city not within a county for the same offense.** Any person to whom sections 589.400 to 589.425 apply if not currently registered in their county of residence shall register with the chief law enforcement official of such county or city not within a county within three **business** days. The chief law enforcement official shall forward a copy of the registration form required by section 589.407 to a city, town, village, or campus law enforcement agency located within the county of the chief law enforcement official~~[-if so requested. Such request may ask the chief law enforcement official to forward copies of all registration forms filed with such official. The chief law enforcement official may forward a copy of such registration form to any city, town, village, or campus law enforcement agency, if so requested].~~

3. The registration requirements of sections 589.400 through 589.425 ~~[are lifetime registration requirements]~~ **shall be as provided under subsection 4 of this section** unless:

- (1) All offenses requiring registration are reversed, vacated, or set aside;
- (2) ~~[The registrant is pardoned of the offenses requiring registration;~~
- ~~————~~ (3) The registrant is no longer required to register and his or her name shall be removed from the registry under the provisions of ~~[subsection 6 of this]~~ **section 589.414;** or

~~[(4)]~~ (3) The ~~[registrant may petition the court for removal or exemption from the registry under subsection 7 or 8 of this section and the]~~ court orders the removal or exemption of such person from the registry **under section 589.401.**

4. The registration requirements shall be as follows:

- (1) Fifteen years if the offender is a tier I sex offender as provided under section 589.414;
- (2) Twenty-five years if the offender is a tier II sex offender as provided under section 589.414; or
- (3) The life of the offender if the offender is a tier III sex offender.

5. (1) The registration period shall be reduced as described in subdivision (3) of this subsection for a sex offender who maintains a clean record for the periods described under subdivision (2) of this subsection by:

(a) Not being adjudicated of any offense for which imprisonment for more than one year may be imposed;

(b) Not being adjudicated of any sex offense;

(c) Successfully completing any periods of supervised release, probation, or parole; and

(d) Successfully completing an appropriate sex offender treatment program certified by the attorney general.

(2) In the case of a:

(a) Tier I sex offender, the period during which the clean record shall be maintained is ten years;

(b) Tier III sex offender adjudicated delinquent for the offense which required registration in a sex offender registry under sections 589.400 to 589.425, the period during which the clean record shall be maintained is twenty-five years.

(3) In the case of a:

(a) Tier I sex offender, the reduction is five years;

(b) Tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (b) of subdivision (2) is maintained.

6. For processing an initial sex offender registration the chief law enforcement officer of the county or city not within a county may charge the offender registering a fee of up to ten dollars.

[5-] 7. For processing any change in registration required pursuant to section 589.414 the chief law enforcement official of the county or city not within a county may charge the person changing their registration a fee of five dollars for each change made after the initial registration.

[6-] 8. Any person currently on the sexual offender registry ~~[for being convicted of, found guilty of, or pleading guilty or nolo contendere to committing, attempting to commit, or conspiring to commit,]~~ **or who otherwise would be required to register for being adjudicated for the offense of felonious restraint of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child, nonsexual child abuse that was committed under section 568.060, or kidnapping **of a nonsexual nature** when the victim was a child and he or she was the parent or guardian of the child shall be removed from the registry. However, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425.

[7-] 9. **The following persons shall be exempt from registering as a sexual offender upon petition to the court of jurisdiction under section 589.401; except that, such person shall remain on the sexual offender registry for any other offense for which he or she is required to register under sections 589.400 to 589.425:**

(1) Any person currently on the sexual offender registry ~~[for having been convicted of, found guilty of, or having pleaded guilty or nolo contendere to committing, attempting to commit, or conspiring to commit promoting prostitution in the second degree, promoting prostitution in the third degree, public display of explicit sexual material, statutory rape in the second degree, and no physical force or threat of physical force was used in the commission of the crime may file a petition in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to committing, attempting to commit, or conspiring to commit the offense or offenses for the removal of his or her name from the sexual offender registry after ten years have passed from the date he or she was required to register]~~ **or who otherwise would be required to register for a sexual offense involving:**

(a) Sexual conduct where no force or threat of force was directed toward the victim or any other individual involved, if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense; or

(b) Sexual conduct where no force or threat of force was directed toward the victim, the victim was at least fourteen years of age, and the offender was not more than four years older than the victim at the time of the offense; or

(2) Any person currently required to register for the following sexual offenses:

(a) Promoting obscenity in the first degree under section 573.020;

(b) Promoting obscenity in the second degree under section 573.030;

(c) Furnishing pornographic materials to minors under section 573.040;

(d) Public display of explicit sexual material under section 573.060;

(e) Coercing acceptance of obscene material under section 573.065;

(f) Trafficking for the purpose of slavery, involuntary servitude, peonage, or forced labor under section 566.206;

(g) Abusing an individual through forced labor under section 566.203;

(h) Contributing to human trafficking through the misuse of documentation under section 566.215; or

(i) Acting as an international marriage broker and failing to provide the information and notice as required under section 578.475.

[8. Effective August 28, 2009,] **10.** Any person **currently** on the sexual offender registry for having been [convicted of, found guilty of, or having pled guilty or nolo contendere to an offense included under subsection 1 of this section may file a petition after two years have passed from the date the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses in the civil division of the circuit court in the county in which the offender was convicted or found guilty of or pled guilty or nolo contendere to the offense or offenses for removal of his or her name from the registry if such person was nineteen years of age or younger and the victim was thirteen years of age or older at the time of the offense and no physical force or threat of physical force was used in the commission of the offense, unless such person meets the qualifications of this subsection, and such person was eighteen years of age or younger at the time of the offense, and is convicted or found guilty of or pleads guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or 566.095 when such offense is a misdemeanor, in which case, such person may immediately file a petition to remove or exempt his or her name from the registry upon his or her conviction or finding or pleading of guilty or nolo contendere to such offense] **adjudicated for a tier I or II offense or adjudicated delinquent for a tier III offense or other comparable offenses listed under section 589.414 may file a petition under section 589.401.**

[9. (1) The court may grant such relief under subsection 7 or 8 of this section if such person demonstrates to the court that he or she has complied with the provisions of this section and is not a current or potential threat to public safety. The prosecuting attorney in the circuit court in which the petition is filed must be given notice, by the person seeking removal or exemption from the registry, of the petition to present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition. If the prosecuting attorney is notified of the petition he or she shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with that petition.—

——— (2) If the petition is denied, such person shall wait at least twelve months before petitioning the court again. If the court finds that the petitioner is entitled to relief, which removes or exempts such person's name from the registry, a certified copy of the written findings or order shall be forwarded by the court to the chief law enforcement official having jurisdiction over the offender and to the Missouri state highway patrol in order to have such person's name removed or exempted from the registry.]

[10.] **11.** Any nonresident worker, including work as a volunteer or intern, or nonresident student shall register for the duration of such person's employment, **including participation as a volunteer or intern,** or attendance at any school of higher education [and is not entitled to relief under the provisions of subsection 9 of this section] **whether public or private, including any secondary school, trade school, professional school, or institution of higher education on a full-time or part-time basis in this state unless granted relief under section 589.401. Any registered offender shall provide information regarding any place in which the offender is staying when away from his or her residence for seven or more days, including the period of time the offender is staying in such place. Any registered offender from another state who has a temporary residence in this state and resides more than seven days in a twelve-month period shall register for the duration of such person's temporary residency [and is not entitled to the provisions of subsection 9 of this section] unless granted relief under section 589.401.**

[11. Any person whose name is removed or exempted from the sexual offender registry under subsection 7 or 8 of this section shall no longer be required to fulfill the registration requirements of sections 589.400 to 589.425, unless such person is required to register for committing another offense after being removed from the registry.]

589.401. 1. A person on the sexual offender registry may file a petition in the division of the circuit court in the county or city not within a county in which the offense requiring registration was committed to have his or her name removed from the sexual offender registry.

2. A person who is required to register in this state because of an offense that was adjudicated in another jurisdiction shall file his or her petition for removal according to the laws of the state, territory, tribal, or military jurisdiction, the District of Columbia, or foreign country in which his or her offense was adjudicated. Upon the grant of the petition for removal in the jurisdiction where the offense was adjudicated, such judgment may be registered in this state by sending the information required under subsection 5 of this section as well as one authenticated copy of the order granting removal from the sexual offender registry in the jurisdiction where the offense was adjudicated to the court in the county or city not within a county in which

the offender is required to register. On receipt of a request for registration removal, the registering court shall cause the order to be filed as a foreign judgment, together with one copy of the documents and information, regardless of their form. The petitioner shall be responsible for costs associated with filing the petition.

3. A person required to register as a tier III offender shall not file a petition under this section unless the requirement to register results from a juvenile adjudication.

4. The petition shall be dismissed without prejudice if the following time periods have not elapsed since the date the person was required to register for his or her most recent offense under sections 589.400 to 589.425:

- (1) For a tier I offense, ten years;
- (2) For a tier II offense, twenty-five years; or
- (3) For a tier III offense adjudicated delinquent, twenty-five years.

5. The petition shall be dismissed without prejudice if it fails to include any of the following:

- (1) The petitioner's:
 - (a) Full name, including any alias used by the individual;
 - (b) Sex;
 - (c) Race;
 - (d) Date of birth;
 - (e) Last four digits of the Social Security number;
 - (f) Address; and
 - (g) Place of employment, school, or volunteer status;
- (2) The offense and tier of the offense that required the petitioner to register;
- (3) The date the petitioner was adjudicated for the offense;
- (4) The date the petitioner was required to register;
- (5) The case number and court, including the county or city not within a county, that entered the original order for the adjudicated sex offense;
- (6) Petitioner's fingerprints on an applicant fingerprint card;
- (7) If the petitioner was pardoned or an offense requiring registration was reversed, vacated, or set aside, an authenticated copy of the order; and
- (8) If the petitioner is currently registered under applicable law and has not been adjudicated for failure to register in any jurisdiction and does not have any charges pending for failure to register.

6. The petition shall name as respondents the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the petition is filed.

7. All proceedings under this section shall be governed under the Missouri supreme court rules of civil procedure.

8. The person seeking removal or exemption from the registry shall provide the prosecuting attorney in the circuit court in which the petition is filed with notice of the petition. The prosecuting attorney may present evidence in opposition to the requested relief or may otherwise demonstrate the reasons why the petition should be denied. Failure of the person seeking removal or exemption from the registry to notify the prosecuting attorney of the petition shall result in an automatic denial of such person's petition.

9. The prosecuting attorney in the circuit court in which the petition is filed shall have access to all applicable records concerning the petitioner including, but not limited to, criminal history records, mental health records, juvenile records, and records of the department of corrections or probation and parole.

10. The prosecuting attorney shall make reasonable efforts to notify the victim of the crime for which the person was required to register of the petition and the dates and times of any hearings or other proceedings in connection with such petition.

11. The court shall not enter an order directing the removal of the petitioner's name from the sexual offender registry unless it finds the petitioner:

- (1) Has not been adjudicated or does not have charges pending for any additional nonsexual offense for which imprisonment for more than one year may be imposed since the date the offender was required to register for his or her current tier level;
- (2) Has not been adjudicated or does not have charges pending for any additional sex offense that would require registration under sections 589.400 to 589.425 since the date the offender was required to register for his or her current tier level, even if the offense was punishable by less than one year imprisonment;
- (3) Has successfully completed any required periods of supervised release, probation, or parole without revocation since the date the offender was required to register for his or her current tier level;

(4) Has successfully completed an appropriate sex offender treatment program as approved by a court of competent jurisdiction or the Missouri department of corrections; and

(5) Is not a current or potential threat to public safety.

12. In order to meet the criteria required by subdivisions (1) and (2) of subsection 11 of this section, the fingerprints filed in the case shall be examined by the Missouri state highway patrol. The petitioner shall be responsible for all costs associated with the fingerprint-based criminal history check of both state and federal files under section 43.530.

13. If the petition is denied due to an adjudication in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) Fifteen years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier I offender;

(2) Twenty-five years have passed from the date of adjudication resulting in the denial of relief if the petitioner is classified as a tier II offender; or

(3) Twenty-five years have passed from the date of the adjudication resulting in the denial of relief if the petitioner is classified as a tier III offender on the basis of a juvenile adjudication.

14. If the petition is denied due to the petitioner having charges pending in violation of subdivision (1) or (2) of subsection 11 of this section, the petitioner shall not file a new petition under this section until:

(1) The pending charges resulting in the denial of relief have been finally disposed of in a manner other than adjudication; or

(2) If the pending charges result in an adjudication, the necessary time period has elapsed under subsection 13 of this section.

15. If the petition is denied for reasons other than those outlined in subsection 11 of this section, no successive petition requesting such relief shall be filed for at least five years from the date the judgment denying relief is entered.

16. If the court finds the petitioner is entitled to have his or her name removed from the sexual offender registry, the court shall enter judgment directing the removal of the name. A copy of the judgment shall be provided to the respondents named in the petition.

17. Any person subject to the judgment requiring his or her name to be removed from the sexual offender registry is not required to register under sections 589.400 to 589.425 unless such person is required to register for an offense that was different from that listed on the judgment of removal.

18. The court shall not deny the petition unless the petition failed to comply with the provisions of sections 589.400 to 589.425 or the prosecuting attorney provided evidence demonstrating the petition should be denied.

589.402. 1. The chief law enforcement officer of the county or city not within a county may maintain a web page on the internet, which shall be open to the public and shall include a registered sexual offender search capability.

2. **Except as provided in subsections 4 and 5 of this section,** the registered sexual offender search shall make it possible for any person using the internet to search for and find the information specified in subsection 3 of this section, if known, on offenders registered in this state pursuant to sections 589.400 to 589.425~~], except that only persons who have been convicted of, found guilty of, or plead guilty to committing, attempting to commit, or conspiring to commit sexual offenses shall be included on this website].~~

3. Only the information listed in this subsection shall be provided to the public in the registered sexual offender search:

(1) The name and any known aliases of the offender;

(2) The date of birth and any known alias dates of birth of the offender;

(3) A physical description of the offender;

(4) The residence, temporary, work, and school addresses of the offender, including the street address, city, county, state, and zip code;

(5) Any photographs of the offender;

(6) A physical description of the offender's vehicles, including the year, make, model, color, and license plate number;

(7) The nature and dates of all offenses qualifying the offender to register, **including the tier level assigned to the offender under sections 589.400 to 589.425;**

(8) The date on which the offender was released from the department of mental health, prison, or jail, or placed on parole, supervised release, or probation for the offenses qualifying the offender to register;

(9) Compliance status of the offender with the provisions of sections 589.400 to 589.425; and

(10) Any online identifiers, as defined in section 43.651, used by the person. Such online identifiers shall not be included in the general profile of an offender on the web page and shall only be available to a member of the public by a search using the specific online identifier to determine if a match exists with a registered offender.

4. The chief law enforcement officer of any county or city not within a county may publish in any newspaper distributed in the county or city not within a county the sexual offender information provided under subsection 3 of this section for any offender residing in the county or city not within a county.

5. Juveniles required to register under subdivision (5) of subsection 1 of section 589.400 shall be exempt from public notification to include any adjudications from another state, territory, the District of Columbia, or foreign country or any federal, tribal, or military jurisdiction.

589.403. 1. Any person ~~[to whom subsection 1 of section 589.400 applies]~~ **who is required to register under sections 589.400 to 589.425 and** who is paroled, discharged, or otherwise released from any correctional facility of the department of corrections ~~[or]~~, any mental health institution, **private jail under section 221.095, or other private facility recognized by or contracted with the department of corrections or department of mental health** where such person was confined shall:

(1) **If the person plans to reside in this state**, be informed by the official in charge of such correctional facility, **private jail**, or mental health institution of the person's possible duty to register pursuant to sections 589.400 to 589.425. If such person is required to register pursuant to sections 589.400 to 589.425, the official in charge of the correctional facility, **private jail**, or the mental health institution shall complete the initial registration **notification at least seven days** prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official of the county or city not within a county where the person expects to reside upon discharge, parole, or release~~[-When the person lists an address where he or she expects to reside that is not in this state, the initial registration shall be forwarded to the Missouri state highway patrol.];~~ or

(2) **If the person does not reside or plan to reside in Missouri**, be informed by the official in charge of such correctional facility, private jail, or mental health institution of the person's possible duty to register under sections 589.400 to 589.425. If such person is required to register under sections 589.400 to 589.425, the official in charge of the correctional facility, private jail, or the mental health institution shall complete the initial registration notification at least seven days prior to release and forward the offender's registration, within three business days of release, to the Missouri state highway patrol and the chief law enforcement official within the county or city not within a county where the correctional facility, private jail, or mental health institution is located.

2. If the offender refuses to complete and sign the registration information as outlined in this section or fails to register with the chief law enforcement official within three business days as directed, the offender commits the offense of failure to register under section 589.425 within the jurisdiction where the correctional facility, private jail, or mental health institution is located.

589.404. As used in sections 589.400 to 589.425, the following terms mean:

(1) "Adjudicated" or "adjudication", adjudication of delinquency, a finding of guilt, plea of guilt, finding of not guilty due to mental disease or defect, or plea of nolo contendere to committing, attempting to commit, or conspiring to commit;

(2) "Adjudicated delinquent", a person found to have committed an offense that, if committed by an adult, would be a criminal offense;

(3) "Chief law enforcement official", the sheriff 's office of each county or the police department of a city not within a county;

(4) "Offender registration", the required minimum informational content of sex offender registries, which shall consist of, but not be limited to, a full set of fingerprints on a standard sex offender registration card upon initial registration in Missouri, as well as all other forms required by the Missouri state highway patrol upon each initial and subsequent registration;

(5) "Residence", any place where an offender sleeps for seven or more consecutive or nonconsecutive days or nights within a twelve-month period;

(6) "Sex offender", any person who meets the criteria to register under sections 589.400 to 589.425 or the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

(7) "Sex offense", any offense which is listed under section 589.414 or comparable to those listed under section 589.414 or otherwise comparable to offenses covered under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248;

- (8) "Sexual act", any type or degree of genital, oral, or anal penetration;
- (9) "Sexual contact", any sexual touching of or contact with a person's body, either directly or through the clothing;
- (10) "Sexual element", used for the purposes of distinguishing if sexual contact or a sexual act was committed. Authorities shall refer to information filed by the prosecutor, amended information filed by the prosecutor, indictment information filed by the prosecutor, or amended indictment information filed by the prosecutor, the plea agreement, or court documentation to determine if a sexual element exists;
- (11) "Signature", the name of the offender signed in writing or electronic form approved by the Missouri state highway patrol;
- (12) "Student", an individual who enrolls in or attends the physical location of an educational institution, including a public or private secondary school, trade or professional school, or an institution of higher education;
- (13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. 1. Any person ~~[to whom subsection 1 of section 589.400 applies]~~ **who is required to register under sections 589.400 to 589.425 and** who is released on probation, discharged upon payment of a fine, or released after confinement in a county jail shall, prior to such release or discharge **and at the time of adjudication**, be informed of the possible duty to register pursuant to sections 589.400 to 589.425 by the court having jurisdiction over the case. If such person is required to register pursuant to sections 589.400 to 589.425 **and is placed on probation**, the court shall ~~[obtain the address where the person expects to reside upon discharge, parole or release and shall]~~ **make it a condition of probation that the offender report[.] within three business days[.] such address]** to the chief law enforcement official of the county **of adjudication** or city not within a county ~~[where the person expects to reside, upon discharge, parole or release]~~ **of adjudication to complete initial registration. If such offender is not placed on probation, the court shall:**

- (1) **If the offender resides in Missouri, complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county in which the offender resides; or**
- (2) **If the offender does not reside in Missouri:**
 - (a) **Order the offender to report directly to the chief law enforcement official in the county or city not within a county where the adjudication was heard to register as provided in sections 589.400 to 589.425; and**
 - (b) **Complete the initial notification of duty to register form approved by the state judicial records committee and the Missouri state highway patrol and forward the form within three business days to the Missouri state highway patrol and the chief law enforcement official in the county or city not within a county where the offender was adjudicated.**

2. If the offender resides in Missouri and refuses to complete and sign the registration information as provided in subdivision (1) of subsection 1 of this section, or if the offender resides outside of Missouri and refuses to directly report to the chief law enforcement official as provided in subdivision (2) of subsection 1 of this section, the offender commits the offense of failure to register under section 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall consist of completion of an offender registration form developed by the Missouri state highway patrol **or other format approved by the Missouri state highway patrol**. Such form shall **consist of a statement, including the signature of the offender, and shall** include, but is not limited to, the following:

- (1) A statement in writing signed by the person, giving the name, address, **date of birth**, Social Security number, and phone number of the person, the license plate number and vehicle description, including the year, make, model, and color of each vehicle owned or operated by the offender, any online identifiers, as defined in section 43.651, used by the person, the place of employment of such person, enrollment within any institutions of higher education, the crime which requires registration, whether the person was sentenced as a persistent or predatory offender pursuant to section 566.125, the date, place, and a brief description of such crime, the date and place of the conviction or plea regarding such crime, the age and gender of the victim at the time of the offense and whether the person successfully completed the Missouri sexual offender program pursuant to section 589.040, if applicable;
- (2) The fingerprints[.] **and** palm prints~~[.] and a photograph]~~ of the person; ~~[and]~~
- (3) **Unless the offender's appearance has not changed significantly, a photograph of such offender as follows:**

(a) **Quarterly if a tier III sex offender under section 589.414. Such photograph shall be taken every ninety days beginning in the month of the person's birth;**

(b) **Semiannually if a tier II sex offender. Such photograph shall be taken in the month of the person's birth and six months thereafter; and**

(c) **Yearly if a tier I sex offender. Such photograph shall be taken in the month of the person's birth; and**

(4) **A DNA sample from the individual, if a sample has not already been obtained.**

2. The offender shall provide positive identification and documentation to substantiate the accuracy of the information completed on the offender registration form, including but not limited to the following:

(1) A photocopy of a valid driver's license or nondriver's identification card;

(2) A document verifying proof of the offender's residency; and

(3) A photocopy of the vehicle registration for each of the offender's vehicles.

3. **The Missouri state highway patrol shall maintain all required registration information in digitized form.**

4. **Upon receipt of any changes to an offender's registration information contained in this section, the Missouri state highway patrol shall immediately notify all other jurisdictions in which the offender is either registered or required to register.**

5. **The offender shall be responsible for reviewing his or her existing registration information for accuracy at every regular in-person appearance and, if any inaccuracies are found, provide proof of the information in question.**

6. **The signed offender registration form shall serve as proof that the individual understands his or her duty to register as a sexual offender under sections 589.400 to 589.425 and a statement to this effect shall be included on the form that the individual is required to sign at each registration.**

589.414. 1. Any person required by sections 589.400 to 589.425 to register shall, ~~[not later than] within three business days [after each change of name, residence within the county or city not within a county at which the offender is registered, employment, or student status], appear in person to the chief law enforcement officer of the county or city not within a county [and inform such officer of all changes in the information required by the offender. The chief law enforcement officer shall immediately forward the registrant changes to the Missouri state highway patrol within three business days] if there is a change to any of the following information:~~

(1) **Name;**

(2) **Residence;**

(3) **Employment, including status as a volunteer or intern;**

(4) **Student status; or**

(5) **A termination to any of the items listed in this subsection.**

2. Any person required to register under sections 589.400 to 589.425 shall, within three business days, notify the chief law enforcement official of the county or city not within a county of any changes to the following information:

(1) **Vehicle information;**

(2) **Temporary lodging information;**

(3) **Temporary residence information;**

(4) **Email addresses, instant messaging addresses, and any other designations used in internet communications, postings, or telephone communications; or**

(5) **Telephone or other cellular number, including any new forms of electronic communication.**

3. **The chief law enforcement official in the county or city not within a county shall immediately forward the registration changes described under subsections 1 and 2 of this section to the Missouri state highway patrol within three business days.**

~~[2-]~~ 4. If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county, the person shall appear in person and shall inform both the chief law enforcement official with whom the person last registered and the chief law enforcement official of the county or city not within a county having jurisdiction over the new residence or address in writing within three business days of such new address and phone number, if the phone number is also changed. If any person required by sections 589.400 to 589.425 to register changes their state **his or her state, territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence, the person shall appear in person and shall inform both the chief law enforcement official with whom the person was last registered and the chief law enforcement official of the area in the new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** having jurisdiction over the new residence or address within three business

days of such new address. Whenever a registrant changes residence, the chief law enforcement official of the county or city not within a county where the person was previously registered shall inform the Missouri state highway patrol of the change within three business days. When the registrant is changing the residence to a new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction**, the Missouri state highway patrol shall inform the responsible official in the new state, **territory, the District of Columbia, or foreign country, or federal, tribal, or military jurisdiction** of residence within three business days.

~~[3.]~~ **5. Tier I sexual offenders**, in addition to the requirements of subsections 1 ~~[and 2]~~ **to 4** of this section, ~~[the following offenders]~~ shall report in person to the chief law enforcement ~~[agency every ninety days]~~ **official annually in the month of their birth** to verify the information contained in their statement made pursuant to section 589.407. **Tier I sexual offenders include:**

(1) Any offender ~~[registered as a predatory or persistent sexual offender under the definitions found in section 566.125]~~ **who has been adjudicated for the offense of:**

- (a) Sexual abuse in the first degree under section 566.100 if the victim is eighteen years of age or older;
 - (b) Sexual misconduct involving a child under section 566.083 if it is a first offense and the punishment is less than one year;
 - (c) Sexual abuse in the second degree under section 566.101 if the punishment is less than a year;
 - (d) Kidnapping in the second degree under section 565.120 with sexual motivation;
 - (e) Kidnapping in the third degree under section 565.130;
 - (f) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is less than one year;
 - (g) Sexual conduct under section 566.116 with a nursing facility resident or vulnerable person;
 - (h) Sexual contact with a prisoner or offender under section 566.145 if the victim is eighteen years of age or older;
 - (i) Sex with an animal under section 566.111;
 - (j) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is eighteen years of age or older;
 - (k) Possession of child pornography under section 573.037;
 - (l) Sexual misconduct in the first degree under section 566.093;
 - (m) Sexual misconduct in the second degree under section 566.095;
 - (n) Child molestation in the second degree under section 566.068 as it existed prior to January 1, 2017, if the punishment is less than one year; or
 - (o) Invasion of privacy under section 565.252 if the victim is less than eighteen years of age;
- (2) ~~[Any offender who is registered for a crime where the victim was less than eighteen years of age at the time of the offense; and~~
- ~~— (3) Any offender who has pled guilty or been found guilty pursuant to section 589.425 of failing to register or submitting false information when registering.~~

~~—~~ **4.] Any offender who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction of an offense of a sexual nature or with a sexual element that is comparable to the tier I sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier I offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.**

6. Tier II sexual offenders, in addition to the requirements of subsections 1 ~~[and 2]~~ **to 4** of this section, ~~[all registrants]~~ shall report semiannually in person in the month of their birth and six months thereafter to the chief law enforcement ~~[agency]~~ **official** to verify the information contained in their statement made pursuant to section 589.407. ~~[All registrants shall allow the chief law enforcement officer to take a current photograph of the offender in the month of his or her birth to the chief law enforcement agency.]~~ **Tier II sexual offenders include:**

- (1) **Any offender who has been adjudicated for the offense of:**
 - (a) Statutory sodomy in the second degree under section 566.064 if the victim is sixteen to seventeen years of age;
 - (b) Child molestation in the third degree under section 566.069 if the victim is between thirteen and fourteen years of age;
 - (c) Sexual contact with a student under section 566.086 if the victim is thirteen to seventeen years of age;

- (d) Enticement of a child under section 566.151;
 - (e) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is thirteen to seventeen years of age;
 - (f) Sexual exploitation of a minor under section 573.023;
 - (g) Promoting child pornography in the first degree under section 573.025;
 - (h) Promoting child pornography in the second degree under section 573.035;
 - (i) Patronizing prostitution under section 567.030;
 - (j) Sexual contact with a prisoner or offender under section 566.145 if the victim is thirteen to seventeen years of age;
 - (k) Child molestation in the fourth degree under section 566.071 if the victim is thirteen to seventeen years of age;
 - (l) Sexual misconduct involving a child under section 566.083 if it is a first offense and the penalty is a term of imprisonment of more than a year; or
 - (m) Age misrepresentation with intent to solicit a minor under section 566.153;
- (2) Any person who is adjudicated of an offense comparable to a tier I offense listed in this section or failure to register offense under section 589.425 or comparable out-of-state failure to register offense and who is already required to register as a tier I offender due to having been adjudicated of a tier I offense on a previous occasion; or
- (3) Any person who is or has been adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to the tier II sexual offenses listed in this subsection or, if not comparable to those in this subsection, comparable to those described as tier II offenses under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.
7. Tier III sexual offenders, in addition to the requirements of subsections 1 to 4 of this section, shall report in person to the chief law enforcement official every ninety days to verify the information contained in their statement made under section 589.407. Tier III sexual offenders include:
- (1) Any offender registered as a predatory sexual offender as defined in section 566.123 or a persistent sexual offender as defined in section 566.124;
 - (2) Any offender who has been adjudicated for the crime of:
 - (a) Rape in the first degree under section 566.030;
 - (b) Statutory rape in the first degree under section 566.032;
 - (c) Rape in the second degree under section 566.031;
 - (d) Endangering the welfare of a child in the first degree under section 568.045 if the offense is sexual in nature;
 - (e) Sodomy in the first degree under section 566.060;
 - (f) Statutory sodomy under section 566.062;
 - (g) Statutory sodomy under section 566.064 if the victim is under sixteen years of age;
 - (h) Sodomy in the second degree under section 566.061;
 - (i) Sexual misconduct involving a child under section 566.083 if the offense is a second or subsequent offense;
 - (j) Sexual abuse in the first degree under section 566.100 if the victim is under thirteen years of age;
 - (k) Kidnapping in the first degree under section 565.110 if the victim is under eighteen years of age, excluding kidnapping by a parent or guardian;
 - (l) Child kidnapping under section 565.115;
 - (m) Sexual conduct with a nursing facility resident or vulnerable person in the first degree under section 566.115 if the punishment is greater than a year;
 - (n) Incest under section 568.020;
 - (o) Endangering the welfare of a child in the first degree under section 568.045 with sexual intercourse or deviate sexual intercourse with a victim under eighteen years of age;
 - (p) Child molestation in the first degree under section 566.067;
 - (q) Child molestation in the second degree under section 566.068;
 - (r) Child molestation in the third degree under section 566.069 if the victim is under thirteen years of age;
 - (s) Promoting prostitution in the first degree under section 567.050 if the victim is under eighteen years of age;

- (t) Promoting prostitution in the second degree under section 567.060 if the victim is under eighteen years of age;
- (u) Promoting prostitution in the third degree under section 567.070 if the victim is under eighteen years of age;
- (v) Promoting travel for prostitution under section 567.085 if the victim is under eighteen years of age;
- (w) Trafficking for the purpose of sexual exploitation under section 566.209 if the victim is under eighteen years of age;
- (x) Sexual trafficking of a child in the first degree under section 566.210;
- (y) Sexual trafficking of a child in the second degree under section 566.211;
- (z) Genital mutilation of a female child under section 568.065;
- (aa) Statutory rape in the second degree under section 566.034;
- (bb) Child molestation in the fourth degree under section 566.071 if the victim is under thirteen years of age;
- (cc) Sexual abuse in the second degree under section 566.101 if the penalty is a term of imprisonment of more than a year;
- (dd) Patronizing prostitution under section 567.030 if the offender is a persistent offender;
- (ee) Abuse of a child under section 568.060 if the offense is of a sexual nature and the victim is under thirteen years of age;
- (ff) Sexual contact with a prisoner or offender under section 566.145 if the victim is under thirteen years of age;
- (gg) Sexual intercourse with a prisoner or offender under section 566.145;
- (hh) Sexual contact with a student under section 566.086 if the victim is under thirteen years of age;
- (ii) Use of a child in a sexual performance under section 573.200; or
- (jj) Promoting a sexual performance by a child under section 573.205;
- (3) Any offender who is adjudicated for a crime comparable to a tier I or tier II offense listed in this section or failure to register offense under section 589.425, or other comparable out-of-state failure to register offense, who has been or is already required to register as a tier II offender because of having been adjudicated for a tier II offense, two tier I offenses, or combination of a tier I offense and failure to register offense, on a previous occasion;
- (4) Any offender who is adjudicated in any other state, territory, the District of Columbia, or foreign country, or under federal, tribal, or military jurisdiction for an offense of a sexual nature or with a sexual element that is comparable to a tier III offense listed in this section or a tier III offense under the Sex Offender Registration and Notification Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248; or
- (5) Any offender who is adjudicated in Missouri for any offense of a sexual nature requiring registration under sections 589.400 to 589.425 that is not classified as a tier I or tier II offense in this section.

~~[5-]~~ 8. In addition to the requirements of subsections 1 ~~[and 2]~~ to 7 of this section, all Missouri registrants who work, **including as a volunteer or unpaid intern**, or attend any school ~~[or training]~~ **whether public or private, including any secondary school, trade school, professional school, or institution of higher education**, on a full-time or part-time basis ~~[in any other state]~~ **or have a temporary residence in this state** shall be required to report in person to the chief law enforcement officer in the area of the state where they work, **including as a volunteer or unpaid intern**, or attend any school or training and register in that state. "Part-time" in this subsection means for more than seven days in any twelve-month period.

~~[6-]~~ 9. If a person~~[-]~~ who is required to register as a sexual offender under sections 589.400 to 589.425~~[-]~~ changes or obtains a new online identifier as defined in section 43.651, the person shall report such information in the same manner as a change of residence before using such online identifier."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 2** was adopted.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 655, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"451.090. 1. No recorder shall~~[, in any event except as herein provided,]~~ issue a license authorizing the marriage of any person under ~~[fifteen]~~ **sixteen** years of age~~[- provided, however, that such license may be issued on order of a circuit or associate circuit judge of the county in which the license is applied for, such license being issued only for good cause shown and by reason of such unusual conditions as to make such marriage advisable]~~ **nor shall a license be issued authorizing the marriage of any person twenty-one years of age or older to a person under eighteen years of age.**

2. No recorder shall issue a license authorizing the marriage of any ~~[male]~~ **person** under the age of eighteen years~~[- or of any female under the age of eighteen years]~~, except with the consent of his or her custodial parent or guardian, which consent shall be given at the time, in writing, stating the residence of the person giving such consent, signed and sworn to before an officer authorized to administer oaths.

3. The recorder shall state in every license whether the parties applying for same, one or either or both of them, are of age, or whether ~~[the male is under the age of eighteen years or the female]~~ **either party is** under the age of eighteen years, and ~~[if the male is under the age of eighteen years or the female is under the age of eighteen years,]~~ the name of the custodial parent or guardian consenting to such marriage. **Applicants shall provide proof of age to the recorder in the form of a certified copy of the applicant's birth certificate, passport, or other government-issued identification, which shall then be documented by the recorder."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3** was adopted.

On motion of Representative Bahr, **HCS SB 655, as amended**, was adopted.

On motion of Representative Bahr, **HCS SB 655, as amended**, was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Revis
Rhoads	Roberts	Roerber	Rone	Ross
Rowland 29	Runions	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Stacy	Stephens 128
Stevens 46	Tate	Trent	Unsicker	Vescovo
Walker 3	Washington	Wessels	White	Wiemann
Mr. Speaker				

NOES: 010

Brown 57	Hurst	Marshall	Moon	Remole
Sommer	Spencer	Taylor	Wilson	Wood

PRESENT: 001

Roden

ABSENT WITH LEAVE: 024

Andrews	Bangert	Berry	Brown 27	Conway 10
Curtis	Dohrman	Ellington	Fraker	Higdon
Lichtenegger	McDaniel	McGee	Messenger	Neely
Peters	Phillips	Pogue	Razer	Rowland 155
Smith 85	Swan	Walker 74	Walsh	

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Taylor assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#3 SCS HCS HB 1617** entitled:

An act to repeal sections 191.1145, 208.670, 208.671, 208.673, 208.675, and 208.677, RSMo, and to enact in lieu thereof three new sections relating to telehealth.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 608** and has taken up and passed **CCS HCS SS SB 608**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2, and House Amendment No. 4 to SB 819** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#3 SCS HCS HB 1617 - Fiscal Review

On motion of Representative Vescovo, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Johnson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 028

Alferman	Basye	Bernskoetter	Bondon	Christofanelli
Engler	Evans	Gannon	Hansen	Henderson
Hurst	Justus	Kelly 141	Lauer	Lynch
Meredith 71	Morris 140	Morse 151	Phillips	Redmon
Reiboldt	Reisch	Remole	Revis	Rowland 29
Taylor	Walsh	White		

NOES: 000

PRESENT: 058

Anderson	Austin	Bahr	Barnes 28	Beard
Berry	Black	Burnett	Conway 104	Cornejo
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Francis	Frederick	Gray	Haahr
Hannegan	Helms	Houghton	Houx	Johnson
Knight	Kolkmeier	Lant	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Newman	Nichols
Pfautsch	Plocher	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Tate	Vescovo	Walker 3
Wiemann	Wilson	Wood		

ABSENT WITH LEAVE: 075

Adams	Anders	Andrews	Arthur	Bangert
Baringer	Barnes 60	Beck	Brattin	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	DeGroot	Ellebracht	Ellington
Fraker	Franklin	Franks Jr	Green	Gregory
Grier	Haefner	Harris	Higdon	Hill
Kelley 127	Kendrick	Kidd	Korman	Lavender
Lichtenegger	Love	Marshall	May	McCann Beatty

McCreery	McGee	Merideth 80	Messenger	Mitten
Moon	Morgan	Mosley	Muntzel	Neely
Peters	Pierson Jr	Pietzman	Pike	Pogue
Quade	Razer	Rehder	Roeber	Schroer
Smith 85	Spencer	Stacy	Swan	Trent
Unsicker	Walker 74	Washington	Wessels	Mr. Speaker

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1719, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Alferman, Anderson, Conway (104), Haefner, Rowland (29), Smith (163) and Wood

Noes (0)

Present (1): Morgan

Absent (6): Fraker, Morris (140), Swan, Unsicker, Wessels and Wiemann

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HCS HB 1991, as amended, relating to the deployment of wireless facilities infrastructure, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **SS SCS HCS HB 1991, as amended**, was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols

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Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Curtman	Hurst	Marshall	McDaniel	Moon
Roberts				

PRESENT: 000

ABSENT WITH LEAVE: 017

Bahr	Barnes 60	Brown 27	Cookson	Cross
Curtis	DeGroot	Ellington	Higdon	Lichtenegger
McGee	Messenger	Mitten	Peters	Pogue
Smith 85	Spencer			

VACANCIES: 002

On motion of Representative Rhoads, **SS SCS HCS HB 1991, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor

Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Hurst	Marshall	McDaniel	Moon	Roberts
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PRESENT: 000

ABSENT WITH LEAVE: 019

Anders	Barnes 60	Brattin	Brown 27	Butler
Cookson	Cross	Curtis	Ellington	Higdon
Lichtenegger	McGee	Messenger	Mitten	Peters
Pogue	Smith 85	Spencer	Walker 74	

VACANCIES: 002

Representative Johnson declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

SB 819, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2 and House Amendment No. 4, relating to foster care, was taken up by Representative Neely.

Representative Neely moved that the House refuse to recede from its position on **House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2 and House Amendment No. 4 to SB 819** and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1719, as amended, relating to professional registration, was taken up by Representative Grier.

Representative Grier moved that the House refuse to adopt **SS SCS HB 1719, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 881, relating to transportation, was taken up by Representative Davis.

On motion of Representative Davis, the title of **HCS SS SB 881** was agreed to.

Representative Davis offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.044. 1. The following terms as used in this section shall mean:

(1) "Bus", any vehicle or motor car designed and used for the purpose of carrying more than seven persons;
(2) "Truck", any vehicle, machine, tractor, trailer or semitrailer, or any combination thereof, propelled or drawn by mechanical power and designed or used in the transportation of property upon the highways.

2. The driver of any truck or bus, when traveling upon a public highway of this state outside of a business or residential district, shall not follow within three hundred feet of another such vehicle; provided, the provisions of this section shall not be construed to prevent the overtaking and passing, by any such truck or bus, of another similar vehicle.

3. Any person who shall violate the provisions of this section shall be deemed guilty of a class C misdemeanor, and upon conviction thereof shall be punished accordingly.

4. This section and section 304.017 shall not apply to a connected vehicle technology program that uses networked wireless communication among vehicles, infrastructure, or communications devices. Any connected vehicle technology program shall be limited to the operation of trucks on the public highways of this state and shall be approved by the state highways and transportation commission before such technology shall be used in Missouri. Each commercial motor vehicle in a pair, convoy, or formation shall have an appropriately endorsed driver who holds a valid commercial driver's license present behind the wheel.

5. The highways and transportation commission is authorized to promulgate administrative rules that are reasonable and necessary to approve and implement a connected vehicle technology testing program including designated highways and hours of operation for vehicles in the testing program. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 1** was adopted.

Representative Wiemann offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 11, Section 71.015, Line 148, by inserting immediately after all of said section and line the following:

"226.145. 1. The highways and transportation commission may issue bonds or other evidence of indebtedness in an amount not to exceed sixty-five million dollars from fiscal year 2019 to fiscal year 2022. Proceeds from the issuance of the bonds shall be provided to the department of transportation to pay for the cost of the engineering and construction of projects meeting the requirements of subsection 2 of this section. The proceeds from the bonds shall not be used to pay for administrative expenses.

2. Projects eligible for financing under this section shall:

(1) Be a major road improvement with an estimated construction cost of fifty million dollars or more;

(2) Be an improvement needed to eliminate a bottleneck, a twenty minute delay or more during peak hours, that impacts the distribution of goods and on-time delivery of freight;

(3) Be an improvement needed to reduce fatal and disabling motor vehicle crashes within an area designated as a safe travel zone by the department of transportation;

(4) Be an improvement on a Tier 1 freight corridor, as designated by the department of transportation; and

(5) Be slated to receive not less than thirty-five percent of the funds required for project completion from sources other than the state road fund or general revenue.

3. The highways and transportation commission shall offer such bonds at public sale or negotiated sale. The bonds shall be for a period of not less than ten years and not more than twenty years from their date of issue and shall bear interest at a rate or rates not exceeding the rate permitted by law.

4. The proceeds of the sale or sales of any bonds issued under this section shall be paid into the state road fund to be expended for the purpose specified in section 226.220."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Reisch offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 1, Line 5, by deleting the phrase "**St. Charles is**" and inserting in lieu thereof the phrase "**St. Charles, and the interchange of interstate 70 and interstate 63 in Columbia, are**"; and

Further amend said amendment and page, Line 15, by inserting immediately after the word "**inhabitants**" the phrase "**or in a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Frederick	Gregory	Grier
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone

Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 031

Arthur	Barnes 60	Berry	Brown 27	Brown 57
Burns	Cookson	Cross	Ellington	Fitzpatrick
Francis	Franklin	Gannon	Haahr	Haefner
Higdon	Houx	Kelley 127	Kidd	Lichtenegger
May	Messenger	Miller	Peters	Pogue
Rhoads	Roberts	Schroer	Smith 85	Vescovo
Mr. Speaker				

VACANCIES: 002

Representative Wiemann moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Fraker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 41, Section 307.350, Line 49, by inserting after all of said section and line the following:

"311.367. 1. The provisions of this section shall apply to all persons, firms, or corporations who own and operate more than one premises licensed to sell intoxicating liquor containing alcohol in excess of five percent by weight at retail.

2. Any person, firm, or corporation described in subsection 1 of this section, with the permission of the supervisor of liquor control, may designate one or more places in this state as a central warehouse to which intoxicating liquors, except beer and other intoxicating malt liquor, ordered and purchased by a person, firm, or corporation from licensed wholesalers in this state may be delivered by licensed wholesalers in this state and at which intoxicating liquors so owned by a person, firm, or corporation may be stored.

3. Any person, firm, or corporation described in subsection 1 of this section who owns and stores intoxicating liquors in a central warehouse may transfer all or any part of the intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, so stored from the central warehouse in this state to any premises licensed to sell intoxicating liquors at retail which is owned and operated by the same person, firm, or corporation and which is located in the state.

311.190. 1. For the privilege of manufacturing wine or brandy, which manufacturing shall be in accordance with all provisions of federal law applicable thereto except as may otherwise be specified in this section, in quantities not to exceed five hundred thousand gallons, not in excess of eighteen percent of alcohol by weight for wine, or not in excess of thirty-four percent of alcohol by weight for brandy, from grapes, berries, other fruits, fruit products, honey, and vegetables produced or grown in the state of Missouri, exclusive of sugar, water and spirits, there shall be paid to and collected by the director of revenue, in lieu of the charges provided in section 311.180, a license fee of five dollars for each five hundred gallons or fraction thereof of wine or brandy produced up to a maximum license fee of three hundred dollars.

2. Notwithstanding the provisions of subsection 1 of this section, a manufacturer licensed under this section may use in any calendar year such wine- and brandy-making material produced or grown outside the state of Missouri in a quantity not exceeding fifteen percent of the manufacturer's wine entered into fermentation in the prior calendar year.

3. In any year when a natural disaster causes substantial loss to the Missouri crop of grapes, berries, other fruits, fruit products, honey or vegetables from which wines are made, the director of the department of agriculture shall determine the percent of loss and allow a certain additional percent, based on the prior calendar year's production of such products, to be purchased outside the state of Missouri to be used and offered for sale by Missouri wineries.

4. **Notwithstanding any other provision of section 311.373 to the contrary**, a manufacturer licensed under this section may purchase and sell bulk or packaged wines or brandies received from other manufacturers licensed under this section and may also purchase in bulk, bottle and sell to duly licensed wineries, wholesalers and retail dealers on any day except Sunday, and a manufacturer licensed under this section may offer samples of wine, may sell wine and brandy in its original package directly to consumers at the winery, and may open wine so purchased by customers so that it may be consumed on the winery premises on Monday through Saturday between 6:00 a.m. and midnight and on Sunday between 9:00 a.m. and 10:00 p.m.

311.373. All ~~[malt beverages]~~ **intoxicating liquor** purchased for resale in this state prior to being resold at retail shall physically come into the possession of a licensed wholesaler and be unloaded in and distributed from the licensed wholesaler's warehouse in this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Korman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 71.012, Lines 12-14, by deleting all of said lines and inserting in lieu thereof the following:

"existing corporate limits of the city, town, or village but for an intervening state highway or interstate highway as defined in section 304.001, or railroad right-of-way, regardless of whether any other city, town, or village has annexed such state or interstate highway or railroad right-of-way or otherwise has an easement in such state or interstate highway or"; and

Further amend said bill, Page 7, Section 71.015, Line 12, by deleting the word **"roadway"** and inserting in lieu thereof **"state highway or interstate highway as defined in section 304.001,"**; and

Further amend said bill, section, and page, Line 17, by deleting the word "**roadway**" and inserting in lieu thereof "**state highway or interstate highway**"; and

Further amend said bill, Page 13, Section 227.240, Lines 13-19, by deleting all of said lines and inserting in lieu thereof the following:

"3. The department of transportation utility corridor established for the placement of utility facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in width when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. The commission shall promulgate rules setting forth a standardized statewide system for requesting and issuing variances to requirements set forth in this section."; and

Further amend said bill, Page 29, Section 302.170, Lines 42 and 43, by deleting the phrase "and (5)" on said lines and inserting in lieu thereof the following:

" ~~[and]~~

(5) Documents submitted by a commercial driver's license applicant who is a Missouri resident and is active duty military or a veteran, as "veteran" is defined in 38 U.S.C. 101, which allow for waiver of the commercial driver's license knowledge test, skills test, or both; and

(6) "; and

Further amend said bill and section, Page 32, Line 163, by inserting after all of said section and line the following:

"302.173. 1. Any applicant for a license, who does not possess a valid license issued pursuant to the laws of this state, another state, or a country which has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to section 302.172 shall be examined as herein provided. Any person who has failed to renew such person's license on or before the date of its expiration or within six months thereafter must take the complete examination. Any active member of the Armed Forces, their adult dependents or any active member of the Peace Corps may apply for a renewal license without examination of any kind, unless otherwise required by sections 302.700 to 302.780, provided the renewal application shows that the previous license had not been suspended or revoked. Any person honorably discharged from the Armed Forces of the United States who held a valid license prior to being inducted may apply for a renewal license within sixty days after such person's honorable discharge without submitting to any examination of such person's ability to safely operate a motor vehicle over the highways of this state unless otherwise required by sections 302.700 to 302.780, other than the vision test provided in section 302.175, unless the facts set out in the renewal application or record of convictions on the expiring license, or the records of the director show that there is good cause to authorize the director to require the applicant to submit to the complete examination. No applicant for a renewal license shall be required to submit to any examination of his or her ability to safely operate a motor vehicle over the highways of this state unless otherwise required by sections 302.700 to 302.780 or regulations promulgated thereunder, other than a test of the applicant's ability to understand highway signs regulating, warning or directing traffic and the vision test provided in section 302.175, unless the facts set out in the renewal application or record of convictions on the expiring license, or the records of the director show that there is good cause to authorize the director to require the applicant to submit to the complete examination. The examination shall be made available in each county. Reasonable notice of the time and place of the examination shall be given the applicant by the person or officer designated to conduct it. The complete examination shall include a test of the applicant's natural or corrected vision as prescribed in section 302.175, the applicant's ability to understand highway signs regulating, warning or directing traffic, the applicant's practical knowledge of the traffic laws of this state, and an actual demonstration of ability to exercise due care in the operation of a motor vehicle of the classification for which the license is sought. When an applicant for a license has a license from a state which has requirements for issuance of a license comparable to the Missouri requirements or a license from a country which has a reciprocal agreement with the state of Missouri regarding the exchange of licenses pursuant to section 302.172 and such license has not expired more than six months prior to the date of application for the Missouri license, the director may waive the test of the applicant's practical knowledge of the traffic laws of this state, and the requirement of actual demonstration of ability to exercise due care in the operation of a motor vehicle. If the director has reasonable grounds to believe that an applicant is suffering from some known physical or mental ailment which ordinarily would interfere with the applicant's fitness to operate a motor vehicle

safely upon the highways, the director may require that the examination include a physical or mental examination by a licensed physician of the applicant's choice, at the applicant's expense, to determine the fact. The director shall prescribe regulations to ensure uniformity in the examinations and in the grading thereof and shall prescribe and furnish all forms to the members of the highway patrol and to other persons authorized to conduct examinations as may be necessary to enable the officer or person to properly conduct the examination. The records of the examination shall be forwarded to the director who shall not issue any license hereunder if in the director's opinion the applicant is not qualified to operate a motor vehicle safely upon the highways of this state.

2. Beginning July 1, 2005, when the examiner has reasonable grounds to believe that an individual has committed fraud or deception during the examination process, the license examiner shall immediately forward to the director all information relevant to any fraud or deception, including, but not limited to, a statement of the examiner's grounds for belief that the person committed or attempted to commit fraud or deception in the written, skills, or vision examination.

3. The director of revenue shall delegate the power to conduct the examinations required for a license or permit to any member of the highway patrol or any person employed by the highway patrol. The powers delegated to any examiner may be revoked at any time by the director of revenue upon notice.

4. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful completion of a motorcycle rider training course approved pursuant to sections 302.133 to 302.137 shall constitute an actual demonstration of the person's ability to exercise due care in the operation of a motorcycle or motortricycle, and no further **practical knowledge or driving test** shall be required to obtain a motorcycle or motortricycle license or endorsement. **The motorcycle rider training course completion shall be accepted for purposes of motorcycle license or endorsement issuance for one year from the date of course completion.**

5. Notwithstanding the requirements of subsections 1 and 3 of this section, the successful completion of a military motorcycle rider training course that meets or exceeds the Motorcycle Safety Foundation curriculum standards by an applicant who is an active member of the [U.S.] **United States** Armed Forces, shall constitute an actual demonstration of the person's ability to exercise due care in the operation of a motorcycle or motortricycle, and no further **practical knowledge or driving test** shall be required to obtain a motorcycle or motortricycle license or endorsement. **The military motorcycle rider training course completion shall be accepted for purposes of motorcycle license or endorsement issuance for one year from the date of course completion.** The director of revenue is authorized to promulgate rules and regulations for the administration and implementation of this subsection including rules governing the presentment of motorcycle training course completion cards from a military motorcycle rider training course or other documentation showing that the applicant has successfully completed a course in basic motorcycle safety instruction that meets or exceeds curriculum standards established by the Motorcycle Safety Foundation or other national organization whose purpose is to improve the safety of motorcyclists on the nation's streets and highways. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 4** was adopted.

Representative Eggleston offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 22, Section 301.010, Line 301, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the

office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided ~~[in the vehicle inspection report]~~ **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided ~~[in the vehicle inspection report]~~ **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for

the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. ~~[Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.]~~ The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

~~[5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.]; and~~

Further amend said bill, Page 23, Section 301.074, by removing all of said section from the bill and inserting in lieu thereof the following:

"301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish ~~[proof of vehicle inspection and]~~ proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. ~~[Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions.]~~ No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075."; and

Further amend said bill and page, Section 301.075, Line 4, by inserting after all of said section and line the following:

"301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

5. ~~[In addition to the certification required pursuant to subsection 4 of this section, when applying for registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.]~~

~~6.]~~ On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

~~7.]~~ 6. Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

~~8.]~~ 7. ~~[Except as provided in subsection 5 of this section,]~~ A vehicle registered pursuant to this section is exempt from any statute of this state that requires ~~[periodic vehicle inspections and from any statute of this state that requires]~~ the use and inspection of emission controls.

~~9.]~~ 8. A "custom vehicle" means any motor vehicle that:

(1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and

(2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

~~10.]~~ 9. The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

~~[14-]~~ 10. For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

~~[12-]~~ 11. In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

- (1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and
- (2) Will not be used for general daily transportation.

~~[13- In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~———14-]~~ 12. On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

~~[15-]~~ 13. Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

~~[16-]~~ 14. ~~[Except as provided in subsection 13 of this section,]~~ A vehicle registered pursuant to this section is exempt from any statute of this state that requires ~~[periodic vehicle inspections and from any statute of this state that requires]~~ the use and inspection of emission controls.

~~[17-]~~ 15. For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

~~[18-]~~ 16. A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors."; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

(1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;

(2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of ~~[a motor vehicle safety inspection and]~~ any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213

and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, ~~[the safety inspection required in chapter 307 and]~~ the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri ~~[or as required by section 301.020]~~, it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, ~~[the safety inspection required in chapter 307 and]~~ the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director

shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

(1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;

(2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;

(3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and

(4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall include a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer [~~sixteen feet or more in length~~] which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer [~~sixteen feet or more in length~~] shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of [~~ten~~] **twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the [~~ten~~] **twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or

other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted.

301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a ~~[written statement from a motor vehicle inspection station]~~ **vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue**, that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for ~~[inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees are distributed]~~ **law enforcement agencies performing such inspections.** This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership ~~[and vehicle inspection]~~ of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, "former prisoner of war" means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision.

301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the ~~[inspections required by section 307.350 and]~~ **inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 41, Section 307.350, Line 49, by inserting after all of said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the ~~[inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure]~~ **certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection.**

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections ~~[307.350]~~ **307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection[~~except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed~~]. No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

~~[(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.]~~

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections ~~[307.350]~~ **307.360** to 307.390 or the regulations issued pursuant to sections ~~[307.350]~~ **307.360** to 307.390 are not being complied with, or that the business of an official inspection station~~[in connection with corrections, adjustments, repairs or inspection of vehicles]~~ is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections ~~[307.350]~~ **307.360** to 307.390 or the regulations issued pursuant to sections ~~[307.350]~~ **307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections ~~[307.350]~~ **307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed

that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections ~~[307.350]~~ **307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose ~~[and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing].~~ No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections ~~[307.350]~~ **307.360** to 307.390. ~~[No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.]~~

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections ~~[307.350]~~ **307.360** to 307.390.

4. ~~[If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.]~~

~~—5.]~~ A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection ~~[and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device].~~ Such fee shall be conspicuously posted on the premises of each such official inspection station. ~~[No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.]~~

~~—6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or~~

other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.

~~7.]~~ 5. The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters ~~and any current unused inspection stickers, seals or other devices~~ to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. ~~[Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.]~~

~~[8.]~~ 6. Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

~~[9.]~~ 7. The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection ~~and approval, sticker, seal or other device~~.

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection ~~[sticker, seal or other device]~~.

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval ~~[sticker, seal or other device]~~ knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall ~~[in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390.]~~ include **a determination that the brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and, in addition, include** an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

- (1) All mirrors, including crossview, inside, and outside;
- (2) The front and rear warning flashers;
- (3) The stop signal arm;
- (4) The crossing control arm on public school buses required to have them pursuant to section 304.050;
- (5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;
- (6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;
- (7) The emergency doors and exits to determine them to be unlocked and easily opened as required;
- (8) The lettering and signing on the front, side and rear of the bus;
- (9) The service door;
- (10) The step treads;
- (11) The aisle mats or aisle runners;

(12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;

(13) The seats, including a determination that they are securely fastened to the floor;

(14) The emergency door buzzer;

(15) All hand hold grips;

(16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

(1) The driver seat belts;

(2) The heating and defrosting systems;

(3) The reflectors;

(4) The bus steps;

(5) The aisles;

(6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found, the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. ~~[Notwithstanding the provisions of section 307.390 to the contrary,]~~ A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections ~~[307.350]~~ **307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections ~~[307.350]~~ **307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to sections ~~[307.350]~~ **307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

(1) The periodic inspection of certain motor vehicles as required under section 643.315;

(2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;

(3) The testing of motor vehicles through on-board diagnostic testing technologies;

(4) The training, certification, and supervision of emission inspectors and other personnel; and

(5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle ~~[safety]~~ inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle ~~[safety]~~ inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities ~~[that do not conduct motor vehicle safety inspections]~~ may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and ~~[the]~~ rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component~~[-, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350].~~

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are

nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of ~~the safety and~~ emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by ~~sections 307.350 to 307.390 and~~ sections 643.300 to 643.355. The director of revenue may verify that a successful ~~safety and~~ emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture~~[-provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted];~~

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial ~~[safety inspections]~~ **registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been modified from

original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

- (a) With prior inspection and approval as provided in subdivision (2) of this subsection; or
- (b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. ~~[No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.]~~

~~[307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:-~~

~~(1) Motor vehicles, for the five year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;-~~

~~(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and-~~

~~(3) Historic motor vehicles registered pursuant to section 301.131;-~~

~~(4) Vehicles registered in excess of twenty four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd numbered model-~~

year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]

[307.353. Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.]

[307.355. 1. No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:

(1) The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;

(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six-month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.

2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.

3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local

commercial motor vehicle license is changed to a beyond local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.]

~~[307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.—~~

~~2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.—~~

~~3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]~~

~~[307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.]~~

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 of this act shall become effective January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel

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McGaugh	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Carpenter	Conway 10	Dinkins
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Stevens 46	Unsicker	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 035

Alferman	Arthur	Barnes 60	Berry	Bondon
Brown 27	Burns	Butler	Cookson	Corlew
Cross	Curtis	Ellebracht	Ellington	Fitzpatrick
Franklin	Gray	Haahr	Haefner	Higdon
Houx	Kelley 127	Kidd	Lichtenegger	Messenger
Miller	Peters	Pogue	Runions	Schroer
Smith 85	Vescovo	Walker 74	Washington	Mr. Speaker

VACANCIES: 002

On motion of Representative Eggleston, **House Amendment No. 5** was adopted.

Representative Tate offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 21.795, Line 120, by inserting after all of said line the following:

"70.370. Within sixty days after this section becomes effective, the governor by and with the advice and consent of the senate shall appoint three commissioners to enter into a compact on behalf of the state of Missouri with the state of Illinois. If the senate is not in session at the time for making any appointment, the governor shall make a temporary appointment as in case of a vacancy. Any two of the commissioners so appointed together with the attorney general of the state of Missouri may act to enter into the following compact:

COMPACT BETWEEN MISSOURI AND ILLINOIS CREATING THE BI-STATE DEVELOPMENT AGENCY AND THE BI-STATE METROPOLITAN DISTRICT

The states of Missouri and Illinois enter into the following agreement:
ARTICLE I

They agree to and pledge each to the other faithful cooperation in the future planning and development of the bi-state metropolitan district, holding in high trust for the benefit of its people and of the nation the special blessings and natural advantages thereof.

ARTICLE II

To that end the two states create a district to be known as the "Bi-State Metropolitan Development District" (herein referred to as "The District") which shall embrace the following territory: The City of St. Louis and the counties of St. Louis ~~and~~, St. Charles ~~and~~, Jefferson, **and Franklin** in Missouri[-] and the counties of Madison, St. Clair, and Monroe in Illinois.

ARTICLE III

There is created "The Bi-State Development Agency of the Missouri-Illinois Metropolitan District" (herein referred to as "The Bi-State Agency") which shall be a body corporate and politic. The bi-state agency shall have the following powers:

(1) To plan, construct, maintain, own and operate bridges, tunnels, airports and terminal facilities and to plan and establish policies for sewage and drainage facilities;

(2) To make plans for submission to the communities involved for coordination of streets, highways, parkways, parking areas, terminals, water supply and sewage and disposal works, recreational and conservation facilities and projects, land use pattern and other matters in which joint or coordinated action of the communities within the areas will be generally beneficial;

(3) To charge and collect fees for use of the facilities owned and operated by it;

(4) To issue bonds upon the security of the revenues to be derived from such facilities; and, or upon any property held or to be held by it;

(5) To receive for its lawful activities any contributions or moneys appropriated by municipalities, counties, state or other political subdivisions or agencies; or by the federal government or any agency or officer thereof;

(6) To disburse funds for its lawful activities, and fix salaries and wages of its officers and employees;

(7) To perform all other necessary and incidental functions; and

(8) To exercise such additional powers as shall be conferred on it by the legislature of either state concurred in by the legislature of the other or by act of Congress.

No property now or hereafter vested in or held by either state, or by any county, city, borough, village, township or other political subdivision, shall be taken by the bi-state agency without the authority or consent of such state, county, city, borough, village, township or other political subdivision, nor shall anything herein impair or invalidate in any way any bonded indebtedness of such state, county, city, borough, village, township or other political subdivision, nor impair the provisions of law regulating the payment into sinking funds of revenues derived from municipal property, or dedicating the revenues derived from any municipal property to a specific purpose.

Unless and until otherwise provided, it shall make an annual report to the governor of each state, setting forth in detail the operations and transactions conducted by it pursuant to this agreement and any legislation thereunder.

Nothing contained in this compact shall impair the powers of any municipality to develop or improve terminal or other facilities.

The bi-state agency shall from time to time make plans for the development of the district; and when such plans are duly approved by the legislatures of the two states, they shall be binding upon both states with the same force and effect as if incorporated in this compact.

The bi-state agency may from time to time make recommendations to the legislatures of the two states or to the Congress of the United States, based upon study and analysis, for the improvement of transportation, terminal, and other facilities in the district.

The bi-state agency may petition any interstate commerce commission (or like body), public service commission, public utilities commission (or like body), or any other federal, municipal, state or local authority, administrative, judicial or legislative, having jurisdiction in the premises, for the adoption and execution of any physical improvements, change in method, rate of transportation, system of handling freight, warehousing, docking, lightering, or transfer of freight, which, in the opinion of the bi-state agency, may be designed to improve or better the handling of commerce in and through the district, or improve terminal and transportation facilities therein. It may intervene in any proceeding affecting the commerce of the district.

ARTICLE IV

The bi-state agency shall consist of ten commissioners, five of whom shall be resident voters of the state of Missouri and five of whom shall be resident voters of the state of Illinois. All commissioners shall reside within the bi-state district, the Missouri members to be chosen by the state of Missouri and the Illinois members by the state of Illinois in the manner and for the terms fixed by the legislature of each state except as herein provided.

ARTICLE V

The bi-state agency shall elect from its number a chairman, a vice chairman, and may appoint such officers and employees as it may require for the performance of its duties, and shall fix and determine their qualifications and duties.

Until otherwise determined by the legislatures of the two states no action of the bi-state agency shall be binding unless taken at a meeting at which at least three members from each state are present, and unless a majority of the members from each state present at such meeting shall vote in favor thereof. Each state reserves the right hereafter to provide by law for the exercise of the veto power by the governor thereof over any action of any commissioner appointed therefrom.

Until otherwise determined by the action of the legislature of the two states, the bi-state agency shall not incur any obligations for salaries, office or other administrative expenses, prior to the making of appropriations adequate to meet the same.

The bi-state agency is hereby authorized to make suitable rules and regulations not inconsistent with the constitution or laws of the United States or of either state, or of any political subdivision thereof, and subject to the exercise of the power of Congress, for the improvement of the district, which when concurred in or authorized by the legislatures of both states, shall be binding and effective upon all persons and corporations affected thereby.

The two states shall provide penalties for violations of any order, rule or regulation of the bi-state agency, and for the manner of enforcing same.

ARTICLE VI

The bi-state agency is authorized and directed to proceed with the development of the district in accordance with the articles of this compact as rapidly as may be economically practicable and is vested with all necessary and appropriate powers not inconsistent with the constitution or the laws of the United States or of either state, to effectuate the same, except the power to levy taxes or assessments.

It shall render such advice, suggestion and assistance to all municipal officials as will permit all local and municipal improvements, so far as practicable, to fit in with the plan.

ARTICLE VII

In witness thereof, we have hereunto set our hands and seals under authority vested in us by law.

(Signed)

In the presence of:

(Signed)"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 6** was adopted.

Representative Matthiesen offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 11, Section 71.015, Line 148, by inserting immediately after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include ~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration~~ **any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does

not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

- (1) Immediate prior use, if any, of such property;
- (2) Location of such property;
- (3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;
- (4) Other legal restrictions on the use of such property;
- (5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;
- (6) Size of such property;
- (7) Access of such property to public thoroughfares; and
- (8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Knight
Kolkmeier	Korman	Lant	Lauer	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roerber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Walker 3	Walsh	White
Wiemann	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Arthur	Barnes 60	Bernskoetter	Black
Brown 27	Butler	Chipman	Cookson	Cross
Curtis	Ellington	Engler	Fitzpatrick	Franklin
Haahr	Haefner	Higdon	Houx	Kelly 141
Kidd	Lichtenegger	McDaniel	McGee	Messenger
Miller	Peters	Pietzman	Pogue	Redmon
Schroer	Smith 85	Vescovo	Walker 74	Wilson
Mr. Speaker				

VACANCIES: 002

On motion of Representative Matthiesen, **House Amendment No. 7** was adopted.

Representative Shaul (113) offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 27, Section 301.140, Line 143, by inserting immediately after all of said section and line the following:

"301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

- (1) "Department", the department of revenue;
- (2) "Director", the director of the department of revenue;
- (3) "Other authorized health care practitioner" includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists licensed pursuant to chapter 336;
- (4) "Physically disabled", a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:
 - (a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or
 - (b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or
 - (c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or
 - (d) Uses portable oxygen; or
 - (e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or
 - (f) A person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;
- (5) "Physician", a person licensed to practice medicine pursuant to chapter 334;
- (6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;
- (7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;
- (8) "Temporary windshield placard", a placard to be issued to persons who are temporarily disabled persons as defined in this section, certification of which shall be indicated on the physician's statement;
- (9) "Windshield placard", a placard to be issued to persons who are physically disabled as defined in this section, certification of which shall be indicated on the physician's statement.

2. Other authorized health care practitioners may furnish to a disabled or temporarily disabled person a physician's statement for only those physical health care conditions for which such health care practitioner is legally authorized to diagnose and treat.

3. A physician's statement shall:

- (1) Be on a form prescribed by the director of revenue;
- (2) Set forth the specific diagnosis and medical condition which renders the person physically disabled or temporarily disabled as defined in this section;
- (3) Include the physician's or other authorized health care practitioner's license number; and
- (4) Be personally signed by the issuing physician or other authorized health care practitioner.

4. If it is the professional opinion of the physician or other authorized health care practitioner issuing the statement that the physical disability of the applicant, user, or member of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the physician or other authorized health care practitioner shall note on the statement the anticipated length of the disability which period may not exceed one hundred eighty days. If the physician or health care practitioner fails to record an expiration date on the physician's statement, the director shall issue a temporary windshield placard for a period of thirty days.

5. A physician or other authorized health care practitioner who issues or signs a physician's statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in such disabled person's medical chart documentation that such a certificate has been issued, the date the statement was signed, the diagnosis

or condition which existed that qualified the person as disabled pursuant to this section and shall contain sufficient documentation so as to objectively confirm that such condition exists.

6. The medical or other records of the physician or other authorized health care practitioner who issued a physician's statement shall be open to inspection and review by such practitioner's licensing board, in order to verify compliance with this section. Information contained within such records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise required to be disclosed by law.

7. Owners of motor vehicles who are residents of the state of Missouri, and who are physically disabled, owners of motor vehicles operated at least fifty percent of the time by a physically disabled person, or owners of motor vehicles used to primarily transport physically disabled members of the owner's household may obtain disabled person license plates. Such owners, upon application, accompanied by the documents and fees provided for in this section, a current physician's statement which has been issued within ninety days preceding the date the application is made and proof of compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. **If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.**

8. The director shall further issue, upon request, to such applicant one, and for good cause shown, as the director may define by rule and regulations, not more than two, removable disabled windshield hanging placards for use when the disabled person is occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle license plate or disabled windshield hanging placard.

9. No additional fee shall be paid to the director for the issuance of the special license plates provided in this section, except for special personalized license plates and other license plates described in this subsection. Priority for any specific set of special license plates shall be given to the applicant who received the number in the immediately preceding license period subject to the applicant's compliance with the provisions of this section and any applicable rules or regulations issued by the director. If determined feasible by the advisory committee established in section 301.129, any special license plate issued pursuant to this section may be adapted to also include the international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this section and such plate may be issued to any applicant who meets the requirements of this section and the other appropriate provision of this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

10. Any physically disabled person, or the parent or guardian of any such person, or any not-for-profit group, organization, or other entity which transports more than one physically disabled person, may apply to the director of revenue for a removable windshield placard. The placard may be used in motor vehicles which do not bear the permanent handicap symbol on the license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor vehicle and may not be hung from the mirror during operation. These placards may only be used during the period of time when the vehicle is being used by a disabled person, or when the vehicle is being used to pick up, deliver, or collect a disabled person, **and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person.** When there is no rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

11. The removable windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The removable windshield placard shall be renewed every four years. The director may stagger the expiration dates to equalize workload. Only one removable placard may be issued to an applicant who has been issued disabled person license plates. Upon request, one additional windshield placard may be issued to an applicant who has not been issued disabled person license plates.

12. A temporary windshield placard shall be issued to any physically disabled person, or the parent or guardian of any such person who otherwise qualifies except that the physical disability, in the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The temporary windshield placard shall

conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown, one additional temporary windshield placard may be issued to an applicant. Temporary windshield placards shall be issued upon presentation of the physician's statement provided by this section and shall be displayed in the same manner as removable windshield placards. A person or entity shall be qualified to possess and display a temporary removable windshield placard for six months and the placard may be renewed once for an additional six months if a physician's statement pursuant to this section is supplied to the director of revenue at the time of renewal.

13. Application for license plates or windshield placards issued pursuant to this section shall be made to the director of revenue and shall be accompanied by a statement signed by a licensed physician or other authorized health care practitioner which certifies that the applicant, user, or member of the applicant's household is a physically disabled person as defined by this section.

14. The placard shall be renewable only by the person or entity to which the placard was originally issued. Any placard issued pursuant to this section shall only be used when the physically disabled occupant for whom the disabled plate or placard was issued is in the motor vehicle at the time of parking or when a physically disabled person is being delivered or collected. A disabled license plate and/or a removable windshield hanging placard are not transferable and may not be used by any other person whether disabled or not.

15. At the time the disabled plates or windshield hanging placards are issued, the director shall issue a registration certificate which shall include the applicant's name, address, and other identifying information as prescribed by the director, or if issued to an agency, such agency's name and address. This certificate shall further contain the disabled license plate number or, for windshield hanging placards, the registration or identifying number stamped on the placard. The validated registration receipt given to the applicant shall serve as the registration certificate.

16. The director shall, upon issuing any disabled registration certificate for license plates and/or windshield hanging placards, provide information which explains that such plates or windshield hanging placards are nontransferable, and the restrictions explaining who and when a person or vehicle which bears or has the disabled plates or windshield hanging placards may be used or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the provisions of this act.

17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every ~~fourth~~ **eighth** year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of a ~~four-year~~ **eight-year** period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the ~~four-year~~ **eight-year** certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.

19. The boards shall cooperate with the director and shall supply information requested pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the director, establish a list of all Missouri physicians and other authorized health care practitioners and of any other information necessary to administer this section.

20. Where the owner's application is based on the fact that the vehicle is used at least fifty percent of the time by a physically disabled person, the applicant shall submit a statement stating this fact, in addition to the physician's statement. The statement shall be signed by both the owner of the vehicle and the physically disabled person. The applicant shall be required to submit this statement with each application for license plates. No person shall willingly or knowingly submit a false statement and any such false statement shall be considered perjury and may be punishable pursuant to section 301.420.

21. The director of revenue shall retain all physicians' statements and all other documents received in connection with a person's application for disabled license plates and/or disabled windshield placards.

22. The director of revenue shall enter into reciprocity agreements with other states or the federal government for the purpose of recognizing disabled person license plates or windshield placards issued to physically disabled persons.

23. When a person to whom disabled person license plates or a removable or temporary windshield placard or both have been issued dies, the personal representative of the decedent or such other person who may come into or otherwise take possession of the disabled license plates or disabled windshield placard shall return the same to the director of revenue under penalty of law. Failure to return such plates or placards shall constitute a class B misdemeanor.

24. The director of revenue may order any person issued disabled person license plates or windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to such other investigation as will determine whether such person qualifies for the special plates or placards.

25. If such person refuses to submit or is found to no longer qualify for special plates or placards provided for in this section, the director of revenue shall collect the special plates or placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

26. In the event a removable or temporary windshield placard is lost, stolen, or mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an application and an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement windshield placard shall be four dollars.

27. Fraudulent application, renewal, issuance, procurement or use of disabled person license plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual or family member is qualified for a license plate or windshield placard based on a disability, the diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mitten raised a point of order that **House Amendment No. 8** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The point of order was withdrawn.

On motion of Representative Shaul (113), **House Amendment No. 8** was adopted.

Representative Cornejo offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 39, Section 304.190, Line 86, by inserting immediately after said section and line the following:

"304.935. No political subdivision of this state shall impose a tax or other requirement, including performance standards, where such tax or other requirement relates specifically to the operation of vehicles, or capability of vehicles to operate, without real-time input by a conventional human driver, including with regard to the transportation of persons or goods for compensation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Mitten raised a point of order that **House Amendment No. 9** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Bondon	Brattin	Brown 57	Christofanelli
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Hill	Houghton	Hurst
Johnson	Justus	Kidd	Knight	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wood	

NOES: 031

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Carpenter	Franks Jr	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 046

Alferman	Bahr	Barnes 60	Barnes 28	Berry
Black	Brown 27	Burns	Butler	Chipman
Conway 10	Conway 104	Cookson	Cross	Curtis
Ellebracht	Ellington	Fitzpatrick	Franklin	Gray
Haefner	Henderson	Higdon	Houx	Kelley 127
Kelly 141	Kolkmeier	Lichtenegger	May	McDaniel
McGee	Messenger	Miller	Peters	Pietzman
Pogue	Reisch	Schroer	Smith 85	Smith 163

Stevens 46	Walker 74	Washington	White	Wilson
Mr. Speaker				

VACANCIES: 002

On motion of Representative Cornejo, **House Amendment No. 9** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Hill	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lant	Lauer	Love	Lynch	Mathews
Matthiesen	McGaugh	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Redmon	Rehder	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Walker 3	Walsh	Wiemann
Wood	Mr. Speaker			

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Bondon	Burnett	Butler
Carpenter	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Hurst	Kendrick	Korman
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Quade	Razer	Reiboldt	Remole	Revis
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Burns	Conway 10	Conway 104
Cookson	Cross	Curtis	Evans	Franklin
Haefner	Higdon	Houghton	Houx	Lichtenegger
McDaniel	Messenger	Peters	Pietzman	Pogue
Reisch	Schroer	Smith 85	Smith 163	Vescovo
Walker 74	White	Wilson		

VACANCIES: 002

Representative Fitzpatrick offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14, Section 301.010, Line 5, by inserting after all of said line the following:

"(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;"; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill and section, page 18, Lines 143 to 145, by removing all of said lines from the bill and inserting in lieu thereof the following:

"[(38)] (39) "Motortricycle", a motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;"; and

Further amend said bill and section, Page 22, Line 301, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, **autocycle**, bus, or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application

for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.055. 1. The annual registration fee for motor vehicles other than commercial motor vehicles is:

Less than 12 horsepower	\$18.00
12 horsepower and less than 24 horsepower	21.00
24 horsepower and less than 36 horsepower	24.00
36 horsepower and less than 48 horsepower	33.00
48 horsepower and less than 60 horsepower	39.00
60 horsepower and less than 72 horsepower	45.00
72 horsepower and more	51.00
Motorcycles	8.50
Motortricycles	10.00
Autocycles	10.00

2. Notwithstanding any other provision of law, the registration of any autocycle registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the expiration of the registration period for such vehicle at which time the owner shall be required to renew the motor vehicle's registration under the autocycle classification and pay the appropriate registration fee."; and

Further amend said bill, Page 23, Section 301.075, Line 4, by inserting after all of said section and line the following:

"301.130. 1. The director of revenue, upon receipt of a proper application for registration, required fees and any other information which may be required by law, shall issue to the applicant a certificate of registration in such manner and form as the director of revenue may prescribe and a set of license plates, or other evidence of registration, as provided by this section. Each set of license plates shall bear the name or abbreviated name of this state, the words "SHOW-ME STATE", the month and year in which the registration shall expire, and an arrangement of numbers or letters, or both, as shall be assigned from year to year by the director of revenue. The plates shall also contain fully reflective material with a common color scheme and design for each type of license plate issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled veterans will have the "DISABLED VETERAN" wording on the license plates in preference to the words "SHOW-ME STATE" and special plates for members of the National Guard will have the "NATIONAL GUARD" wording in preference to the words "SHOW-ME STATE".

2. The arrangement of letters and numbers of license plates shall be uniform throughout each classification of registration. The director may provide for the arrangement of the numbers in groups or otherwise, and for other distinguishing marks on the plates.

3. All property-carrying commercial motor vehicles to be registered at a gross weight in excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, **autocycles**, motorscooters, and driveaway vehicles shall be registered with the director of revenue as provided for in subsection 3 of section 301.030, or with the state highways and transportation commission as otherwise provided in this chapter, but only one license plate shall be issued for each such vehicle, except as provided in this subsection. The applicant for registration of any property-carrying commercial vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued two license plates for such vehicle, and if such plates are issued, the director of revenue shall provide for distinguishing marks on the plates indicating one plate is for the front and the other is for the rear of such vehicle. The director may assess and collect an additional charge from the applicant in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of section 301.144.

4. The plates issued to manufacturers and dealers shall bear the letters and numbers as prescribed by section 301.560, and the director may place upon the plates other letters or marks to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall have displayed thereon the license plate or set of license plates issued by the director of revenue or the state highways and transportation commission and authorized by section 301.140. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired. Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its reflective qualities are not impaired. License plates shall be fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up. The license plates on trailers, motorcycles, motortricycles, **autocycles**, and motorscooters shall be displayed on the rear of such vehicles either horizontally or vertically, with the letters and numbers plainly visible. The license plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section, displayed in the same manner on the front and rear of such vehicles. The license plate or plates authorized by section 301.140, when properly attached, shall be prima facie evidence that the required fees have been paid.

6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as provided by law as evidence of the annual payment of registration fees and the current registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any additional information recorded on the tab or tabs

to ensure that the tab or tabs positively correlate with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall be produced in each license bureau office.

(2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab or tabs in the designated area of the license plate, no more than one per plate.

(3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been paid.

(4) Except as otherwise provided in this section, the director of revenue shall issue plates for a period of at least six years.

(5) For those commercial motor vehicles and trailers registered pursuant to section 301.041, the plate issued by the highways and transportation commission shall be a permanent nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any vehicle permanently registered pursuant to this section from the obligation to pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to the highways and transportation commission upon the sale or disposal of the vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a replacement commercial motor vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement commercial motor vehicle. Upon payment of the annual registration fee, the highways and transportation commission shall issue a certificate of registration or other suitable evidence of payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

(6) Upon the sale or disposal of any vehicle permanently registered under this section, or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such vehicle shall be returned to the highways and transportation commission and shall not be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement vehicle. If a vehicle which is permanently registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be given credit for any unused portion of the annual registration fee when the vehicle is replaced by the purchase or lease of another vehicle during the registration year.

7. The director of revenue and the highways and transportation commission may prescribe rules and regulations for the effective administration of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

8. Notwithstanding the provisions of any other law to the contrary, owners of motor vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight may apply for special personalized license plates. Vehicles licensed for twenty-four thousand pounds that display special personalized license plates shall be subject to the provisions of subsections 1 and 2 of section 301.030. On and after August 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight, may apply for any preexisting or hereafter statutorily created special personalized license plates.

9. No later than January 1, 2019, the director of revenue shall commence the reissuance of new license plates of such design as approved by the advisory committee under section 301.125 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as otherwise provided in this section, in addition to all other fees required by law, applicants for registration of vehicles with license plates that expire during the period of reissuance, applicants for registration of trailers or semitrailers with license plates that expire during the period of reissuance and applicants for registration of vehicles that are to be issued new license plates during the period of reissuance shall pay the cost of the plates required by this subsection. The additional cost prescribed in this subsection shall not be charged to persons receiving special license plates issued under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131 and specialized license plates are exempt from the provisions of this subsection. Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued to commercial motor vehicles and trailers registered under section 301.041 are exempt from the provisions of this subsection."; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer, manufacturer or dealer, as provided in this chapter, the director of revenue shall file such application and register such motor vehicle, trailer, manufacturer or dealer, together with the facts stated in the application, under a distinctive number assigned to such motor vehicle, trailer, manufacturer or dealer. Separate records shall be kept as follows:

- (1) Motor vehicles registered by owners;
- (2) Commercial motor vehicles;
- (3) Trailers;
- (4) Motorcycles and motor tricycles;
- (5) **Autocycles;**
- (6) Manufacturers and dealers.

2. The director of revenue may keep such other classifications and records as he may deem necessary and may enter contracts or agreements or otherwise make arrangements for computerized access to odometer and title information.

3. All of such books and records shall be kept open to public inspection during reasonable business hours.

4. The governor may cause the records of the department of revenue to be audited by the state auditor at any time."; and

Further amend said bill, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.005. 1. As used in this section, the term "autocycle" means a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards.

2. Notwithstanding subsection 2 of section 302.020, a person operating or riding in an autocycle ~~[shall]~~ **may not** be required to wear protective headgear ~~[if the vehicle is equipped with a roof that meets or exceeds the standards established for protective headgear].~~

3. No person shall operate an autocycle on any highway or street in this state unless the person has a valid driver's license. The operator of an autocycle, however, shall not be required to obtain a motorcycle or motortricycle license or endorsement pursuant to sections 302.010 to 302.340."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 10** was adopted.

Representative Swan offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3-] 4. Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 11** was adopted.

Representative Ruth offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 5, Section 21.795, Line 120, by inserting after all of said section and line the following:

"68.075. 1. This section shall be known and may be cited as the "Advanced Industrial Manufacturing Zones Act".

2. As used in this section, the following terms shall mean:

(1) "AIM zone", an area identified through a resolution passed by the port authority board of commissioners appointed under section 68.045 that is being developed or redeveloped for any purpose so long as any infrastructure and building built or improved is in the development area. The port authority board of commissioners shall file an annual report indicating the established AIM zones with the department of revenue;

(2) "County average wage", the average wage in each county as determined by the Missouri department of economic development for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility;

(3) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job. An employee that spends less than fifty percent of the employee's work time at the facility is still considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the county average wage;

(4) **"Related facility", a facility operated by a company or a related company prior to the establishment of the AIM zone in question located within any port district, as defined under section 68.015, which is directly related to the operations of the facility within the new AIM zone.**

3. Any port authority located in this state may establish an AIM zone. Such zone may only include the area within the port authority's jurisdiction, ownership, or control, and may include any such area. The port authority shall determine the boundaries for each AIM zone, and more than one AIM zone may exist within the port authority's jurisdiction or under the port authority's ownership or control, and may be expanded or contracted by resolution of the port authority board of commissioners.

4. Fifty percent of the state tax withholdings imposed by sections 143.191 to 143.265 on new jobs within such zone after development or redevelopment has commenced shall not be remitted to the general revenue fund of the state of Missouri. Such moneys shall be deposited into the port authority AIM zone fund established under subsection 5 of this section for the purpose of continuing to expand, develop, and redevelop AIM zones identified by the port authority board of commissioners and may be used for managerial, engineering, legal, research, promotion, planning, satisfaction of bonds issued under section 68.040, and any other expenses.

5. There is hereby created in the state treasury the "Port Authority AIM Zone Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180 to the port authorities from which the funds were collected, less the pro-rata portion appropriated by the general assembly to be used solely for the administration of this section which shall not exceed ten percent of the total amount collected within the zones of a port authority. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

6. The port authority shall approve any projects that begin construction and disperse any money collected under this section. The port authority shall submit an annual budget for the funds to the department of economic development explaining how and when such money will be spent.

7. The provision of section 23.253 notwithstanding, no AIM zone may be established after August 28, 2023. Any AIM zone created prior to that date shall continue to exist and be coterminous with the retirement of all debts incurred under subsection 4 of this section. No debts may be incurred or reauthorized using AIM zone revenue after August 28, 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 12** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Ruth, **House Amendment No. 12** was adopted.

Representative Rhoads offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 41, Section 307.350, Line 49, by inserting immediately after said line the following:

"Section 1. The department of transportation shall have the authority to allow, by permit, the installation and operation of systems of one or more fixed cameras combined with computer algorithms to convert images or registration plates into data readable by a computer for law enforcement purposes on the right of way, overpasses, bridges, of all highways in this state. Such permits may be issued for a period of not less than one year. All existing systems as of August 28, 2018, shall have one year from the passage of this section to obtain the new permit established by this section. The department shall not be required to pay any costs arising from the installation, use, or removal of permitted systems."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 13** was adopted.

Representative Roden offered **House Amendment No. 14.**

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 22, Section 301.010, Line 301, by inserting after all of said section and line the following:

"301.030. 1. The director shall provide for the retention of license plates by the owners of motor vehicles, other than commercial motor vehicles, and shall establish a system of registration on a monthly series basis to distribute the work of registering motor vehicles as uniformly as practicable throughout the twelve months of the calendar year. For the purpose of assigning license plate numbers, each type of motor vehicle shall be considered a separate class. Commencing July 1, 1949, motor vehicles, other than commercial motor vehicles, shall be registered for a period of twelve consecutive calendar months. There are established twelve registration periods, each of which shall start on the first day of each calendar month of the year and shall end on the last date of the twelfth month from the date of beginning.

2. Motor vehicles, other than commercial motor vehicles, operated for the first time upon the public highways of this state, to and including the fifteenth day of any given month, shall be subject to registration and payment of a fee for the twelve-month period commencing the first day of the month of such operation; motor vehicles, other than commercial motor vehicles, operated for the first time on the public highways of this state after the fifteenth day of any given month shall be subject to registration and payment of a fee for the twelve-month period commencing the first day of the next following calendar month.

3. All commercial motor vehicles and trailers, except those licensed under section 301.035 and those operated under agreements as provided for in sections 301.271 to 301.279, shall be registered either on a calendar year basis or on a prorated basis as provided in this section. The fees for commercial motor vehicles, trailers, semitrailers, and driveaway vehicles, other than those to be operated under agreements as provided for in sections 301.271 to 301.279 shall be payable not later than the last day of February of each year, except when such vehicle is licensed between April first and July first the fee shall be three-fourths the annual fee, when licensed between July first and October first the fee shall be one-half the annual fee and when licensed on or after October first the fee shall be one-fourth the annual fee. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Local commercial motor vehicle license plates may also be so stamped, marked or designed as to indicate they are to be used only on local commercial motor vehicles and, in addition to such stamp, mark or design, the letter "F" shall also be displayed on local commercial motor vehicle license plates issued to motor vehicles used for farm or farming transportation operations as defined in section 301.010 in the manner prescribed by the advisory committee established in section 301.129. In addition, all commercial motor vehicle license plates may be so stamped or marked with a letter, figure or other emblem as to indicate the gross weight for which issued.

4. The director shall, upon application, issue registration and license plates for nine thousand pounds gross weight for property-carrying commercial motor vehicles referred to herein, upon payment of the fees prescribed for twelve thousand pounds gross weight as provided in section 301.057.

5. Notwithstanding any other provision of law to the contrary, any motorcycle or motortricycle registration issued by the Missouri department of revenue shall expire biennially on June 30."; and

Further amend said bill, Page 26, Section 301.140, Line 102, by deleting all of said line and inserting in lieu thereof the following:

~~"[8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019-]";~~ and

Further amend said bill and section, by renumbering subsequent subsections accordingly; and

Further amend said bill, Page 27, Section 301.145, Line 17, by inserting after all of said section and line the following:

"302.020. 1. Unless otherwise provided for by law, it shall be unlawful for any person, except those expressly exempted by section 302.080, to:

- (1) Operate any vehicle upon any highway in this state unless the person has a valid license;
- (2) Operate a motorcycle or motortricycle upon any highway of this state unless such person has a valid license that shows the person has successfully passed an examination for the operation of a motorcycle or motortricycle as prescribed by the director. The director may indicate such upon a valid license issued to such person, or shall issue a license restricting the applicant to the operation of a motorcycle or motortricycle if the actual demonstration, required by section 302.173, is conducted on such vehicle;
- (3) Authorize or knowingly permit a motorcycle or motortricycle owned by such person or under such person's control to be driven upon any highway by any person whose license does not indicate that the person has passed the examination for the operation of a motorcycle or motortricycle or has been issued an instruction permit therefor;
- (4) Operate a motor vehicle with an instruction permit or license issued to another person.

2. Every person **under eighteen years of age who is** operating or riding as a passenger on any motorcycle or motortricycle, as defined in section 301.010, upon any highway of this state shall wear protective headgear at all times the vehicle is in motion; **except that, any person eighteen years of age or older operating any motorcycle or motortricycle who has been issued an instruction permit shall wear protective headgear at all times the vehicle is in motion.** The protective headgear shall meet reasonable standards and specifications established by the director.

3. Notwithstanding the provisions of section 302.340 any person convicted of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a misdemeanor. A first violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class D misdemeanor. A second violation of subdivision (1) or (2) of subsection 1 of this section shall be punishable as a class A misdemeanor. Any person convicted a third or subsequent time of violating subdivision (1) or (2) of subsection 1 of this section is guilty of a class E felony. Notwithstanding the provisions of section 302.340, violation of subdivisions (3) and (4) of subsection 1 of this section is a misdemeanor, the first violation punishable as a class D misdemeanor, a second or subsequent violation of this section punishable as a class C misdemeanor, and the penalty for failure to wear protective headgear as required by subsection 2 of this section is an infraction for which a fine not to exceed twenty-five dollars may be imposed. Notwithstanding all other provisions of law and court rules to the contrary, no court costs shall be imposed upon any person due to such violation. No points shall be assessed pursuant to section 302.302 for a failure to wear such protective headgear. Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021.

302.026. 1. Any qualified motorcycle operator who is eighteen years of age or older may operate a motorcycle or motortricycle upon any highway of this state without wearing protective headgear if he or she has medical payment insurance in addition to maintaining proof of financial responsibility in accordance with chapter 303 and he or she is covered by a health insurance policy or other form of insurance providing medical payment benefits in the minimum amount of one million dollars for injuries incurred as a result of an accident while operating a motorcycle or motortricycle.

2. Proof of coverage required by subsection 1 of this section shall be provided, upon request by authorized law enforcement, by showing a copy of the qualified operator's insurance card."; and

Further amend said bill, Page 39, Section 304.190, Line 86, by inserting after all of said section and line the following:

"304.232. 1. The Missouri state highway patrol shall approve procedures for the certification of municipal police officers, sheriffs, deputy sheriffs, and other law enforcement officials that enforce sections 304.170 to 304.230.

2. The certification procedures shall meet the requirements of the memorandum of understanding between the state of Missouri and the commercial vehicle safety alliance or any successor organization, as periodically adopted or amended.

3. Commercial motor vehicle safety data collection, management, and distribution by law enforcement officials shall be compatible with the information systems of the Missouri state highway patrol.

4. The Missouri state highway patrol shall establish reasonable fees sufficient to recover the cost of training, recurring training, data collection and management, certifying, and additional administrative functions for law enforcement officials approved under this section.

5. The agencies for which law enforcement officials approved under this section shall adhere to the Motor Carrier Safety Assistance Program requirements under 49 Code of Federal Regulations Part 350 of the Federal Motor Carrier Safety Regulations.

6. The agencies for which law enforcement officials approved under this section shall be subject to periodic program reviews and be required to submit a commercial vehicle safety plan that is consistent with and incorporated into the statewide enforcement plan.

7. Beginning January 1, 2009, no local law enforcement officer may conduct a random commercial motor vehicle roadside inspection to determine compliance with the provisions of sections 304.170 to 304.230 unless the law enforcement officer has satisfactorily completed, as a part of his or her training, the basic course of instruction developed by the commercial vehicle safety alliance and has been approved by the Missouri state highway patrol under this section. Law enforcement officers authorized to enforce the provisions of sections 304.170 to 304.230 shall annually receive in-service training related to commercial motor vehicle operations, including but not limited to training in current federal motor carrier safety regulations, safety inspection procedures, and out-of-service criteria. The annual training requirements shall be approved by the superintendent of the state highway patrol.

8. Law enforcement officers who have received commercial vehicle safety alliance certification prior to January 1, 2009, shall be exempt from the provisions of this section and such officers shall be qualified to conduct random roadside inspections described under this section and section 304.230.

9. No safety inspection shall be performed on the shoulder of any highway with a posted speed limit in excess of forty miles per hour, except that safety inspections may be permitted on the shoulder at any entrance or exit of such highway where there is adequate space on the shoulder to safely perform such inspection.

10. The superintendent of the state highway patrol shall promulgate rules and regulations necessary to administer the certification procedures and any other provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Evans	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roerber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wilson	Wood	

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NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Carpenter	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 034

Bahr	Barnes 60	Berry	Brown 27	Burns
Butler	Conway 10	Cookson	Cross	Curtis
Dogan	Engler	Fitzpatrick	Franklin	Haefner
Higdon	Houx	Kelley 127	Kidd	Lichtenegger
Marshall	McDaniel	Merideth 80	Messenger	Miller
Peters	Pietzman	Pogue	Schroer	Smith 85
Walker 74	White	Wiemann	Mr. Speaker	

VACANCIES: 002

On motion of Representative Roden, **House Amendment No. 14** was adopted by the following vote, the ayes and noes having been demanded by Representative Roden:

AYES: 086

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Marshall	Mathews	Matthiesen	Miller
Morris 140	Morse 151	Muntzel	Pfautsch	Phillips
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stephens 128	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wilson				

NOES: 044

Adams	Bangert	Baringer	Barnes 28	Beck
Butler	Conway 10	Ellington	Evans	Franks Jr
Frederick	Gray	Green	Lauer	Lavender
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Pike	Quade	Razer

Revis	Roberts	Rowland 29	Runions	Shumake
Stacy	Stevens 46	Swan	Unsicker	Walker 74
Washington	Wessels	White	Wood	

PRESENT: 001

Grier

ABSENT WITH LEAVE: 030

Bahr	Barnes 60	Berry	Brown 27	Burns
Carpenter	Cookson	Cross	Curtis	Dogan
Ellebracht	Engler	Higdon	Houx	Kelley 127
Kendrick	Kidd	Lichtenegger	McDaniel	Merideth 80
Messenger	Moon	Neely	Peters	Pietzman
Plocher	Pogue	Smith 85	Wiemann	Mr. Speaker

VACANCIES: 002

Representative Kolkmeier offered **House Amendment No. 15.**

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 28, Section 301.145, Line 17, by inserting immediately after said section and line the following:

"301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or servicing of vehicles by a licensed franchised motor vehicle dealer, carry on or conduct the following business unless licensed to do so by the department of revenue under sections 301.217 to 301.229:

(1) Selling used parts of or used accessories for vehicles as a used parts dealer, as defined in section 301.010;

(2) Salvaging, wrecking or dismantling vehicles for resale of the parts thereof as a salvage dealer or dismantler, as defined in section 301.010;

(3) Rebuilding and repairing four or more wrecked or dismantled vehicles in a calendar year as a rebuilder or body shop, as defined in section 301.010;

(4) Processing scrapped vehicles or vehicle parts as a scrap processor, as defined in section 301.010.

2. Sales at a salvage pool or a salvage disposal sale shall be open only to and made to persons actually engaged in and holding a current license under sections 301.217 to 301.221 and 301.550 to 301.573 or any person from another state or jurisdiction who is legally allowed in his or her state of domicile to purchase for resale, rebuild, dismantle, crush, or scrap either motor vehicles or salvage vehicles, and to persons who reside in a foreign country that are purchasing salvage vehicles for export outside of the United States. Operators of salvage pools or salvage disposal sales shall:

(1) Keep ~~[a] an electronic record, for three years, of sales of [salvage vehicles with the purchasers' name and address, and the year, make, and vehicle identification number for each vehicle]~~ **a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand.** These records shall be open for inspection as **allowed for records** provided in section 301.225. Such records shall be submitted to the department on a quarterly basis **and made available to the National Motor Vehicle Information System (NMTVTIS).** **The electronic record shall:**

(a) **Include the make, model, and year of the vehicle; the vehicle identification number; and current odometer reading;**

(b) **The names and addresses of the purchaser;**

(c) **A copy of the purchaser's driver's license or other government-issued identification; and**

(d) **The names and addresses of the seller of such vehicle; and**

(2) **Obtain from any purchaser of such vehicle documented proof of any required license or other authorization to do business under this chapter or, for any person residing in a state, jurisdiction, or country**

that does not hold a similar license, a declaration under penalty of perjury that the purchaser is authorized to purchase salvage vehicles in that person's state, jurisdiction, or country.

Any person who knowingly violates this subsection by failing to report all transactions of a vehicle whose title is branded as salvage, junk, wrecked, nonrepairable, or carries a similar brand to the statewide database shall be guilty of a civil infraction, punishable by a fine of up to one thousand dollars per infraction.

3. The department shall maintain an accurate record of all reported transactions.

4. The department shall assign a unique identifier number of its choosing for all purchasers, as described in subsection 2 of this section, of salvage, wrecked, nonrepairable, junked, or other similarly branded vehicles, for such purchasers to use when submitting the sales transaction information required under this section.

5. The department shall make the information received under this section available, without charge, to any state or local law enforcement agency upon request when the person acting on behalf of any of these entities is acting within the course and scope of the entity's duties. Vehicular information on the make, model, and year of the vehicle; the vehicle identification number; and the current odometer reading received by the department under this section may be released to third parties under contract with the department.

6. Any person who is licensed under sections 301.217 to 301.229 who is selling a vehicle whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand shall report to the department within ten days all transactions involving the acquisition, transfer of ownership, or disposal of a total loss, salvage, junk, derelict, or other similarly branded vehicle.

7. The department shall maintain an electronic record of all purchases of a vehicle whose title is branded as total loss, salvage, junk, derelict, or carries a similar brand, and report each transaction without personal identifying information to NMVTIS within two business days after receiving report of the transaction.

8. The operator of a salvage pool or salvage disposal sale, or subsequent purchaser, who sells a nonrepairable motor vehicle or a salvage motor vehicle to a person who is not a resident of the United States at a salvage pool or a salvage disposal sale shall:

(1) Stamp on the face of the title so as not to obscure any name, date, or mileage statement on the title the words "FOR EXPORT ONLY" in capital letters that are black; and

(2) Stamp in each unused reassignment space on the back of the title the words "FOR EXPORT ONLY" and print the number of the dealer's salvage vehicle license, name of the salvage pool, or the name of the governmental entity, as applicable.

The words "FOR EXPORT ONLY" required under subdivisions (1) and (2) of this subsection shall be at least two inches wide and clearly legible. Copies of the stamped titles shall be forwarded to the department.

[4.] 9. The director of revenue shall issue a separate license for each kind of business described in subsection 1 of this section, to be entitled and designated as either "used parts dealer"; "salvage dealer or dismantler"; "rebuilder or body shop"; or "scrap processor" license."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kolkmeier, **House Amendment No. 15** was adopted.

Representative Reiboldt offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 26, Section 301.140, Line 102, by deleting all of said line and inserting in lieu thereof the following:

"[8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.]" and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 16** was adopted.

Representative Corlew offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 32, Section 302.170, Line 163, by inserting after all of said section and line the following:

"304.153. 1. As used in this section, the following terms shall mean:

(1) "Law enforcement officer", any public servant, other than a patrol officer, who is defined as a law enforcement officer under section 556.061;

(2) "Motor club", an organization which motor vehicle drivers and owners may join that provide certain benefits relating to driving a motor vehicle;

(3) **"Nonconsensual tow", the transportation of a motor vehicle by tow truck if such transportation is performed without the prior consent or authorization of the owner or operator of the motor vehicle. For purposes of this section, all law enforcement-ordered tows are considered nonconsensual;**

(4) "Patrol officer", a Missouri state highway patrol officer;

~~[(4)]~~ (5) "Tow list", a list of approved towing companies compiled, maintained, and utilized by the Missouri state highway patrol or its designee;

~~[(5)]~~ (6) "Tow management company", any sole proprietorship, partnership, corporation, fiduciary, association, or other business entity that manages towing logistics for government agencies or motor clubs;

~~[(6)]~~ (7) "Tow truck", a rollback or car carrier, wrecker, or tow truck as defined under section 301.010;

~~[(7)]~~ (8) "Towing", moving or removing, or the preparation therefor, of a vehicle by another vehicle for which a service charge is made, either directly or indirectly, including any dues or other charges of clubs or associations which provide towing services;

~~[(8)]~~ (9) "Towing company", any person, partnership, corporation, fiduciary, association, or other entity that operates a wrecker or towing service as defined under section 301.010.

2. In authorizing a towing company to perform services, any patrol officer or law enforcement officer within the officer's jurisdiction, or Missouri department of transportation employee, may utilize the services of a tow management company or tow list, provided:

(1) The Missouri state highway patrol is under no obligation to include or retain the services of any towing company in any contract or agreement with a tow management company or any tow list established pursuant to this section. A towing company is subject to removal from a tow list at any time;

(2) Notwithstanding any other provision of law or any regulation established pursuant to this section, an owner or operator's request for a specific towing company shall be honored by the Missouri state highway patrol unless:

(a) The requested towing company cannot or does not respond in a reasonable time, as determined by a law enforcement officer; or

(b) The vehicle to be towed poses an immediate traffic hazard, as determined by a law enforcement officer.

3. A patrol officer shall not use a towing company located outside of Missouri under this section except under the following circumstances:

(1) A state or federal emergency has been declared; or

(2) The driver or owner of the vehicle, or a motor club of which the driver or owner is a member, requests a specific out-of-state towing company.

4. A towing company shall not tow a vehicle to a location outside of Missouri without the consent of the driver or owner of the motor vehicle, or without the consent of a motor club of which the driver or owner of the motor vehicle is a member.

5. Any towing company or tow truck arriving at the scene of an accident that has not been called by a patrol officer, a law enforcement officer, a Missouri department of transportation employee, the driver or owner of the motor vehicle or his or her authorized agent, including a motor club of which the driver or owner is a member, shall be prohibited from towing the vehicle from the scene of the accident, unless the towing company or tow truck operator is rendering emergency aid in the interest of public safety, or is operating during a declared state of emergency under section 44.100.

6. A tow truck operator that stops and tows a vehicle from the scene of an accident in violation of subsection 5 of this section shall be guilty of a class D misdemeanor upon conviction or pleading guilty for the first violation, and such tow truck shall be subject to impounding. The penalty for a second violation shall be a class A misdemeanor, and the penalty for any third or subsequent violation shall be a class D felony. A violation of this section shall not preclude the tow truck operator from being charged with tampering under chapter 569.

7. The provisions of this section shall also apply to motor vehicles towed under section 304.155 or 304.157.

8. The provisions of **subsections 1 to 7** of this section shall not apply to counties of the third or fourth classification.

9. (1) The Towing Task Force is hereby created. The task force shall make recommendations as provided in this subsection with respect to tows involving vehicles with a gross vehicle weight rating in excess of twenty-six thousand pounds. The task force shall consist of nine members who shall be appointed as follows:

- (a) One member of the general assembly appointed by the president pro tempore of the senate;
 - (b) One member of the general assembly appointed by the speaker of the house of representatives;
 - (c) One member, or the member's designee, appointed by the governor to represent the department of revenue;
 - (d) One member, or the member's designee, appointed by the superintendent of the Missouri state highway patrol;
 - (e) One member, or the member's designee, appointed by the governor to represent towing companies within the state but who does not represent a towing association;
 - (f) One member who insures commercial motor vehicles, or the member's designee, appointed by the governor to represent insurance companies within the state;
 - (g) One member, or the member's designee, appointed by the governor to represent an association of motor carriers within the state;
 - (h) One member, or the member's designee, appointed by the director of the Missouri department of revenue; and
 - (i) One member, appointed by the governor, who is a truck driver that resides in Missouri.
- (2) The task force shall have the following duties and powers:**
- (a) To make comprehensive recommendations on matters related to the investigation of overcharges made by towing companies in violation of the rules promulgated under this subsection, including:
 - a. A process for the adjudication of consumer complaints regarding nonconsensual tow charges; and
 - b. Factors to consider in determining whether a charge levied by a towing company is just, fair, and reasonable; provided that, it shall be a violation of the rules promulgated under this subsection for a towing company to charge for the use of unnecessary equipment and labor;
 - c. A process for the removal of towing companies from rotation lists for violations of the rules; and
 - (b) To make comprehensive recommendations regarding information that should be included on every invoice with respect to a nonconsensual tow.
- (3) The task force shall make its first comprehensive recommendations in a report to the general assembly no later than March 1, 2020.**
- (4) The members of the towing task force shall elect a chair from among their membership. The chair shall set the times and frequency of the task force's meetings.**
- (5) The task force established under this subsection shall expire on January 1, 2021.";** and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 17** was adopted.

Representative Tate offered **House Amendment No. 18**.

House Amendment No. 18

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 881, Page 14, Section 227.240, Line 44, by inserting immediately after said section and line the following:

"227.601. 1. Notwithstanding any provision of sections 227.600 to 227.669 to the contrary, the process and approval for concession agreements to build, maintain, operate, or finance projects owned by a political subdivision shall be approved by the governing body of such political subdivision and shall not be subject to approval by the commission. Notwithstanding the provisions of subsection 5 of this section, the sale or conveyance of any project owned by a political subdivision shall be subject to voter approval if required by law.

2. As used in this section, the following terms shall mean:

(1) "Competitive bidding process", a request for proposal for the financing, development, or operation of the project, including any deadline for submission of such proposals, and notice of the request, which shall be published once a week for two consecutive weeks in:

- (a) A newspaper of general circulation in the city where the proposed project is located;
- (b) At least one construction industry trade publication that is nationally distributed; and
- (c) Such other publications or manner as the governing body of the political subdivision may determine;

(2) "Concession agreement", a license or lease between a private partner and a political subdivision for the development, finance, operation, or maintenance of a project, as such term is defined in section 227.600.

3. Notwithstanding any provision of law to the contrary, political subdivisions may enter into concession agreements, provided that:

- (1) The term of the concession agreement shall be for a term not exceeding thirty years;
- (2) The political subdivision shall retain oversight of operations of any such project;
- (3) The political subdivision shall retain oversight of rate setting methodology;
- (4) The political subdivision shall have the right to terminate the agreement if the private partner does not comply with the concession agreement; and
- (5) The concession agreement is supported by a preliminary engineering and financial feasibility study, including an estimate of the costs of the project and the rate impact on customers during the life of the agreement.

4. The commission shall not be required to oversee, or issue an annual report under section 227.669 for, projects approved by political subdivisions, provided that any political subdivision entering into a concession agreement shall use a public-private partnership framework that shall include a competitive bidding process.

5. Except as provided in subsection 1 of this section, the provisions of sections 71.530, 71.550, 78.190, 78.630, 81.190, 88.251, 88.633, 88.770, 88.773, 91.550, and 91.600 shall not apply to concession agreements that are approved as provided in this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 18** was adopted.

On motion of Representative Davis, **HCS SS SB 881, as amended**, was adopted.

On motion of Representative Davis, **HCS SS SB 881, as amended**, was read the third time and passed by the following vote:

AYES: 098

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Harris

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Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Love	Lynch	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 039

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Bondon	Burnett	Butler	Carpenter
Curtis	Gray	Hurst	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Moon	Morgan
Mosley	Newman	Nichols	Quade	Razer
Revis	Roberts	Rowland 29	Stevens 46	Taylor
Unsicker	Washington	Wessels	White	

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brattin	Brown 27	Burns	Cookson
Cross	Ellebracht	Ellington	Franks Jr	Green
Haefner	Higdon	Lichtenegger	Mathews	Messenger
Mitten	Peters	Phillips	Pierson Jr	Pietzman
Pogue	Schroer	Smith 85	Walker 74	

VACANCIES: 002

Representative Johnson declared the bill passed.

MOTION

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 103

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brown 57	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Houghton	Houx

Hurst	Johnson	Justus	Kelly 141	Kendrick
Knight	Kolkmeier	Korman	Lant	Lauer
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McDaniel	McGaugh	McGee	Miller	Mitten
Morris 140	Morse 151	Muntzel	Neely	Pfausch
Pike	Plocher	Razer	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wood		

NOES: 023

Adams	Arthur	Beck	Burnett	Carpenter
Curtis	Gray	Harris	Lavender	May
McCreery	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Revis
Rowland 29	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 035

Barnes 60	Brattin	Brown 27	Burns	Butler
Chipman	Cookson	Cross	Ellington	Fraker
Franklin	Franks Jr	Green	Haefner	Higdon
Hill	Kelley 127	Kidd	Lichtenegger	Mathews
Messenger	Moon	Peters	Phillips	Pietzman
Pogue	Redmon	Roden	Roeber	Schroer
Smith 85	Walker 74	Washington	Wilson	Mr. Speaker

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

SS#5 SB 564, relating to public utilities, was taken up by Representative Berry.

Representative Alferman assumed the Chair.

On motion of Representative Berry, the title of **SS#5 SB 564** was agreed to.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 5 for Senate Bill No. 564, Page 10, Section 393.1400, Lines 30-31, by deleting all of said lines and inserting in lieu thereof the following:

"all depreciation expense and return associated with all incremental investment that is associated with grid modernization projects and recorded to plant-in-service on the"; and

Further amend said bill, page and section, Line 46, by inserting after the word "**expiration.**" the following:

"For purposes of this subsection, "incremental investment" shall mean that level of investment exceeding the electrical corporation's average annual capital investment during calendar years 2015 to 2017, provided that the investment is at least twenty-five percent greater than the average capital investment during calendar years 2015 to 2017."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Berry, **SS#5 SB 564** was truly agreed to and finally passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Davis	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Love	Lynch	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Razer	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 020

Arthur	Barnes 28	Burnett	Cookson	Curtis
Curtman	Ellebracht	Ellington	Franks Jr	Lavender
Marshall	McCreery	Meredith 71	Moon	Morgan
Newman	Quade	Stevens 46	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 27	Cross	DeGroot	Dogan
Higdon	Lichtenegger	Mathews	Messenger	Nichols

Peters	Pietzman	Pogue	Reiboldt	Smith 85
Mr. Speaker				

VACANCIES: 002

Representative Alferman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Davis
Dinkins	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Cookson	Curtis	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Conway 10	Cross	Curtman
DeGroot	Dogan	Higdon	Kelly 141	Lichtenegger
Mathews	Messenger	Nichols	Peters	Pietzman
Pogue	Smith 85	Mr. Speaker		

VACANCIES: 002

HCS SB 575, relating to reimbursement of health care services, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS SB 575** was agreed to.

Representative Henderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 575, Page 8, Section 376.690, Line 12, by deleting the word "**shall**" and inserting in lieu thereof the word "**may**"; and

Further amend said bill, page, and section, Line 13, by inserting immediately after the word "**carrier**" the following:

"within one hundred and eighty days of the delivery of the unanticipated out-of-network care"; and

Further amend said bill and section, Page 9, Line 39, by inserting immediately after the word "**professional**" the following:

"who sends a claim to a health carrier under subsection 2 of section 376.690"; and

Further amend said bill, page, and section, Line 43, by inserting immediately after the word "**professional**" the following:

"who sends a claim to a health carrier under subsection 2 of section 376.690"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 1** was adopted.

On motion of Representative Trent, **HCS SB 575, as amended**, was adopted.

On motion of Representative Trent, **HCS SB 575, as amended**, was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender

Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Beard	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Higdon	Houghton
Houx	Kidd	Lichtenegger	Mathews	McDaniel
Messenger	Peters	Pietzman	Pogue	Schroer
Smith 85	Spencer	Vescovo	Mr. Speaker	

VACANCIES: 002

Representative Alferman declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker Pro Tem appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SB 819: Representatives Neely, Cornejo, Smith (163), Arthur and Burnett

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 50 - Rules - Legislative Oversight
SCR 53 - Rules - Legislative Oversight

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2708**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Gregory

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 50**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 53**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Haahr

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1633

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1633, with Senate Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1633, as amended;

2. That the House recede from its position on House Bill No. 1633;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1633, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Kevin Corlew
/s/ Representative Kevin Austin
/s/ Representative Kevin Engler
/s/ Representative Bruce Franks Jr.
/s/ Representative Barbara Washington

FOR THE SENATE:

/s/ Senator Bob Dixon
/s/ Senator Ed Emery
/s/ Senator Andrew Koenig
/s/ Senator Jason Holsman
/s/ Senator Scott Sifton

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 603, 576 & 898**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, with House Amendment Nos. 1, 3 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 603, 576, & 898, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bob Onder
/s/ Gary Romine
/s/ Denny Hoskins
/s/ Jill Schupp
/s/ Scott Sifton

FOR THE HOUSE:

/s/ Bryan Spencer
Rebecca Roeber
/s/ Kathryn Swan
/s/ Judy Morgan
/s/ Courtney Allen Curtis

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 718**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, with House Amendment Nos. 1 and 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, 6, 7, 8, 10, and 11, House Amendment No. 1 to House Amendment No. 12, House Amendment No. 12 as amended, House Amendment Nos. 13 and 14, House Amendment No. 1 to House Amendment No. 15, House Amendment No. 15 as amended, and House Amendment No. 16, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 718;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Eigel
/s/ Bob Onder
/s/ David Sater
/s/ Jason Holsman
/s/ Jamilah Nasheed

FOR THE HOUSE:

/s/ Shawn Rhoads
/s/ Jay Barnes (60)
/s/ Holly Rehder
/s/ Martha Stevens (46)
/s/ Cora Faith Walker (74)

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILLS NOS. 807 & 577**

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 & 577, with House Amendment Nos. 1, 2, and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 & 577, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bills Nos. 807 & 577;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bills Nos. 807 & 577 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jay Wasson
/s/ Mike Cunningham
/s/ Bill Eigel
/s/ Scott Sifton
/s/ Jason Holsman

FOR THE HOUSE:

/s/ Donna Lichtenegger
/s/ Allen Andrews
/s/ Dean Dohrman
/s/ Gretchen Bangert
/s/ Greg Razer

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HB 1633, as amended - Fiscal Review
CCR HCS SS SCS SBs 603, 576 & 898, as amended - Fiscal Review
CCR HCS SCS SB 718, as amended - Fiscal Review
CCR HCS SCS SBs 807 & 577, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, May 17, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Continuation of tax credit hearing (if necessary)

FISCAL REVIEW

Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session will be held: SS SB 982

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-SIXTH DAY, THURSDAY, MAY 17, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter

HB 2480 - Rhoads

HCS HB 2580 - Bondon

HB 2681 - Corlew

HCS HB 2247 - Roeber

HB 2384 - Barnes (60)

HB 1662 - Swan

HCS HB 1857 - Shaul (113)

HCS HB 1803 - Matthiesen

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HB 2460 - Vescovo

HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller

HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27 - Engler

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SS#2 SCS SB 949 - Kelley (127)

HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt

HCS#2 SS SB 704 - Dogan

SCS SB 1007 - Trent

SCS SB 953 - Hill

SCS SB 824 - Ross

SB 973 - Corlew

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)

SS SB 666 - Schroer

SB 919 - Reiboldt

SS SCS SB 752 - Ross

SB 706 - Korman

HCS SCS SB 672 - Bahr

SB 582 - Wood

HCS SB 780 - Hill

SS#2 SCS SB 802 - Evans

SS SCS SBs 627 & 925 - Houghton

HCS SB 850 - Franklin

HCS SB 796 - Ross

HCS SS SCS SB 547 - Curtman

HCS SCS SBs 946 & 947 - Cornejo

HCS SB 884 - Wiemann

HCS SS#2 SB 674 - Haahr

HCS SCS SBs 632 & 675 - Engler

SCS SB 629 - Miller

HCS SB 727, with HA 1, pending - Bondon

HCS SB 681 - Ruth

SB 649 - Engler

HCS SB 695 - Swan
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 49 - Rehder
SCR 42 - Davis
SCR 37 - Matthiesen
SCR 50 - Andrews
SCR 53 - Houghton

HOUSE BILLS WITH SENATE AMENDMENTS

SS#3 SCS HCS HB 1617, (Fiscal Review 5/16/18) - Barnes (60)

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1769 - Mathews
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS HB 1428, as amended - Muntzel
SS#2 HCS HB 2129 - Cookson
SS HB 1415, as amended, E.C. - Lauer
SS#2 SCS HCS HBs 1288, 1377 & 2050 - Engler
SCS HB 2347 - Davis
SCS HCS HB 2540, as amended - Haahr

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1719, as amended, (Request Senate recede/grant conference) - Grier

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross

CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended - Fitzpatrick
CCR HCS SB 660, as amended, (Fiscal Review 5/14/18) - Fitzwater
CCR HCS SB 806, as amended - Neely
CCR HCS SB 743, as amended, (Fiscal Review 5/14/18) - Redmon
CCR HCS SB 687, as amended, (Fiscal Review 5/14/18) - Rowland (155)
CCR HCS SCS SB 718, as amended, (Fiscal Review 5/16/18) - Rhoads
SS SCS HB 1350, as amended - Smith (163)
CCR HCS SS SCS SBs 603, 576 & 898, as amended, (Fiscal Review 5/16/18), (exceed differences) - Spencer
HCS SB 951, as amended - Bondon
CCR SS SCS HB 1633, as amended, (Fiscal Review 5/16/18) - Corlew
HCS SB 808, as amended - Bondon
CCR HCS SCS SBs 807 & 577, as amended, (Fiscal Review 5/16/18) - Lichtenegger
SB 819, with HA 1 HA 1, HA 2 HA 1, HA 1, as amended, HA 2 & HA 4 - Neely

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SIXTH DAY, THURSDAY, MAY 17, 2018

The House met pursuant to adjournment.

Representative Curtman in the Chair.

Prayer by Dr. Charles R. Curtman.

Heavenly Father,

You have told us in Your Word, in 2 Samuel 23:3, that *He that ruleth over men, must be just, ruling in the fear of God*. With this in mind, we are gathered here this morning to recognize You and to call upon Your name to help this legislative body in the work that they have to do not only today but also in the days ahead.

Help this legislative body to be ever more conscious and concerned about the challenges that are present now in a culture that has become one of death, deceitfulness and moral degradation at every level, a culture that celebrates its denial of You; the place You have held in our past, and the place You should have in the life of our nation and in the state of Missouri today.

Help this body to have and demonstrate the wisdom and courage it needs for conducting the business that is before them today not with regard to personal or party interest but with a desire to uphold and advance the interests of the people of Missouri in a way that will be pleasing to You.

And in closing this prayer, Lord, I ask that You will help each individual here to not think just in the moment or in terms of this legislative session but in terms of their being people who need to have their lives ennobled every day by acts that redound to Your glory and to the good of the people they have been elected to serve. Help them to see and seize the unusual opportunity they have been given during this steadily closing window of time that we call their “term in office” to deport themselves as statesmen and not as politicians. Help them to become better men and women during the time that they spend in this place today.

Above all, I pray that You will help everyone in this assembly to enjoy the relationship and expectation that all are promised who have placed their faith in the death, burial, and resurrection of Your son, Jesus Christ.

All of this I ask very gratefully in His name...Amen

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-fifth day was approved as printed by the following vote:

AYES: 117

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Baringer	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Curtman

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DeGroot	Dinkins	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Muntzel	Newman
Nichols	Pfausch	Phillips	Pike	Plocher
Quade	Reidmon	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 002

Austin Burnett

ABSENT WITH LEAVE: 042

Anders	Bangert	Barnes 60	Brattin	Brown 27
Butler	Carpenter	Cornejo	Curtis	Davis
Dogan	Dohrman	Ellington	Fitzpatrick	Gannon
Green	Gregory	Haahr	Haefner	Kelly 141
Lichtenegger	Messenger	Mitten	Mosley	Neely
Peters	Pierson Jr	Pietzman	Pogue	Razer
Rehder	Revis	Roberts	Roden	Schroer
Smith 85	Spencer	Stevens 46	Swan	Trent
Washington	Mr. Speaker			

VACANCIES: 002

Representative Ross assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HB 1413** entitled:

An act to repeal sections 105.500, 105.520, 105.525, 105.530, and 208.862, RSMo, and to enact in lieu thereof twenty-one new sections relating to public labor organizations, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3 and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 3, Section 105.503, Line 25, by inserting after the word “Code” the following:

“, provided that in the case of a conflict with title 29 of the United States Code, the provisions of title 29 of the United States Code shall prevail”.

Senate Amendment No. 2

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Pages 23-24, Section 105.583, Line, by striking all of said section from said pages and inserting in lieu thereof the following:

“105.583. 1. Prior to any tentative agreement being presented to an exclusive bargaining representative or a public body for ratification, such tentative agreement shall be discussed in detail in a public meeting. Any such tentative agreement shall be published on the public body's website at least five business days prior to the public meeting. During such public meeting, the public shall be permitted to provide comment on the tentative agreement.

2. Nothing contained in sections 105.500 to 105.598 shall obligate a public body to enter into a collective bargaining agreement.

3. For purposes of this section, the term “public meeting” shall have the same meaning as in section 610.010.”.

Senate Amendment No. 3

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 25, Section 105.585, Lines 5-10, by striking all of said lines and inserting in lieu thereof the following:

“conducting labor organization-related activities concerning collective bargaining, including, but not limited to, negotiations, bargaining meetings, meet and confer sessions, and any other collective bargaining-related activity, provided that every labor agreement may allow for paid time off for the purposes of grievance-handling, advisory committees, establishing a work calendar, and internal and external communication;”.

Senate Amendment No. 4

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1413, Page 20, Section 105.575, Line 7, by striking “and every three years thereafter” and inserting in lieu thereof the following:

“provided that any labor organization that has a labor agreement that expires after August 28, 2020, may be recertified at any time prior to, but in no event later than, August 28, 2020. All subsequent recertification elections shall be held every three years”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1517**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1719, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1719, as amended**.

Senators: Riddle, Cierpiot, Rowden, Sifton, Schupp

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2140** entitled:

An act to repeal sections 34.010, 34.040, 34.042, 34.044, 34.047, 34.048, 34.353, 37.007, and 37.020, RSMo, and to enact in lieu thereof ten new sections relating to public contracts.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2140, Pages 15-16, Section 1, by striking all of said section and inserting in lieu thereof the following:

“Section 1. 1. In any request for proposals for the purchase of technology by the state, points awarded to cost shall not exceed twenty-five percent of the total points available in scoring the request for proposals for the award of the request for proposals.

2. The office of administration shall promulgate rules to implement reasonable commercially-required provisions that assure that the state maximizes value for the dollar and not the lowest price.

3. Any contract that was not awarded pursuant to subsection 1 of this section shall be subject to cancellation and rebid.

4. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1** to **SS#2 SCS SB 590** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences on section 253.550.4 and section 253.559.3.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 655, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 773, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 819, as amended**.

Senators: Cunningham, Sater, Riddle, Walsh, Schupp

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 843, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS#2 SCS HB 1413, as amended - Fiscal Review
SS SCS HCS HB 2140, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#3 SCS HCS HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1633, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

MOTIONS

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McDaniel	McGaugh
McGee	Meredith 71	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	

NOES: 021

Adams	Arthur	Barnes 28	Beck	Burnett
Franks Jr	Gray	Green	Harris	Lavender
McCreery	Merideth 80	Morgan	Mosley	Newman
Quade	Revis	Roberts	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 026

Bangert	Barnes 60	Brown 27	Butler	Cornejo
Cross	Curtis	Ellington	Haefner	Kelley 127
Lichtenegger	May	Messenger	Mitten	Peters
Pierson Jr	Pietzman	Pogue	Razer	Roden
Schroer	Smith 85	Spencer	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Vescovo moved that Rule 99 be suspended to allow members to observe Suits and Sneakers Day in Remembrance of the late Representative Cloria Brown.

Which motion was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morse 151	Mosley	Newman
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Bangert	Barnes 60	Brown 27	Butler	Cornejo
Curtis	Curtman	Ellington	Haefner	Kelley 127
Lichtenegger	Mathews	McCann Beatty	Messenger	Morris 140
Muntzel	Neely	Peters	Pierson Jr	Pietzman
Pogue	Razer	Roden	Schroer	Smith 85
Spencer	Walker 74	Wood	Mr. Speaker	

VACANCIES: 002

BILLS CARRYING REQUEST MESSAGES

HCS SB 655, as amended, relating to statutes of limitation for certain offenses against a child, was taken up by Representative Bahr.

Representative Bahr moved that the House refuse to recede from its position on **HCS SB 655, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 773, as amended, relating to taxation, was taken up by Representative Swan.

Representative Swan moved that the House refuse to recede from its position on **HCS SB 773, as amended**, and grant the Senate a conference.

Which motion was adopted.

Representative Cornejo assumed the Chair.

HCS SS SCS SB 843, as amended, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

Representative Ross moved that the House refuse to recede from its position on **HCS SS SCS SB 843, as amended**, and grant the Senate a conference.

Which motion was adopted.

Speaker Richardson assumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HB 1719: Representatives Grier, Ross, Helms, Carpenter and McGee

HCS SB 655: Representatives Bahr, Corlew, Evans, Ellebracht and Washington

HCS SB 773: Representatives Swan, Cornejo, Evans, Roberts and Lavender

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SCS SRBs 975 & 1024** was agreed to.

Representative McCreery moved that Rule 42 be suspended.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Davis	DeGroot

Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Butler	Cross
Curtis	Curtman	Lichtenegger	Marshall	McDaniel
McGee	Messenger	Peters	Pietzman	Pogue
Rowland 155	Schroer	Smith 85	Smith 163	Walker 74
Washington				

VACANCIES: 002

Representative McCreery again moved that Rule 42 be suspended.

Which motion was defeated by the following vote:

AYES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Curtman	Ellebracht	Ellington	Franks Jr
Gray	Green	Hannegan	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

NOES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfausch
Phillips	Pike	Plocher	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Beard	Brown 27	Butler	Curtis
DeGroot	Helms	Johnson	Lauer	Lichtenegger
McDaniel	McGee	Messenger	Peters	Pietzman
Pogue	Redmon	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill Nos. 975 & 1024, Page 300, Section 442.018, Line 10, by inserting after all of said section and line the following:

"EXPLANATION: THIS SECTION HAS BEEN HELD UNCONSTITUTIONAL BY THE UNITED STATES SUPREME COURT AND OTHER COURTS AND IS THEREFORE VOID AND UNENFORCEABLE: [451.022. 1. It is the public policy of this state to recognize marriage only between a man and a woman. — 2. Any purported marriage not between a man and a woman is invalid. — 3. No recorder shall issue a marriage license, except to a man and a woman. — 4. A marriage between persons of the same sex will not be recognized for any purpose in this state even when valid where contracted.]" and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Shaul (113) raised a point of order that **House Amendment No. 1** violates Rule 42.

The Chair ruled the point of order well taken.

On motion of Representative Shaul (113), **SCS SRBs 975 & 1024** was truly agreed to and finally passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pike	Plocher	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Butler	Cookson	Curtis	Fraker
Lichtenegger	McDaniel	Messenger	Muntzel	Peters
Pietzman	Pogue	Redmon	Smith 85	Tate
Walker 74				

VACANCIES: 002

Speaker Richardson declared the bill passed.

SCR 43, SCR 36, SCR 49, SCR 42 and SCR 37 were placed on the Senate Concurrent Resolutions For Third Reading - Informal calendar.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS - INFORMAL

SCR 49, relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SCR 49** was agreed to.

On motion of Representative Rehder, **SCR 49** was truly agreed to and finally passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pike
Plocher	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 047

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Conway 10	Conway 104	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Higdon	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Butler	Cookson	Engler
Kidd	Lichtenegger	McDaniel	Messenger	Muntzel
Peters	Phillips	Pietzman	Pogue	Redmon
Shull 16	Smith 85	Taylor		

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SBs 627 & 925, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **SS SCS SBs 627 & 925** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 627 & 925, Page 23, Section 265.490, Line 27, by deleting all of said line and inserting in lieu thereof the following:

"(5) "Meat", means the flesh of a coconut, jackfruit, or artichoke, or any edible portion of livestock or poultry carcass or part thereof;"; and

Further amend said bill, Page 24, Section 265.494, Line 30, by inserting after the word **"poultry"** the following:

"or from a coconut, jackfruit, or artichoke"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Anderson	Andrews	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Brattin	Chipman
Christofanelli	Cookson	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

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NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 033

Alferman	Arthur	Barnes 60	Beard	Bondon
Brown 27	Brown 57	Butler	Conway 104	Cross
Davis	Fitzwater	Higdon	Kolkmeyer	Lauer
Marshall	McDaniel	Meredith 71	Messenger	Moon
Peters	Pietzman	Plocher	Pogue	Redmon
Rehder	Reisch	Schroer	Smith 85	Stephens 128
Stevens 46	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Austin	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	White
Wilson	Wood			

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Andrews	Arthur	Bahr	Brown 27
Butler	Cross	Fitzpatrick	Fitzwater	Gannon
Hannegan	McDaniel	Messenger	Moon	Peters
Pietzman	Pogue	Schroer	Smith 85	Stevens 46
Taylor	Walker 74	Washington	Wessels	Wiemann
Mr. Speaker				

VACANCIES: 002

On motion of Representative Houghton, **SS SCS SBs 627 & 925** was truly agreed to and finally passed by the following vote:

AYES: 125

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Barnes 60	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
McGee	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 022

Anders	Arthur	Baringer	Barnes 28	Burnett
Carpenter	Kendrick	Marshall	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Quade	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Brown 27	Butler	Cross	Hannegan
Lavender	McDaniel	Messenger	Peters	Pietzman
Pogue	Schroer	Smith 85	Walker 74	

VACANCIES: 002

Representative Ross declared the bill passed.

Speaker Richardson resumed the Chair.

HCS SB 884, relating to taxation, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SB 884** was agreed to.

Representative Wiemann moved that **HCS SB 884** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, the title of **SB 884**, relating to taxation, was agreed to.

Representative Wiemann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 884, Page 1, In the Title, Line 3, by deleting the words "bonding requirements of retail sales licensees" and inserting in lieu thereof the word "taxation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 884, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"32.200. The "Multistate Tax Compact" is hereby enacted into law and entered into with all jurisdictions legally joining therein, in the form substantially as follows:

MULTISTATE TAX COMPACT

Article I

The purposes of this compact are to:

1. Facilitate proper determination of state and local tax liability of multistate taxpayers, including the equitable apportionment of tax bases and settlement of apportionment disputes.
2. Promote uniformity or compatibility in significant components of tax systems.
3. Facilitate taxpayer convenience and compliance in the filing of tax returns and in other phases of tax administration.
4. Avoid duplicative taxation.

Article II

As used in this compact:

1. "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, or any territory or possession of the United States.
2. "Subdivision" means any governmental unit or special district of a state.
3. "Taxpayer" means any corporation, partnership, firm, association, governmental unit or agency or person acting as a business entity in more than one state.
4. "Income tax" means a tax imposed on or measured by net income including any tax imposed on or measured by an amount arrived at by deducting expenses from gross income, one or more forms of which expenses are not specifically and directly related to particular transactions.
5. "Capital stock tax" means a tax measured in any way by the capital of a corporation considered in its entirety.
6. "Gross receipts tax" means a tax, other than a sales tax, which is imposed on or measured by the gross volume of business, in terms of gross receipts or in other terms, and in the determination of which no deduction is allowed which would constitute the tax an income tax.
7. "Sales tax" means a tax imposed with respect to the transfer for a consideration of ownership, possession or custody of tangible personal property or the rendering of services measured by the price of the tangible personal property transferred or services rendered and which is required by state or local law to be separately stated from the sales price by the seller, or which is customarily separately stated from the sales price, but does not include a tax imposed exclusively on the sale of a specifically identified commodity or article or class of commodities or articles.
8. "Use tax" means a nonrecurring tax, other than a sales tax, which
 - (a) is imposed on or with respect to the exercise or enjoyment of any right or power over tangible personal property incident to the ownership, possession or custody of that property or the leasing of that property from another including any consumption, keeping, retention, or other use of tangible personal property; and
 - (b) is complementary to a sales tax.
9. "Tax" means an income tax, capital stock tax, gross receipts tax, sales tax, use tax, and any other tax which has a multistate impact, except that the provisions of articles III, IV and V of this compact shall apply only to the taxes specifically designated therein and the provisions of article IX of this compact shall apply only in respect to determinations pursuant to article IV.

Article III

1. Any taxpayer subject to an income tax whose income is subject to apportionment and allocation for tax purposes pursuant to the laws of a party state or pursuant to the laws of subdivisions in two or more party states may elect to apportion and allocate his income in the manner provided by the laws of such state or by the laws of such states and subdivisions without reference to this compact, or may elect to apportion and allocate in accordance with article IV; **except that for tax years beginning on or after January 1, 2020, any taxpayer subject to the tax imposed by section 143.071 shall apportion and allocate in accordance with the provisions of Chapter 143 and shall not apportion or allocate in accordance with article IV.** This election for any tax year may be made in all party states or subdivisions thereof or in any one or more of the party states or subdivisions thereof without reference to the election made in the others. For the purposes of this paragraph, taxes imposed by subdivisions shall be considered separately from state taxes and the apportionment and allocation also may be applied to the entire tax base. In no instance wherein article IV is employed for all subdivisions of a state may the sum of all apportionments and allocations to subdivisions within a state be greater than the apportionment and allocation that would be assignable to that state if the apportionment or allocation were being made with respect to a state income tax.

2. Each party state or any subdivision thereof which imposes an income tax shall provide by law that any taxpayer required to file a return, whose only activities within the taxing jurisdiction consist of sales and do not include owning or renting real estate or tangible personal property, and whose dollar volume of gross sales made during the tax year within the state or subdivision, as the case may be, is not in excess of \$100,000 may elect to report and pay any tax due on the basis of a percentage of such volume, and shall adopt rates which shall produce a tax which reasonably approximates the tax otherwise due. The multistate tax commission, not more than once in five years, may adjust the \$100,000 figure in order to reflect such changes as may occur in the real value of the dollar, and such adjusted figure, upon adoption by the commission, shall replace the \$100,000 figure specifically provided herein. Each party state and subdivision thereof may make the same election available to taxpayers additional to those specified in this paragraph.

3. Nothing in this article relates to the reporting or payment of any tax other than an income tax.

Article IV

1. As used in this article, unless the context otherwise requires:

(1) "Business income" means income arising from transactions and activity in the regular course of the taxpayer's trade or business and includes income from tangible and intangible property if the acquisition, management, and disposition of the property constitute integral parts of the taxpayer's regular trade or business operations.

(2) "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed.

(3) "Compensation" means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(4) "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company.

(5) "Nonbusiness income" means all income other than business income.

(6) "Public utility" means any business entity

(a) which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency.

(7) "Sales" means all gross receipts of the taxpayer not allocated under paragraphs of this article.

(8) "State" means any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or political subdivision thereof.

(9) "This state" means the state in which the relevant tax return is filed or, in the case of application of this article, to the apportionment and allocation of income for local tax purposes, the subdivision or local taxing district in which the relevant tax return is filed.

2. Any taxpayer having income from business activity which is taxable both within and without this state, other than activity as a financial organization or public utility or the rendering of purely personal services by an individual, shall allocate and apportion his net income as provided in this article. If a taxpayer has income from business activity as a public utility but derives the greater percentage of his income from activities subject to this article, the taxpayer may elect to allocate and apportion his entire net income as provided in this article.

3. For purposes of allocation and apportionment of income under this article, a taxpayer is taxable in another state if

(1) in that state he is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) that state has jurisdiction to subject the taxpayer to a net income tax regardless of whether, in fact, the state does or does not.

4. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonbusiness income, shall be allocated as provided in paragraphs 5 through 8 of this article.

5. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) if and to the extent that the property is utilized in this state; or

(b) in their entirety if the taxpayer's commercial domicile is in this state and the taxpayer is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the taxpayer, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

6. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

(2) Capital gains and losses from sales of tangible personal property are allocable to this state if

(a) the property had a situs in this state at the time of the sale; or

(b) the taxpayer's commercial domicile is in this state and the taxpayer is not taxable in the state in which the property had a situs.

(3) Capital gains and losses from sales of intangible personal property are allocable to this state if the taxpayer's commercial domicile is in this state.

7. Interest and dividends are allocable to this state if the taxpayer's commercial domicile is in this state.

8. (1) Patent and copyright royalties are allocable to this state:

(a) if and to the extent that the patent or copyright is utilized by the payer in this state; or

(b) if and to the extent that the patent copyright is utilized by the payer in a state in which the taxpayer is not taxable and the taxpayer's commercial domicile is in this state.

(2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.

(3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the taxpayer's commercial domicile is located.

9. All business income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

10. The property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property owned or rented and used during the tax period.

11. Property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

12. The average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the tax administrator may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

13. The payroll factor is a fraction, the numerator of which is the total amount paid in this state during the tax period by the taxpayer for compensation and the denominator of which is the total compensation paid everywhere during the tax period.

14. Compensation is paid in this state if:

(1) the individual's service is performed entirely within the state;

(2) the individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or

(3) some of the service is performed in the state; and

(a) the base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state; or

(b) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

15. The sales factor is a fraction, the numerator of which is the total sales of the taxpayer in this state during the tax period, and the denominator of which is the total sales of the taxpayer everywhere during the tax period.

16. Sales of tangible personal property are in this state if:

(1) the property is delivered or shipped to a purchaser, other than the United States government, within this state regardless of the f.o.b. point or other conditions of the sale; or

(2) the property is shipped from an office, store, warehouse, factory, or other place of storage in this state; and

(a) the purchaser is the United States government; or

(b) the taxpayer is not taxable in the state of the purchaser.

17. Sales, other than sales of tangible personal property, are in this state if:

(1) the income-producing activity is performed in this state; or

(2) the income-producing activity is performed both in and outside this state and a greater proportion of the income-producing activity is performed in this state than in any other state, based on costs of performance.

18. If the allocation and apportionment provisions of this article do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

(1) separate accounting;

(2) the exclusion of any one or more of the factors;

(3) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or

(4) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

Article V

1. Each purchaser liable for a use tax on tangible personal property shall be entitled to full credit for the combined amount or amounts of legally imposed sales or use taxes paid by him with respect to the same property to another state and any subdivision thereof. The credit shall be applied first against the amount of any use tax due the state, and any unused portion of the credit shall then be applied against the amount of any use tax due a subdivision.

2. Whenever a vendor receives and accepts in good faith from a purchaser a resale or other exemption certificate or other written evidence of exemption authorized by the appropriate state or subdivision taxing authority, the vendor shall be relieved of liability for a sales or use tax with respect to the transaction.

Article VI

1. (a) The multistate tax commission is hereby established. It shall be composed of one "member" from each party state who shall be the head of the state agency charged with the administration of the types of taxes to which this compact applies. If there is more than one such agency the state shall provide by law for the selection of the commission member from the heads of the relevant agencies. State law may provide that a member of the commission be represented by an alternate but only if there is on file with the commission written notification of the designation and identity of the alternate. The attorney general of each party state or his designee, or other counsel if the laws of the party state specifically provide, shall be entitled to attend the meetings of the commission, but shall not vote. Such attorneys general, designees, or other counsel shall receive all notices of meetings required under paragraph 1 (e) of this article.

(b) Each party state shall provide by law for the selection of representatives from its subdivisions affected by this compact to consult with the commission member from that state.

(c) Each member shall be entitled to one vote. The commission shall not act unless a majority of the members are present, and no action shall be binding unless approved by a majority of the total number of members.

(d) The commission shall adopt an official seal to be used as it may provide.

(e) The commission shall hold an annual meeting and such other regular meetings as its bylaws may provide and such special meetings as its executive committee may determine. The commission bylaws shall specify the dates of the annual and any other regular meetings, and shall provide for the giving of notice of annual, regular and special meetings. Notices of special meetings shall include the reasons therefor and an agenda of the items to be considered.

(f) The commission shall elect annually, from among its members, a chairman, a vice chairman and a treasurer. The commission shall appoint an executive director who shall serve at its pleasure, and it shall fix his duties and compensation. The executive director shall be secretary of the commission. The commission shall make provision for the bonding of such of its officers and employees as it may deem appropriate.

(g) Irrespective of the civil service, personnel or other merit system laws of any party state, the executive director shall appoint or discharge such personnel as may be necessary for the performance of the functions of the commission and shall fix their duties and compensation. The commission bylaws shall provide for personnel policies and programs.

(h) The commission may borrow, accept or contract for the services of personnel from any state, the United States, or any other governmental entity.

(i) The commission may accept for any of its purposes and functions any and all donations and grants of money, equipment, supplies, materials and services, conditional or otherwise, from any governmental entity, and may utilize and dispose of the same.

(j) The commission may establish one or more offices for the transacting of its business.

(k) The commission shall adopt bylaws for the conduct of its business. The commission shall publish its bylaws in convenient form, and shall file a copy of the bylaws and any amendments thereto with the appropriate agency or officer in each of the party states.

(l) The commission annually shall make to the governor and legislature of each party state a report covering its activities for the preceding year. Any donation or grant accepted by the commission or services borrowed shall be reported in the annual report of the commission, and shall include the nature, amount and conditions, if any, of the donation, gift, grant or services borrowed and the identity of the donor or lender. The commission may make additional reports as it may deem desirable.

2. (a) To assist in the conduct of its business when the full commission is not meeting, the commission shall have an executive committee of seven members, including the chairman, vice chairman, treasurer and four other members elected annually by the commission. The executive committee, subject to the provisions of this compact and consistent with the policies of the commission, shall function as provided in the bylaws of the commission.

(b) The commission may establish advisory and technical committees, membership on which may include private persons and public officials, in furthering any of its activities. Such committees may consider any matter of concern to the commission, including problems of special interest to any party state and problems dealing with particular types of taxes.

(c) The commission may establish such additional committees as its bylaws may provide.

3. In addition to powers conferred elsewhere in this compact, the commission shall have power to:

(a) Study state and local tax systems and particular types of state and local taxes.

(b) Develop and recommend proposals for an increase in uniformity or compatibility of state and local tax laws with a view toward encouraging the simplification and improvement of state and local tax law and administration.

(c) Compile and publish information as in its judgment would assist the party states in implementation of the compact and taxpayers in complying with state and local tax laws.

(d) Do all things necessary and incidental to the administration of its functions pursuant to this compact.

4. (a) The commission shall submit to the governor or designated officer or officers of each party state a budget of its estimated expenditures for such period as may be required by the laws of that state for presentation to the legislature thereof.

(b) Each of the commission's budgets of estimated expenditures shall contain specific recommendations of the amounts to be appropriated by each of the party states. The total amount of appropriations requested under any such budget shall be apportioned among the party states as follows: one-tenth in equal shares; and the remainder in proportion to the amount of revenue collected by each party state and its subdivisions from income taxes, capital stock taxes, gross receipts taxes, sales and use taxes. In determining such amounts, the commission shall employ such available public sources of information as, in its judgment, present the most equitable and accurate comparisons among the party states. Each of the commission's budgets of estimated expenditures and requests for appropriations shall indicate the sources used in obtaining information employed in applying the formula contained in this paragraph.

(c) The commission shall not pledge the credit of any party state. The commission may meet any of its obligations in whole or in part with funds available to it under paragraph 1 (i) of this article; provided that the commission takes specific action setting aside such funds prior to incurring any obligation to be met in whole or in part in such manner. Except where the commission makes use of funds available to it under paragraph 1 (i), the commission shall not incur any obligation prior to the allotment of funds by the party states adequate to meet the same.

(d) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. All receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

(e) The accounts of the commission shall be open at any reasonable time for inspection by duly constituted officers of the party states and by any persons authorized by the commission.

(f) Nothing contained in this article shall be construed to prevent commission compliance with laws relating to audit or inspection of accounts by or on behalf of any government contributing to the support of the commission.

Article VII

1. Whenever any two or more party states, or subdivisions of party states, have uniform or similar provisions of law relating to an income tax, capital stock tax, gross receipts tax, sales or use tax, the commission may adopt uniform regulations for any phase of the administration of such law, including assertion of jurisdiction to tax, or prescribing uniform tax forms. The commission may also act with respect to the provisions of article IV of this compact.

2. Prior to the adoption of any regulation, the commission shall:

(a) As provided in its bylaws, hold at least one public hearing on due notice to all affected party states and subdivisions thereof and to all taxpayers and other persons who have made timely request of the commission for advance notice of its regulation-making proceedings.

(b) Afford all affected party states and subdivisions and interested persons an opportunity to submit relevant written data and views, which shall be considered fully by the commission.

3. The commission shall submit any regulations adopted by it to the appropriate officials of all party states and subdivisions to which they might apply. Each such state and subdivision shall consider any such regulation for adoption in accordance with its own laws and procedures.

Article VIII

1. This article shall be in force only in those party states that specifically provide therefor by statute.

2. Any party state or subdivision thereof desiring to make or participate in an audit of any accounts, books, papers, records or other documents may request the commission to perform the audit on its behalf. In responding to the request, the commission shall have access to and may examine, at any reasonable time, such accounts, books, papers, records, and other documents and any relevant property or stock of merchandise. The commission may enter into agreements with party states or their subdivisions for assistance in performance of the audit. The commission shall make charges, to be paid by the state or local government or governments for which it performs the service, for any audits performed by it in order to reimburse itself for the actual costs incurred in making the audit.

3. The commission may require the attendance of any person within the state where it is conducting an audit or part thereof at a time and place fixed by it within such state for the purpose of giving testimony with respect to any account, book, paper, document, other record, property or stock of merchandise being examined in connection with the audit. If the person is not within the jurisdiction, he may be required to attend for such purpose at any time and place fixed by the commission within the state of which he is a resident; provided that such state has adopted this article.

4. The commission may apply to any court having power to issue compulsory process for orders in aid of its powers and responsibilities pursuant to this article and any and all such courts shall have jurisdiction to issue such orders. Failure of any person to obey any such order shall be punishable as contempt of the issuing court. If the party or subject matter on account of which the commission seeks an order is within the jurisdiction of the court to which application is made, such application may be to a court in the state or subdivision on behalf of which the audit is being made or a court in the state in which the object of the order being sought is situated. The provisions of this paragraph apply only to courts in a state that has adopted this article.

5. The commission may decline to perform any audit requested if it finds that its available personnel or other resources are insufficient for the purpose or that, in the terms requested, the audit is impracticable of satisfactory performance. If the commission, on the basis of its experience, has reason to believe that an audit of a particular taxpayer, either at a particular time or on a particular schedule, would be of interest to a number of party states or their subdivisions, it may offer to make the audit or audits, the offer to be contingent on sufficient participation therein as determined by the commission.

6. Information obtained by any audit pursuant to this article shall be confidential and available only for tax purposes to party states, their subdivisions or the United States. Availability of information shall be in accordance with the laws of the states or subdivisions on whose account the commission performs the audit, and only through the appropriate agencies or officers of such states or subdivisions. Nothing in this article shall be construed to require any taxpayer to keep records for any period not otherwise required by law.

7. Other arrangements made or authorized pursuant to law for cooperative audit by or on behalf of the party states or any of their subdivisions are not superseded or invalidated by this article.

8. In no event shall the commission make any charge against a taxpayer for an audit.

9. As used in this article, "tax" in addition to the meaning ascribed to it in article II, means any tax or license fee imposed in whole or in part for revenue purposes.

Article IX

1. Whenever the commission finds a need for settling disputes concerning apportionments and allocations by arbitration, it may adopt a regulation placing this article in effect, notwithstanding the provisions of article VII.

2. The commission shall select and maintain an arbitration panel composed of officers and employees of state and local governments and private persons who shall be knowledgeable and experienced in matters of tax law and administration.

3. Whenever a taxpayer who has elected to employ article IV, or whenever the laws of the party state or subdivision thereof are substantially identical with the relevant provisions of article IV, the taxpayer, by written notice to the commission and to each party state or subdivision thereof that would be affected, may secure arbitration of an apportionment or allocation, if he is dissatisfied with the final administrative determination of the tax agency of the state or subdivision with respect thereto on the ground that it would subject him to double or multiple taxation by two or more party states or subdivisions thereof. Each party state and subdivision thereof hereby consents to the arbitration as provided herein, and agrees to be bound thereby.

4. The arbitration board shall be composed of one person selected by the taxpayer, one by the agency or agencies involved, and one member of the commission's arbitration panel. If the agencies involved are unable to agree on the person to be selected by them, such person shall be selected by lot from the total membership of the arbitration panel. The two persons selected for the board in the manner provided by the foregoing provisions of this paragraph shall jointly select the third member of the board. If they are unable to agree on the selection, the third member shall be selected by lot from among the total membership of the arbitration panel. No member of a board selected by lot shall be qualified to serve if he is an officer or employee or is otherwise affiliated with any party to the arbitration proceeding. Residence within the jurisdiction of a party to the arbitration proceeding shall not constitute affiliation within the meaning of this paragraph.

5. The board may sit in any state or subdivision party to the proceeding, in the state of the taxpayer's incorporation, residence or domicile, in any state where the taxpayer does business, or in any place that it finds most appropriate for gaining access to evidence relevant to the matter before it.

6. The board shall give due notice of the times and places of its hearings. The parties shall be entitled to be heard, to present evidence, and to examine and cross-examine witnesses. The board shall act by majority vote.

7. The board shall have power to administer oaths, take testimony, subpoena and require the attendance of witnesses and the production of accounts, books, papers, records, and other documents, and issue commissions to take testimony. Subpoenas may be signed by any member of the board. In case of failure to obey a subpoena, and upon application by the board, any judge of a court of competent jurisdiction of the state in which the board is sitting or in which the person to whom the subpoena is directed may be found may make an order requiring compliance with the subpoena, and the court may punish failure to obey the order as a contempt. The provisions of this paragraph apply only in states that have adopted this article.

8. Unless the parties otherwise agree the expenses and other costs of the arbitration shall be assessed and allocated among the parties by the board in such manner as it may determine. The commission shall fix a schedule of compensation for members of arbitration boards and of other allowable expenses and costs. No officer or employee of a state or local government who serves as a member of a board shall be entitled to compensation therefor unless he is required on account of his service to forego the regular compensation attaching to his public employment, but any such board member shall be entitled to expenses.

9. The board shall determine the disputed apportionment or allocation and any matters necessary thereto. The determinations of the board shall be final for purposes of making the apportionment or allocation, but for no other purpose.

10. The board shall file with the commission and with each tax agency represented in the proceeding: the determination of the board; the board's written statement of its reasons therefor; the record of the board's proceedings; and any other documents required by the arbitration rules of the commission to be filed.

11. The commission shall publish the determinations of boards together with the statements of the reasons therefor.

12. The commission shall adopt and publish rules of procedure and practice and shall file a copy of such rules and of any amendment thereto with the appropriate agency or officer in each of the party states.

13. Nothing contained herein shall prevent at any time a written compromise of any matter or matters in dispute, if otherwise lawful, by the parties to the arbitration proceeding.

Article X

1. This compact shall enter into force when enacted into law by any seven states. Thereafter, this compact shall become effective as to any other state upon its enactment thereof. The commission shall arrange for notification of all party states whenever there is a new enactment of the compact.

2. Any party state may withdraw from this compact by enacting a statute repealing the same. No withdrawal shall affect any liability already incurred by or chargeable to a party state prior to the time of such withdrawal.

3. No proceeding commenced before an arbitration board prior to the withdrawal of a state and to which the withdrawing state or any subdivision thereof is a party shall be discontinued or terminated by the withdrawal, nor shall the board thereby lose jurisdiction over any of the parties to the proceeding necessary to make a binding determination therein.

Article XI

Nothing in this compact shall be construed to:

(a) Affect the power of any state or subdivision thereof to fix rates of taxation, except that a party state shall be obligated to implement article III 2 of this compact.

(b) Apply to any tax or fixed fee imposed for the registration of a motor vehicle or any tax on motor fuel, other than a sales tax; provided that the definition of "tax" in article VIII 9 may apply for the purposes of that article and the commission's powers of study and recommendation pursuant to article VI 3 may apply.

(c) Withdraw or limit the jurisdiction of any state or local court or administrative officer or body with respect to any person, corporation or other entity or subject matter, except to the extent that such jurisdiction is expressly conferred by or pursuant to this compact upon another agency or body.

(d) Supersede or limit the jurisdiction of any court of the United States.

Article XII

This compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this compact shall be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state participating therein, the compact shall remain in full force and effect as to the remaining party states and in full force and effect as to the state affected as to all severable matters.

143.011. 1. A tax is hereby imposed for every taxable year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over \$1,000.00	1 ½% of the Missouri taxable income
Over \$1,000 but not over \$2,000	\$15 plus 2% of excess over \$1,000
Over \$2,000 but not over \$3,000	\$35 plus 2 1/2% of excess over \$2,000
Over \$3,000 but not over \$4,000	\$60 plus 3% of excess over \$3,000
Over \$4,000 but not over \$5,000	\$90 plus 3 1/2% of excess over \$4,000
Over \$5,000 but not over \$6,000	\$125 plus 4% of excess over \$5,000
Over \$6,000 but not over \$7,000	\$165 plus 4 1/2% of excess over \$6,000
Over \$7,000 but not over \$8,000	\$210 plus 5% of excess over \$7,000
Over \$8,000 but not over \$9,000	\$260 plus 5 ½% of excess over \$8,000
Over \$9,000	\$315 plus 6% of excess over \$9,000

2. (1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of this section may be reduced over a period of years. Each reduction in the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall occur in a calendar year. The top rate of tax shall not be reduced below five and one-half percent. Reductions in the rate of tax shall take effect on January first of a calendar year and such reduced rates shall continue in effect until the next reduction occurs.

(2) A reduction in the rate of tax shall only occur if the amount of net general revenue collected in the previous fiscal year exceeds the highest amount of net general revenue collected in any of the three fiscal years prior to such fiscal year by at least one hundred fifty million dollars.

(3) Any modification of tax rates under this subsection shall only apply to tax years that begin on or after a modification takes effect.

(4) The director of the department of revenue shall, by rule, adjust the tax tables under subsection 1 of this section to effectuate the provisions of this subsection. The bracket for income subject to the top rate of tax shall be

eliminated once the top rate of tax has been reduced to five and one-half ~~of a~~ percent, **and the top remaining rate of tax shall apply to all income in excess of the income in the second highest remaining income bracket.**

3. Beginning with the 2017 calendar year, the brackets of Missouri taxable income identified in subsection 1 of this section shall be adjusted annually by the percent increase in inflation. The director shall publish such brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall take effect on January first of each calendar year and shall apply to tax years beginning on or after the effective date of the new brackets.

4. As used in this section, the following terms mean:

(1) "CPI", the Consumer Price Index for All Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index;

(2) "CPI for the preceding calendar year", the average of the CPI as of the close of the twelve month period ending on August thirty-first of such calendar year;

(3) **"Net general revenue collected", all revenue deposited into the general revenue fund, less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund;**

(4) "Percent increase in inflation", the percentage, if any, by which the CPI for the preceding calendar year exceeds the CPI for the year beginning September 1, 2014, and ending August 31, 2015.

143.071. 1. For all tax years beginning before September 1, 1993, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to five percent of Missouri taxable income.

2. For all tax years beginning on or after September 1, 1993, **and ending on or before December 31, 2020**, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to six and one-fourth percent of Missouri taxable income.

3. **For all tax years beginning on or after January 1, 2020, a tax is hereby imposed upon the Missouri taxable income of corporations in an amount equal to three and nine-tenths percent of Missouri taxable income.**

4. The provisions of this section shall not apply to out-of-state businesses operating under sections 190.270 to 190.285.

143.431. 1. The Missouri taxable income of a corporation taxable under sections 143.011 to 143.996 shall be so much of its federal taxable income for the taxable year, with the modifications specified in subsections 2 to 4 of this section, as is derived from sources within Missouri as provided in section 143.451. The tax of a corporation shall be computed on its Missouri taxable income at the rates provided in section 143.071.

2. There shall be added to or subtracted from federal taxable income the modifications to adjusted gross income provided in section 143.121, with the exception of subdivision (5) of subsection 2 of section 143.121, and the applicable modifications to itemized deductions provided in section 143.141. There shall be subtracted the federal income tax deduction provided in section 143.171. There shall be subtracted, to the extent included in federal taxable income, corporate dividends from sources within Missouri.

3. (1) If an affiliated group of corporations files a consolidated income tax return for the taxable year for federal income tax purposes ~~[and fifty percent or more of its income is derived from sources within this state as determined in accordance with section 143.451]~~, then it may elect to file a Missouri consolidated income tax return. The federal consolidated taxable income of the electing affiliated group for the taxable year shall be its federal taxable income. **All transactions between affiliated members of the affiliated group shall be eliminated on the Missouri consolidated income tax return.**

(2) So long as a federal consolidated income tax return is filed, an election made by an affiliated group of corporations to file a Missouri consolidated income tax return may be withdrawn or revoked only upon substantial change in the law or regulations adversely changing tax liability under this chapter, or with permission of the director of revenue upon the showing of good cause for such action. After such a withdrawal or revocation with respect to an affiliated group, it may not file a Missouri consolidated income tax return for five years thereafter, except with the approval of the director of revenue, and subject to such terms and conditions as he may prescribe.

(3) No corporation which is part of an affiliated group of corporations filing a Missouri consolidated income tax return shall be required to file a separate Missouri corporate income tax return for the taxable year.

(4) For each taxable year an affiliated group of corporations filing a federal consolidated income tax return does not file a Missouri consolidated income tax return, for purposes of computing the Missouri income tax, the federal taxable income of each member of the affiliated group shall be determined as if a separate federal income tax return had been filed by each such member.

(5) The director of revenue may prescribe such regulations not inconsistent with the provisions of this chapter as he may deem necessary in order that the tax liability of any affiliated group of corporations making a

Missouri consolidated income tax return, and of each corporation in the group, before, during, and after the period of affiliation, may be returned, determined, computed, assessed, collected, and adjusted, in such manner as clearly to reflect the Missouri taxable income derived from sources within this state and in order to prevent avoidance of such tax liability.

4. If a net operating loss deduction is allowed for the taxable year, there shall be added to federal taxable income the amount of the net operating loss modification for each loss year as to which a portion of the net operating loss deduction is attributable. As used in this subsection, the following terms mean:

(1) "Loss year", the taxable year in which there occurs a federal net operating loss that is carried back or carried forward in whole or in part to another taxable year;

(2) "Net addition modification", for any taxable year, the amount by which the sum of all required additions to federal taxable income provided in this chapter, except for the net operating loss modification, exceeds the combined sum of the amount of all required subtractions from federal taxable income provided in this chapter;

(3) "Net operating loss deduction", a net operating loss deduction allowed for federal income tax purposes under Section 172 of the Internal Revenue Code of 1986, as amended, or a net operating loss deduction allowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121, but not including any net operating loss deduction that is allowed for federal income tax purposes but disallowed for Missouri income tax purposes under paragraph (d) of subsection 2 of section 143.121;

(4) "Net operating loss modification", an amount equal to the lesser of the amount of the net operating loss deduction attributable to that loss year or the amount by which the total net operating loss in the loss year is less than the sum of:

(a) The net addition modification for that loss year; and

(b) The cumulative net operating loss deductions attributable to that loss year allowed for the taxable year and all prior taxable years.

5. For all tax years ending on or after July 1, 2002, federal taxable income may be a positive or negative amount. Subsection 4 of this section shall be effective for all tax years with a net operating loss deduction attributable to a loss year ending on or after July 1, 2002, and the net operating loss modification shall only apply to loss years ending on or after July 1, 2002.

143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. **For all tax years ending on or before December 31, 2019**, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are resided in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders resided in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service

corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes.

143.455. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. For all tax years beginning on or after January 1, 2020, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall determine its income derived from sources within this state by allocating and apportioning its net income as provided in this section.

3. As used in this section, unless the context otherwise requires, the following terms mean:

(1) "Apportionable income":

(a) All income that is apportionable under the Constitution of the United States and is not allocated under the laws of this state, including:

a. Income arising from transactions and activity in the regular course of the corporation's trade or business; and

b. Income arising from tangible and intangible property if the acquisition, management, employment, development, or disposition of the property is or was related to the operation of the corporation's trade or business; and

(b) Any income that would be allocable to this state under the Constitution of the United States, but that is apportioned rather than allocated pursuant to the laws of this state;

(2) "Commercial domicile", the principal place from which the trade or business of the corporation is directed or managed;

(3) "Financial organization", any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company;

(4) "Non-apportionable income", all income other than apportionable income;

(5) "Public utility", any business entity:

(a) Which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) Whose rates of charges for goods or services have been established or approved by a federal, state, or local government or governmental agency;

(6) "Receipts", all gross receipts of the corporation that are not allocated under the provisions of this section, and that are received from transactions and activity in the regular course of the corporation's trade or business; except that receipts of a corporation from hedging transactions and from the maturity, redemption, sale, exchange, loan or other disposition of cash or securities, shall be excluded.

4. For purposes of allocation and apportionment of income under this section, a corporation is taxable in another state if:

(1) In that state it is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax; or

(2) That state has jurisdiction to subject the corporation to a net income tax regardless of whether, in fact, the state does or does not do so.

5. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in subsections 6 to 9 of this section.

6. (1) Net rents and royalties from real property located in this state are allocable to this state.
- (2) Net rents and royalties from tangible personal property are allocable to this state:
 - (a) If and to the extent the property is utilized in this state; or
 - (b) In their entirety if the corporation's commercial domicile is in this state and the corporation is not organized under the laws of or taxable in the state in which the property is utilized.
- (3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the corporation, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.
7. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.
- (2) Capital gains and losses from sales of tangible personal property are allocable to this state if:
 - (a) The property had a situs in this state at the time of the sale; or
 - (b) The corporation's commercial domicile is in this state and the corporation is not taxable in the state in which the property had a situs.
- (3) Capital gains and losses from sales of intangible personal property are allocable to this state if the corporation's commercial domicile is in this state.
8. Interest and dividends are allocable to this state if the corporation's commercial domicile is in this state.
9. (1) Patent and copyright royalties are allocable to this state:
 - (a) If and to the extent that the patent or copyright is utilized by the payer in this state; or
 - (b) If and to the extent that the patent or copyright is utilized by the payer in a state in which the corporation is not taxable and the corporation's commercial domicile is in this state.
- (2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the corporation's commercial domicile is located.
- (3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the corporation's commercial domicile is located.
10. All apportionable income shall be apportioned to this state by multiplying the net income by a fraction, the numerator of which is the total receipts of the corporation in this state during the tax period and the denominator of which is the total receipts of the corporation everywhere during the tax period.
11. Receipts from the sale of tangible personal property are in this state if the property is received in this state by the purchaser. In the case of the delivery of goods by common carrier or by other means of transportation, including transportation by the purchaser, the place at which the goods are ultimately received after all transportation has been completed shall be considered as the place at which the goods are received by the purchaser. Direct delivery into this state by the taxpayer to a person or firm designated by a purchaser from within or without the state shall constitute delivery to the purchaser in this state.
12. (1) Receipts, other than receipts described in subsection 11 of this section, are in this state if the corporation's market for the sales is in this state. The corporation's market for sales is in this state:
 - (a) In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;
 - (b) In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;
 - (c) In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the corporation or the corporation's designee is located outside this state; and
 - (d) In the case of intangible property:

a. That is rented, leased, or licensed, if and to the extent the property is used in this state, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area "are used in this state" to the extent the franchise is located in this state; and

b. That is sold, if and to the extent the property is used in this state, provided that:

(i) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

(ii) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under subparagraph a. of this paragraph; and

(iii) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.

(2) If the state or states of assignment under subdivision (1) of this subsection cannot be determined, the state or states of assignment shall be reasonably approximated.

(3) The director may prescribe regulations as necessary or appropriate to carry out the purposes of this section.

13. (1) In the case of certain industries where unusual factual situations produce inequitable results under the apportionment and allocation provisions of this section, the director shall promulgate rules for determining the apportionment and allocation factors for each such industry, but such rules shall be applied uniformly.

(2) If the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state, the corporation may petition for or the director may require:

(a) Separate accounting;

(b) The inclusion of one or more additional factors which will fairly represent the corporation's income applicable to this state; or

(c) The employment of any other method to effectuate an equitable allocation and apportionment of the corporation's income.

(3) The party petitioning for, or the director requiring, the use of any method to effectuate an equitable allocation and apportionment of the corporation's income pursuant to subdivision (2) of this subsection shall prove by a preponderance of evidence:

(a) That the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's income applicable to this state; and

(b) That the alternative to such provisions is reasonable.

The same burden of proof shall apply whether the corporation is petitioning for, or the director is requiring, the use of any reasonable method to effectuate an equitable allocation and apportionment of the corporation's income. Notwithstanding the previous sentence, if the director can show that in any two of the prior five tax years, the corporation had used an allocation or apportionment method at variance with its allocation or apportionment method or methods used for such other tax years, then the director shall not bear the burden of proof in imposing a different method pursuant to subdivision (2) of this subsection.

(4) If the director requires any method to effectuate an equitable allocation and apportionment of the corporation's income, the director cannot impose any civil or criminal penalty with reference to the tax due that is attributable to the corporation's reasonable reliance solely on the allocation and apportionment provisions of this section.

(5) A corporation that has received written permission from the director to use a reasonable method to effectuate an equitable allocation and apportionment of the corporation's income shall not have that permission revoked with respect to transactions and activities that have already occurred unless there has been a material change in, or a material misrepresentation of, the facts provided by the corporation upon which the director reasonably relied.

14. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state. Such report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. This subsection shall not apply to a railroad.

15. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only rails and lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the rails and lines of such corporation in the state shall bear to the total mileage used over the rails and lines of such corporation. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

16. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting the same to or from another net income or loss shown by the return.

17. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The corporation may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the corporation shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

18. From the income determined in this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

19. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the deduction.

20. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

143.461. 1. A corporation shall elect to determine income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455**; first, by filing written notice with the director of revenue on or before the due date of the return (including extensions of time) of the taxpayer's election, or, second, by failing to keep its books and records in such manner as to show the income applicable to this state, including gross income and deductions applicable thereto.

2. If the corporation shall keep its books and records so as to show **the income applicable to this state** by any other method of allocation between this state and other states ~~[involved of income from transactions partially within and partially without this state]~~, including gross income and deductions applicable thereto, and such method shows the income applicable to this state, including gross income and deductions applicable thereto, then it may, on or before sixty days before the end of any taxable year, petition the director of revenue, in writing, to be permitted in its return required to be filed to apportion to this state according to the method shown by such books or records. If the director of revenue finds that such method does show the income applicable to this state including gross income and the deductions applicable thereto, **he or she** shall notify the corporation, at least thirty days prior to the last day on which such corporation's return for that taxable year is to be filed, that it may use that method **for the shorter of five years or** as long as such method shows the income applicable to this state, including gross income and deductions applicable thereto.

3. The corporation shall cease using such method **after the shorter of five years or** whenever the director of revenue finds and notifies such corporation on or before ninety days before the end of the taxable year, that such method does not so show. Upon and after such **expiration or** revocation the corporation shall be permitted to petition to use **the same or** another method of allocation that will show such income including gross income and deductions applicable thereto as though no petition had ever been filed.

4. Failure, after a method has **expired or** been revoked by the director of revenue, to submit a method which the director of revenue finds will show such income applicable to this state including gross income and deductions applicable thereto, on or before sixty days before the end of any taxable year, or failure to make a return on the basis, which has been approved by the director of revenue on petition of the corporation and which stands unrevoked **or unexpired**, shall constitute an election to accept the determination of income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner set forth in section 143.451 **for all tax years ending on or before December 31, 2019, and for all tax years beginning on or before January 1, 2020, in the manner set forth in section 143.455.**

143.471. 1. An S corporation, as defined by Section 1361 (a)(1) of the Internal Revenue Code, shall not be subject to the taxes imposed by section 143.071, or other sections imposing income tax on corporations.

2. A shareholder of an S corporation shall determine such shareholder's S corporation modification and pro rata share, including its character, by applying the following:

(1) Any modification described in sections 143.121 and 143.141 which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates. Where a shareholder's pro rata share of any such item is not required to be taken into account separately for federal income tax purposes, the shareholder's pro rata share of such item shall be determined in accordance with his pro rata share, for federal income tax purposes, of S corporation taxable income or loss generally;

(2) Each item of S corporation income, gain, loss, or deduction shall have the same character for a shareholder pursuant to sections 143.005 to 143.998 as it has for federal income tax purposes. Where an item is not characterized for federal income tax purposes, it shall have the same character for a shareholder as if realized directly from the source from which realized by the S corporation or incurred in the same manner as incurred by the S corporation.

3. A nonresident shareholder of an S corporation shall determine such shareholder's Missouri nonresident adjusted gross income and his or her nonresident shareholder modification by applying the provisions of this subsection. Items shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.451, section 143.461, or section 32.200 (Multistate Tax Compact). In determining the adjusted gross income of a nonresident shareholder of any S corporation, there shall be included only that part derived from or connected with sources in this state of the shareholder's pro rata share of items of S corporation income, gain, loss or deduction entering into shareholder's federal adjusted gross income, as such part is determined pursuant to regulations prescribed by the director of revenue in accordance with the general rules in section 143.181. Any modification described in subsections 2 and 3 of section 143.121 and in section 143.141, which relates to an item of S corporation income, gain, loss, or deduction shall be made in accordance with the shareholder's pro rata share, for federal income tax purposes, of the item to which the modification relates, but limited to the portion of such item derived from or connected with sources in this state.

4. Notwithstanding subsection 3 of this section to the contrary, for all tax years beginning on or after January 1, 2020, the items referred to in that subsection shall be determined to be from sources within this state pursuant to regulations of the director of revenue in a manner consistent with the division of income provisions of section 143.455 and section 143.461.

5. The director of revenue shall permit S corporations to file composite returns and to make composite payments of tax on behalf of its nonresident shareholders not otherwise required to file a return. If the nonresident shareholder's filing requirements result solely from one or more interests in any other partnerships or subchapter S corporations, that nonresident shareholder may be included in the composite return.

~~[5-]~~ **6.** If an S corporation pays or credits amounts to any of its nonresident individual shareholders as dividends or as their share of the S corporation's undistributed taxable income for the taxable year, the S corporation shall either timely file with the department of revenue an agreement as provided in subsection ~~[6]~~ **7** of this section or withhold Missouri income tax as provided in subsection ~~[7]~~ **8** of this section. An S corporation that timely files an agreement as provided in subsection ~~[6]~~ **7** of this section with respect to a nonresident shareholder for a taxable year shall be considered to have timely filed such an agreement for each subsequent taxable year. An S corporation that does not timely file such an agreement for a taxable year shall not be precluded from timely filing such an agreement for subsequent taxable years. An S corporation is not required to deduct and withhold Missouri income tax for a nonresident shareholder if:

- (1) The nonresident shareholder not otherwise required to file a return agrees to have the Missouri income tax due paid as part of the S corporation's composite return;
- (2) The nonresident shareholder not otherwise required to file a return had Missouri assignable federal adjusted gross income from the S corporation of less than twelve hundred dollars;
- (3) The S corporation is liquidated or terminated;
- (4) Income was generated by a transaction related to termination or liquidation; or
- (5) No cash or other property was distributed in the current and prior taxable year.

~~[6-]~~ **7.** The agreement referred to in subdivision (1) of subsection ~~[5]~~ **6** of this section is an agreement of a nonresident shareholder of the S corporation to:

- (1) File a return in accordance with the provisions of section 143.481 and to make timely payment of all taxes imposed on the shareholder by this state with respect to income of the S corporation; and
- (2) Be subject to personal jurisdiction in this state for purposes of the collection of income taxes, together with related interest and penalties, imposed on the shareholder by this state with respect to the income of the S corporation.

The agreement will be considered timely filed for a taxable year, and for all subsequent taxable years, if it is filed at or before the time the annual return for such taxable year is required to be filed pursuant to section 143.511.

~~[7-]~~ **8.** The amount of Missouri income tax to be withheld is determined by multiplying the amount of dividends or undistributed income allocable to Missouri that is paid or credited to a nonresident shareholder during the taxable year by the highest rate used to determine a Missouri income tax liability for an individual, except that the amount of the tax withheld may be determined based on withholding tables provided by the director of revenue if the shareholder submits a Missouri withholding allowance certificate.

~~[8-]~~ **9.** An S corporation shall be entitled to recover for a shareholder on whose behalf a tax payment was made pursuant to this section, if such shareholder has no tax liability.

~~[9-]~~ **10.** With respect to S corporations that are banks or bank holding companies, a pro rata share of the tax credit for the tax payable pursuant to chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the bank otherwise complies with section 148.112:

- (1) The credit allowed by this subsection shall be equal to the bank tax calculated pursuant to chapter 148 based on bank income in 1999 and after, on a bank that makes an election pursuant to 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such bank or bank holding company;
- (2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A bank holding company is not allowed this credit, except that, such credit shall flow through to such bank holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

~~[40-]~~ **11.** With respect to S corporations that are associations, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the association otherwise complies with section 148.655:

(1) The credit allowed by this subsection shall be equal to the savings and loan association tax calculated under chapter 148 based on the computations provided in section 148.630 on an association that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by the association;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A savings and loan association holding company is not allowed this credit, except that, such credit shall flow through to such savings and loan association holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income.

~~[44-]~~ **12.** With respect to S corporations that are credit institutions, a pro rata share of the tax credit for the tax payable under chapter 148 shall be allowed against each S corporation shareholders' state income tax as follows, provided the credit institution otherwise complies with section 148.657:

(1) The credit allowed by this subsection shall be equal to the credit institution tax calculated under chapter 148 based on the computations provided in section 148.150 on a credit institution that makes an election under 26 U.S.C. Section 1362, and such credit shall be allocated to the qualifying shareholder according to stock ownership, determined by multiplying a fraction, where the numerator is the shareholder's stock, and the denominator is the total stock issued by such credit institution;

(2) The tax credit authorized in this subsection shall be permitted only to the shareholders that qualify as S corporation shareholders, provided the stock at all times during the taxable period qualifies as S corporation stock as defined in 26 U.S.C. Section 1361, and such stock is held by the shareholder during the taxable period. The credit created by this section on a yearly basis is available to each qualifying shareholder, including shareholders filing joint returns. A credit institution holding company is not allowed this credit, except that, such credit shall flow through to such credit institution holding company's qualified shareholders, and be allocated to such shareholders under the same conditions; and

(3) In the event such shareholder cannot use all or part of the tax credit in the taxable period of receipt, such shareholder may carry forward such tax credit for a period of the lesser of five years or until used, provided such credits are used as soon as the taxpayer has Missouri taxable income."; and

Further amend said bill, Page 2, Section 144.087, Line 38, by inserting after all of said section and line the following:

"620.1350. 1. The words used in this section and sections 620.1355 and 620.1360 shall, unless the context otherwise requires, have the meaning provided in subdivision (4) of subsection 2 of section 143.451, and in addition, the following words shall have the following meanings:

(1) "Department", the department of economic development;

(2) "Director", the director of the department of economic development.

2. An investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, may make an annual election to compute the portion of income derived from sources within this state either pursuant to section 143.451 or pursuant to section 32.200 relating to the multistate tax compact. The annual election shall be made by the filing of a corporate income tax return reflecting the use of such election and by filing a copy of the certificate issued by the director pursuant to the provisions of this section and sections 620.1355 and 620.1360. The annual election may be made regardless of whether the corporation filed its income tax return on a single entity basis or was included in a consolidated income tax return in any year.

3. Notwithstanding the provisions of subsection 2 of this section to the contrary, for all tax years beginning on or after January 1, 2020, an investment funds service corporation or S corporation, certified pursuant to this section and sections 620.1355 and 620.1360, shall compute the portion of income derived from sources within this state pursuant to section 143.455."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Quade offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Senate Bill No. 884, Page 10, Line 30, by deleting the words "**three and nine-tenths**" and inserting in lieu thereof the words "**four and two-tenths**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Conway 104	Corlew
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Neely	Pfausch
Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

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ABSENT WITH LEAVE: 035

Barnes 60	Brown 27	Brown 57	Butler	Christofanelli
Conway 10	Cookson	Cross	Curtis	Davis
Evans	Franks Jr	Gray	Hill	Kidd
Knight	Kolkmeyer	Korman	McCann Beatty	McDaniel
Messenger	Morse 151	Muntzel	Peters	Phillips
Pietzman	Plocher	Pogue	Reisch	Roden
Rone	Shumake	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative Quade moved that **House Amendment No. 1 to House Amendment No. 2** be adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

Which motion was defeated by the following vote:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

NOES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Muntzel	Neely	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

PRESENT: 007

Corlew	Engler	Hansen	Higdon	Pfautsch
Ruth	Walker 3			

ABSENT WITH LEAVE: 026

Barnes 60	Brown 27	Brown 57	Butler	Christofanelli
Conway 10	Cookson	Cross	Curtis	Evans
Gray	Green	Knight	Kolkmeyer	Korman
McCann Beatty	McDaniel	Messenger	Morse 151	Peters
Phillips	Pietzman	Pogue	Roden	Smith 85
Walker 74				

VACANCIES: 002

HCS SB 884, as amended, with House Amendment No. 2, pending, was laid over.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SS SCS SB 843: Representatives Ross, Bernskoetter, Walker (3), Carpenter and Conway (10)

Representative Taylor assumed the Chair.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 884, as amended, with House Amendment No. 2, pending, was again taken up by Representative Wiemann.

Representative Wiemann offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Bill No. 884, Page 10, Line 27 by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 2 to House Amendment No. 2** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104

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Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Redmon	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pierson Jr	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Bondon	Brown 27	Butler	Conway 10
Cookson	Curtis	Ellebracht	Ellington	Gray
Haefner	Kidd	Korman	Lauer	McDaniel
Messenger	Miller	Mosley	Peters	Pietzman
Plocher	Pogue	Quade	Rehder	Rhoads
Rowland 155	Shull 16	Smith 85	Stacy	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

On motion of Representative Fitzpatrick, **House Amendment No. 2, as amended**, was adopted.

Speaker Richardson resumed the Chair.

On motion of Representative Wiemann, **SB 884, as amended**, was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Phillips	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Hurst	Kendrick	Kidd	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels	Wilson	

PRESENT: 007

Engler	Gannon	Hansen	Higdon	Pfautsch
Pike	Walker 3			

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Butler	Conway 10	Cookson
Cornejo	Curtis	Korman	Lauer	McDaniel
Meredith 71	Messenger	Peters	Pietzman	Pogue
Rhoads	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HCS HB 1796** entitled:

An act to amend chapters 143, 442, and 443, RSMo, by adding thereto eight new sections relating to the process for the conveyance of real estate, with a penalty provision.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 1.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 1*

AMEND Senate Substitute No. 2 for House Committee Substitute for House Bill No. 1796, Page 4, Section 442.055, Line 5, by inserting after the word “material” the following:

“or other hazardous material”; and

Further amend Line 9 by inserting after the word “material” the following:

“or other hazardous material”; and

Further amend Line 10 by inserting after “radioactive” the following:

“or other hazardous”; and

Further amend Line 13 by inserting after “radioactive” the following:

“or other hazardous”; and

Further amend Line 14 by inserting at the end of said line the following:

“As used in this section, the term “knowledge” shall require the receipt by the owner, seller, landlord, or other transferor of a report stating affirmatively that the premises is or was previously contaminated with radioactive material or other hazardous material.”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 655, as amended.**

Senators: Sifton, Rizzo, Dixon, Emery, Koenig

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 773, as amended.**

Senators: Hoskins, Cunningham, Schaaf, Sifton, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 808, as amended.**

Senators: Brown, Munzlinger, Wasson, Rizzo, Sifton

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HCS HB 1796, as amended - Fiscal Review

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 037

Alferman	Andrews	Barnes 60	Basye	Bernskoetter
Berry	Bondon	DeGroot	Dinkins	Dogan
Engler	Evans	Fraker	Francis	Gannon
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Lauer	Lichtenegger	May	McCann Beatty	Morris 140
Morse 151	Muntzel	Pfautsch	Redmon	Reisch
Remole	Revis	Roeber	Rowland 29	Taylor
Walsh	White			

NOES: 000

PRESENT: 080

Anderson	Austin	Bangert	Baringer	Barnes 28
Black	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Dohrman	Eggleston	Ellebracht	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Hill	Houghton
Houx	Johnson	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Love	Lynch	Mathews
Matthiesen	McCreery	McGaugh	Miller	Mitten
Moon	Morgan	Newman	Pike	Rhoads
Roberts	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Trent	Vescovo	Walker 3	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 044

Adams	Anders	Arthur	Bahr	Beard
Beck	Brown 27	Burns	Butler	Carpenter
Cookson	Curtis	Curtman	Davis	Ellington

Haefner	Higdon	Korman	Lavender	Marshall
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mosley	Neely	Nichols	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Pogue	Quade
Razer	Rehder	Reiboldt	Roden	Smith 85
Spencer	Stevens 46	Unsicker	Walker 74	

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1713** entitled:

An act to repeal section 193.128, RSMo, and to enact in lieu thereof one new section relating to birth certificates.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 8** and **House Amendment No. 9** to **SB 757** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 843, as amended**.

Senators: Riddle, Munzlinger, Rowden, Sifton, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 881, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

SB 757, with House Amendment No. 1, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 8 and **House Amendment No. 9**, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

Representative Tate moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 6, House Amendment No. 8** and **House Amendment No. 9** to **SB 757** and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

CCR HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **CCR HCS SS SB 608** was adopted by the following vote:

AYES: 113

Alferman	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Burnett
Burns	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfausch	Phillips
Pierson Jr	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roerber	Rone	Rowland 155	Runions
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Adams	Baringer	Barnes 60	Barnes 28	Gray
Hurst	McCreery	Moon	Mosley	Newman
Roberts	Rowland 29	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 035

Andrews	Bernskoetter	Brown 27	Brown 57	Butler
Carpenter	Conway 10	Curtis	Curtman	Davis
Dogan	Ellington	Haefner	Higdon	Korman
Marshall	McDaniel	McGee	Meredith 71	Messenger
Peters	Pietzman	Plocher	Pogue	Roden
Ross	Ruth	Shumake	Smith 85	Spencer
Stephens 128	Stevens 46	Vescovo	Walker 3	Walker 74

VACANCIES: 002

On motion of Representative Rhoads, **CCS HCS SS SB 608** was truly agreed to and finally passed by the following vote:

AYES: 106

Alferman	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Basye	Beard	Berry
Black	Bondon	Brattin	Chipman	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Meredith 71
Miller	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pike	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 028

Adams	Baringer	Barnes 28	Beck	Burnett
Burns	Ellington	Franks Jr	Gray	Hurst
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Pierson Jr	Quade	Roberts	Rowland 29
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 027

Andrews	Barnes 60	Bernskoetter	Brown 27	Brown 57
Butler	Carpenter	Christofanelli	Conway 10	Curtis
Davis	Haefner	Higdon	Marshall	McDaniel
Messenger	Peters	Pietzman	Plocher	Pogue
Roden	Ross	Smith 85	Trent	Vescovo
Walker 3	Walker 74			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR SS SCS HB 1633, as amended, relating to criminal offenses, was taken up by Representative Corlew.

On motion of Representative Corlew, **CCR SS SCS HB 1633, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Black
Bondon	Brattin	Burnett	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 004

Brown 57	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Bernskoetter	Berry	Brown 27	Butler
Carpenter	Conway 10	Cookson	Cross	Curtis
Haefner	Higdon	Matthiesen	McDaniel	Messenger
Mitten	Peters	Plocher	Pogue	Ross
Smith 85	Walker 3	Walker 74	Mr. Speaker	

VACANCIES: 002

On motion of Representative Corlew, **CCS SS SCS HB 1633** was third read and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer

Barnes 28	Basye	Beard	Beck	Black
Bondon	Brattin	Burnett	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 004

Brown 57	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Bernskoetter	Berry	Brown 27	Butler
Carpenter	Conway 10	Cookson	Cross	Curtis
Haefner	Hansen	Higdon	McDaniel	Messenger
Mitten	Peters	Phillips	Plocher	Pogue
Roden	Ross	Smith 85	Stephens 128	Walker 3
Walker 74	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 881, as amended, relating to transportation, was taken up by Representative Davis.

Representative Davis moved that the House refuse to recede from its position on **HCS SS SB 881, as amended**, and grant the Senate a conference.

Which motion was adopted.

BILLS IN CONFERENCE

CCR HCS SS SB 870, as amended, relating to emergency services, was taken up by Representative Alferman.

On motion of Representative Alferman, **CCR HCS SS SB 870, as amended**, was adopted by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Carpenter	Chipman	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	Merideth 80	Miller	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 015

Burnett	Gray	Hill	Hurst	Kidd
Lavender	Marshall	McCreery	McGee	Meredith 71
Moon	Morgan	Newman	Stevens 46	Washington

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Butler	Christofanelli	Curtis	Higdon
Kolkmeier	Korman	McDaniel	Messenger	Mitten
Peters	Pogue	Rhoads	Smith 85	Smith 163
Trent	Walker 74	Wessels		

VACANCIES: 002

On motion of Representative Alferman, **CCS HCS SS SB 870** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	McGee
Merideth 80	Miller	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 013

Burnett	Hurst	Kidd	Lavender	Marshall
McCreery	Meredith 71	Moon	Morgan	Newman
Nichols	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 27	Butler	Cookson	Curtis	Higdon
Kolkmeier	Korman	McDaniel	Messenger	Mitten
Peters	Pogue	Rhoads	Smith 85	Walker 74
Washington	Wessels			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SB 806, as amended, relating to guardianship proceedings, was taken up by Representative Neely.

On motion of Representative Neely, **CCR HCS SB 806, as amended**, was adopted by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 004

Hurst	Marshall	McGaugh	Moon
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PRESENT: 001

Conway 104

ABSENT WITH LEAVE: 022

Barnes 60	Beard	Brown 27	Butler	Davis
Ellebracht	Higdon	Kolkmeier	May	McDaniel
McGee	Messenger	Peters	Phillips	Pogue
Quade	Rhoads	Smith 85	Tate	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Neely, **CCS HCS SB 806** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 004

Hurst	Marshall	McGaugh	Moon
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PRESENT: 001

Conway 104

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Butler	Carpenter	Ellebracht
Higdon	Kolkmeyer	May	McDaniel	McGee
Messenger	Peters	Phillips	Pogue	Rhoads
Schroer	Smith 85	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HB 1413, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (1): Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 2140, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (2): Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SCS SBs 807 & 577, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (2): Anderson and Wessels

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HB 1413, as amended, relating to public labor organizations, was taken up by Representative Taylor.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pike	Plocher	Redmon

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Rehder	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Beard	Brown 27	Cookson	Corlew
Cross	Ellington	Engler	Higdon	Korman
Messenger	Mosley	Peters	Phillips	Pietzman
Pogue	Reiboldt	Smith 85		

VACANCIES: 002

On motion of Representative Taylor, **SS#2 SCS HB 1413, as amended**, was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Dinkins
Ellebracht	Ellington	Engler	Francis	Franks Jr
Gannon	Gray	Green	Harris	Henderson
Kendrick	Kidd	Lauer	Lavender	Marshall
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Pfautsch	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Ruth
Sommer	Stevens 46	Tate	Unsicker	Walker 3
Walker 74	Washington	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Cross	Higdon
Korman	Messenger	Mosley	Peters	Phillips
Pietzman	Pogue	Reiboldt	Smith 85	

VACANCIES: 002

On motion of Representative Taylor, **SS#2 SCS HB 1413, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lant	Lichtenegger	Love	Lynch
Mathews	McDaniel	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Schroer	Shaul 113	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 062

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Dinkins
Ellebracht	Ellington	Engler	Francis	Franks Jr
Gannon	Gray	Green	Harris	Henderson

Kendrick	Kidd	Lauer	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pfautsch	Pierson Jr	Quade
Razer	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Shull 16	Sommer	Stevens 46
Tate	Unsicker	Walker 3	Walker 74	Washington
Wessels	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Cookson	Cross	Higdon
Korman	Messenger	Peters	Phillips	Pogue
Reiboldt	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SB 757: Representatives Tate, Eggleston, Reiboldt, Adams and Franks Jr

HCS SS SB 881: Representatives Davis, Korman, Reiboldt, McCreery and Razer

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 655**, **as amended**, and has taken up and passed **CCS HCS SB 655**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 850, relating to records involving children, was taken up by Representative Franklin.

On motion of Representative Franklin, the title of **HCS SB 850** was agreed to.

Representative Franklin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 850, Page 13, Section 210.150, Lines 135-142, by deleting all of said lines and inserting in lieu thereof the following:

"necessary for another agency to have access to in order to protect a child. Documents other than substantiated reports and materials from files regarding substantiated reports shall only be shared under this subsection if the department of social services receives a written, signed certification that the receiving agency

is prohibited by law from sharing such documents or materials with anyone other than the receiving agency, law enforcement, or court personnel; or in accordance with a court order. In the event that the laws of the receiving state do not provide a basis for such certification, the department may share the information with an agency of another state under a memorandum of understanding between the department and the receiving agency, which limits dissemination of the shared material by the receiving agency to employees of that agency, law enforcement, or court personnel; or as ordered by a court."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 1** was adopted.

Representative Franklin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 850, Page 1, Section 193.265, Line 6, by deleting said lines and inserting in lieu thereof the following:

"for certification is made by the children's division, division of youth services, guardian ad litem, or juvenile officer on behalf"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 2** was adopted.

Representative Mitten offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 850, Page 21, Section 453.080, Lines 2 to 3, by deleting such lines and inserting in lieu thereof the following:

"be finalized. If their attorney appears in person, out-of-state adoptive petitioners may appear by video conference. During such hearing, the court shall ascertain"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mitten, **House Amendment No. 3** was adopted.

Representative Franklin offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 850, Page 20, Section 453.030, Lines 32 to 53, by deleting said lines and inserting in lieu thereof the following:

"a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting birth parent of the consequences of the consent. In lieu of such acknowledgment, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons whose signatures and addresses shall be plainly written thereon. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding other than the attorney

representing the party signing the consent. The notary public or witnesses shall verify the identity of the party signing the consent. **Notwithstanding any other provision of law to the contrary, a properly executed written consent under this subsection shall be considered irrevocable.**

5. The written consent required in subdivision (1) of subsection 3 of this section by the birth ~~[parent]~~ **mother** shall not be executed anytime before the child is forty-eight hours old. Such written consent shall be executed in front of a judge or acknowledged before a notary public. If consent is executed in front of a judge, it shall be the duty of the judge to advise the consenting party of the consequences of the consent. In lieu of ~~[such]~~ acknowledgment **before a notary public**, the signature of the person giving such written consent shall be witnessed by the signatures of at least two adult persons who are present at the execution whose signatures and addresses shall be plainly written thereon and who determine and certify that the consent is knowingly and freely given. The two adult witnesses shall not be the prospective adoptive parents or any attorney representing a party to the adoption proceeding **other than the attorney representing the party signing the consent.** The notary public or witnesses shall verify the identity of the party signing the consent."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 4** was adopted.

On motion of Representative Franklin, **HCS SB 850, as amended**, was adopted.

On motion of Representative Franklin, **HCS SB 850, as amended**, was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	Meredith 71	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 019

Bangert	Baringer	Barnes 60	Brown 27	Conway 10
Cross	Fraker	Franks Jr	Higdon	Kidd
Messenger	Mitten	Peters	Phillips	Pogue
Redmon	Reisch	Smith 85	Walker 74	

VACANCIES: 002

Speaker Richardson declared the bill passed.

On motion of Representative Vescovo, the House recessed until 6:45 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Johnson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 021

Basye	Bernskoetter	Bondon	Butler	DeGroot
Fraker	Francis	Hansen	Hurst	Justus
Kelly 141	Korman	Matthiesen	Morris 140	Morse 151
Redmon	Reiboldt	Taylor	Walsh	White
Wilson				

NOES: 000

PRESENT: 063

Anderson	Austin	Bangert	Baringer	Barnes 28
Berry	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Hill	Houghton
Houx	Johnson	Kolkmeier	Lant	Lauer
Love	Lynch	McCreery	McDaniel	McGaugh
Mosley	Pfautsch	Pike	Reisch	Roberts
Roden	Rone	Ross	Rowland 155	Runions
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Trent	Vescovo
Walker 3	Wiemann	Wood		

ABSENT WITH LEAVE: 077

Adams	Alferman	Anders	Andrews	Arthur
Bahr	Barnes 60	Beard	Beck	Black
Brown 27	Burnett	Burns	Carpenter	Conway 10
Cookson	Cross	Curtis	Curtman	Davis
Eggleston	Ellebracht	Ellington	Engler	Evans
Gannon	Green	Harris	Henderson	Higdon
Kelley 127	Kendrick	Kidd	Knight	Lavender
Lichtenegger	Marshall	Mathews	May	McCann Beatty
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Muntzel	Neely
Newman	Nichols	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Pogue	Quade	Razer
Rehder	Remole	Revis	Rhoads	Roeber
Rowland 29	Ruth	Shull 16	Smith 85	Stevens 46
Swan	Tate	Unsicker	Walker 74	Washington
Wessels	Mr. Speaker			

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1250** entitled:

An act to repeal sections 456.985, 456.1035, 456.1080, 456.4-414, 474.150, 515.575, and 515.635, RSMo, and to enact in lieu thereof twenty-seven new sections relating to trusts and estates.

With Senate Amendment No. 1

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1250, Page 1, Section 456.006, Lines 2-3, by striking “in the Internal Revenue Code of 1986, as amended” and inserting in lieu thereof the following:

“**under 26 U.S.C. Section 223(d)(1)**”; and

Further amend said bill and section, Page 2, Lines 14-15, by striking “in the Internal Revenue Code of 1986, as amended” and inserting in lieu thereof the following:

“**under 26 U.S.C. Section 223(c)(1)**”; and

Further amend said bill, Page 3, Section 456.1080, Line 4, by inserting after all of said line the following:

“456.1-103. In sections 456.1-101 to 456.11-1106, **the following terms shall mean:**

- (1) “Action[;]”, with respect to an act of a trustee, includes a failure to act;
- (2) “Ascertainable standard” [~~means~~], a standard relating to an individual's health, education, support, or maintenance within the meaning of Section 2041(b)(1)(A) or Section 2541(c)(1) of the Internal Revenue Code;
- (3) “Beneficiary” [~~means~~], a person that:
 - (a) Has a present or future beneficial interest in a trust, vested or contingent; or
 - (b) In a capacity other than that of trustee, holds a power of appointment over trust property;
- (4) “Charitable trust” [~~means~~], a trust, or portion of a trust, created for a charitable purpose described in subsection 1 of section 456.4-405;

(5) “Conservator” ~~[means]~~, a person described in subdivision (3) of section 475.010. This term does not include a conservator ad litem;

(6) “Conservator ad litem” ~~[means]~~, a person appointed by the court pursuant to the provisions of section 475.097;

(7) **“Directed trust”, any trust, including a split interest trust, in which the trust instrument:**

(a) Authorizes a trust protector to instruct or direct the trustee;

(b) Charges a trust protector with any responsibilities regarding the trust;

(c) Grants the trust protector one or more powers over the trust; or

(d) Directs one or more powers over the trust to a person, who is not serving as a trustee, and is not a settlor or a beneficiary;

(8) “Environmental law” ~~[means]~~, a federal, state, or local law, rule, regulation, or ordinance relating to protection of the environment;

~~[(8)]~~ (9) “Financial institution” ~~[means]~~, a non-foreign bank, savings and loan or trust company chartered, regulated and supervised by the Missouri division of finance, the office of the comptroller of the currency, the office of thrift supervision, the National Credit Union Administration, or the Missouri division of credit union supervision. The term “non-foreign bank” shall mean a bank that is not a foreign bank within the meaning of subdivision (1) of section 361.005;

~~[(9)]~~ (10) “Guardian” ~~[means]~~, a person described in subdivision (7) of section 475.010. The term does not include a guardian ad litem;

~~[(10)]~~ (11) “Interested persons”, include beneficiaries and any others having a property right in or claim against a trust estate which may be affected by a judicial proceeding. It also includes fiduciaries and other persons representing interested persons. The meaning as it relates to particular persons may vary from time to time and must be determined according to the particular purposes of, and matter involved in, any proceeding;

~~[(11)]~~ (12) “Interests of the beneficiaries” ~~[means]~~, the beneficial interests provided in the terms of the trust;

~~[(12)]~~ (13) “Internal Revenue Code” ~~[means]~~, the United States Internal Revenue Code of 1986, as in effect on January 1, 2005, or as later amended;

~~[(13)]~~ (14) “Jurisdiction[.]”, with respect to a geographic area, includes a state or country;

~~[(14)]~~ (15) “Person” ~~[means]~~, an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government; governmental subdivision, agency, or instrumentality; public corporation, or any other legal or commercial entity;

~~[(15)]~~ (16) “Permissible distributee” ~~[means]~~, a beneficiary who is currently eligible to receive distributions of trust income or principal, whether mandatory or discretionary;

~~[(16)]~~ (17) “Power of withdrawal” ~~[means]~~, a presently exercisable power of a beneficiary to withdraw assets from the trust without the consent of the trustee or any other person;

~~[(17)]~~ (18) “Principal place of administration”, of a trust is the trustee’s usual place of business where the records pertaining to the trust are kept, or the trustee’s residence if the trustee has no such place of business, unless otherwise designated by the terms of the trust as provided in section 456.1-108. In the case of cotrustees, the principal place of administration is, in the following order of priority:

(a) The usual place of business of the corporate trustee if there is but one corporate cotrustee;

(b) The usual place of business or residence of the trustee who is a professional fiduciary if there is but one such trustee and no corporate cotrustee; or

(c) The usual place of business or residence of any of the cotrustees;

~~[(18)]~~ (19) “Professional fiduciary” ~~[means]~~, an individual who represents himself or herself to the public as having specialized training, experience or skills in the administration of trusts;

~~[(19)]~~ (20) “Property” ~~[means]~~, anything that may be the subject of ownership, whether real or personal, legal or equitable, or any interest therein;

~~[(20)]~~ (21) “Qualified beneficiary” ~~[means]~~, a beneficiary who, on the date the beneficiary’s qualification is determined:

(a) Is a permissible distributee;

(b) Would be a permissible distributee if the interests of the permissible distributees described in paragraph (a) of this subdivision terminated on that date; or

(c) Would be a permissible distributee if the trust terminated on that date;

~~[(21)]~~ (22) “Record” ~~[means]~~, information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form;

[(22)] (23) “Revocable[;]”, as applied to a trust, means that the settlor has the legal power to revoke the trust without the consent of the trustee or a person holding an adverse interest, regardless of whether the settlor has the mental capacity to do so in fact;

[(23)] (24) “Settlor” [means], a person, including a testator, who creates, or contributes property to, a trust. If more than one person creates or contributes property to a trust, each person is a settlor of the portion of the trust property attributable to that person's contribution except to the extent another person has the power to revoke or withdraw that portion pursuant to the terms of the trust;

[(24)] (25) “Sign” [means], with present intent to authenticate or adopt a record:

(a) To execute or adopt a tangible symbol; or

(b) To attach to or logically associate with the record an electronic sound, symbol, or process;

[(25)] (26) “Spendthrift provision” [means], a term of a trust which restrains either the voluntary or involuntary transfer or both the voluntary and involuntary transfer of a beneficiary's interest;

[(26)] (27) “State” [means], a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States. The term includes an Indian tribe or band recognized by federal law or formally acknowledged by a state;

[(27)] (28) “Terms of a trust” [means], the manifestation of the settlor's intent regarding a trust's provisions as expressed in the trust instrument or as may be established by other evidence that would be admissible in a judicial proceeding;

[(28)] (29) “Trust instrument” [means], an instrument executed by the settlor that contains terms of the trust, including any amendments thereto;

(30) **“Trust protector”, any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary, designated in a trust instrument to instruct or direct the trustee or charged in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term “trust protector” includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;**

[(29)] (31) “Trustee”, includes an original, additional, and successor trustee, and a cotrustee.”; and

Further amend said bill and page, Section 456.4-414, Line 13, by inserting after all of said line the following:

“456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for ~~[the appointment of a trust protector. For purposes of this section, a “trust protector”, whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust]~~ **one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust.**

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

(1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;

(2) Modify or amend the trust instrument to:

(a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;

(b) Reflect legal changes that affect trust administration;

(c) Correct errors or ambiguities that might otherwise require court construction; or

(d) Correct a drafting error that defeats a grantor's intent;

(3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;

(4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;

(5) Change the applicable law governing the trust and the trust situs; or

(6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument, **provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity.** A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust protector and of the powers granted. **The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument;**

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof.**

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except ~~[in cases of bad faith or reckless indifference on the part of the trustee, or]~~ as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust protector's authority. Whenever a directed trust reserves to a person or vests in an advisory or investment committee authority to direct the making or retention of any investment, to the exclusion of the trustee or trustees, the excluded trustee or trustees shall not be liable, individually or as a trustee, for any loss resulting from the making or retention of any investment pursuant to such direction.**

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.”; and**

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 881, as amended.**

Senators: Eigel, Schatz, Libla, Hummel, Curls.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2** and **House Amendment No. 2, as amended**, to **SB 884** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SCS HB 1250, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HCS HB 1796, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

BILLS CARRYING REQUEST MESSAGES

SB 884, as amended, relating to taxation, was again taken up by Representative Wiemann.

Representative Wiemann moved that the House refuse to recede from its position on **SB 884, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 2140, as amended, relating to public contracts, was taken up by Representative Haefner.

Representative Haefner moved that the House refuse to adopt **SS SCS HCS HB 2140, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Helms	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 030

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Ellebracht	Franks Jr	Gray	Kendrick	Lavender
May	McCann Beatty	McCreery	Merideth 80	Mitten
Mosley	Newman	Nichols	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 038

Alferman	Anders	Barnes 60	Bernskoetter	Brown 27
Conway 10	Cross	Curtis	Davis	Ellington
Green	Gregory	Hansen	Harris	Henderson
Higdon	Hill	Kelly 141	Kidd	Marshall
McGee	Meredith 71	Messenger	Miller	Morgan
Peters	Phillips	Pierson Jr	Plocher	Pogue
Rhoads	Roeber	Smith 85	Stevens 46	Vescovo
Walker 74	Washington	Wessels		

VACANCIES: 002

Representative Haefner again moved that the House refuse to adopt **SS SCS HCS HB 2140, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SB 884: Representatives Wiemann, Haahr, Fitzpatrick, Carpenter and Kendrick

THIRD READING OF SENATE BILLS - INFORMAL

SB 582, relating to personal information data of students, was taken up by Representative Wood.

On motion of Representative Wood, the title of **SB 582**, relating to personal information data, was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 582, Page 1, In the Title, Line 3, by deleting the words "of students"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 1** was adopted.

Representative Cornejo offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 582, Page 1, Section 162.1475, Line 9, by inserting immediately after said section and line the following:

"407.431. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority under section 407.145.

407.432. As used in sections 407.430 to 407.436, the following terms shall mean:

(1) "Acquirer", a business organization, financial institution, or an agent of a business organization or financial institution that authorizes a merchant to accept payment by credit card for merchandise;

(2) "Cardholder", the person's name on the face of a credit card to whom or for whose benefit the credit card is issued by an issuer[;] or any agent, authorized signatory, or employee of such person;

(3) "Chip", an integrated circuit imbedded in a card that stores data so that the card may use the EMV payment method for transactions;

(4) "Contactless payment", any payment method that uses a contactless smart card, a near field communication (NFC) antenna, radio-frequency identification (RFID) technology, or other method to remotely communicate data to a scanning device for transactions;

(5) "Counterfeit credit card", any credit card which is fictitious, altered, or forged, any false representation, depiction, facsimile or component of a credit card, or any credit card which is stolen, obtained as part of a scheme to defraud, or otherwise unlawfully obtained, and which may or may not be embossed with account information or a company logo;

~~[(4)]~~ (6) "Credit card" ~~[or "debit card"]~~, any instrument or device, whether known as a credit card, credit plate, bank service card, banking card, check guarantee card, or debit card or by any other name, **that is** issued with or without a fee by an issuer for the use of the cardholder in obtaining money or merchandise on credit~~[-]~~ **or by transferring payment from the cardholder's checking account** or for use in an automated banking device to obtain any of the services offered through the device. The presentation of a credit card account number is deemed to be the presentation of a credit card. **"Credit card" shall include credit or debit cards whose information is stored in a digital wallet for use in in-app purchases or contactless payments;**

~~[(5)]~~ (7) "Expired credit card", a credit card for which the expiration date shown on it has passed;

~~[(6)]~~ (8) "Issuer", the business organization ~~[or]~~, financial institution, or ~~[its]~~ duly authorized agent~~[-]~~ **which** thereof that issues a credit card;

~~[(7)]~~ (9) "Merchandise", any objects, wares, goods, commodities, intangibles, real estate, services, or anything else of value;

~~[(8)]~~ (10) "Merchant", an owner or operator of any retail mercantile establishment, or any agent, employee, lessee, consignee, officer, director, franchisee, or independent contractor of such owner or operator. A merchant includes a person who receives from ~~[an authorized user of a payment card]~~ **a cardholder**, or an individual the person believes to be ~~[an authorized user]~~ **a cardholder**, a ~~[payment]~~ **credit** card or information from a ~~[payment]~~ **credit** card as the instrument for obtaining, purchasing, or receiving goods, services, money, or anything of value from the person;

~~[(9)]~~ (11) "Person", any natural person or his legal representative, partnership, firm, for-profit or not-for-profit corporation, whether domestic or foreign, company, foundation, trust, business entity or association, and any agent, employee, salesman, partner, officer, director, member, stockholder, associate, trustee or cestui que trust thereof;

~~[(10)]~~ (12) "Reencoder", an electronic device that places encoded information from the **chip or** magnetic strip or stripe of a credit ~~[or debit]~~ card onto the **chip or** magnetic strip or stripe of a different credit ~~[or debit]~~ card;

~~[(11)]~~ (13) "Revoked credit card", a credit card for which permission to use it has been suspended or terminated by the issuer;

~~[(12)]~~ (14) "Scanning device", a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information **stored in the chip or** encoded on the magnetic strip or stripe of a credit ~~[or debit]~~ card. **"Scanning device" shall include devices used by a merchant for contactless payments.**

407.433. 1. No person, other than the cardholder, shall:

(1) Disclose more than the last five digits of a credit card ~~[or debit card]~~ account number on any sales receipt provided to the cardholder for merchandise sold in this state~~[-]~~;

~~_____ (2) Use a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a credit or debit card without the permission of the cardholder and with the intent to defraud any person, the issuer, or a merchant; or~~

~~_____ (3) Use a reencoder to place information encoded on the magnetic strip or stripe of a credit or debit card onto the magnetic strip or stripe of a different card without the permission of the cardholder from which the information is being reencoded and with the intent to defraud any person, the issuer, or a merchant].~~

2. Any person who knowingly violates this section is guilty of an infraction and any second or subsequent violation of this section is a class A misdemeanor.

3. It shall not be a violation of subdivision (1) of subsection 1 of this section if:

(1) The sole means of recording the credit card number ~~[or debit card number]~~ is by handwriting or, prior to January 1, 2005, by an imprint of the credit card ~~[or debit card]~~; and

(2) For handwritten or imprinted copies of credit card ~~[or debit card]~~ receipts, only the merchant's copy of the receipt lists more than the last five digits of the account number.

4. This section shall become effective on January 1, 2003, and applies to any cash register or other machine or device that prints or imprints receipts of credit card ~~[or debit card]~~ transactions and which is placed into service on or after January 1, 2003. Any cash register or other machine or device that prints or imprints receipts on credit card ~~[or debit card]~~ transactions and which is placed in service prior to January 1, 2003, shall be subject to the provisions of this section on or after January 1, 2005.

407.435. 1. A person commits the offense of illegal use of a card scanner if the person:

(1) **Directly or indirectly uses a scanning device to access, read, obtain, memorize, or store, temporarily or permanently, information stored in the chip or encoded on the magnetic strip or stripe of a credit card without the permission of the cardholder, the credit card issuer, or a merchant;**

(2) **Possesses a scanning device with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a scanning device with the knowledge that some other person intends to use the scanning device to defraud a cardholder, credit card issuer, or merchant;**

(3) **Directly or indirectly uses a reencoder to copy a credit card without the permission of the cardholder of the card from which the information is being reencoded and does so with the intent to defraud the cardholder, the credit card issuer, or a merchant; or**

(4) **Possesses a reencoder with the intent to defraud a cardholder, credit card issuer, or merchant or possesses a reencoder with the knowledge that some other person intends to use the reencoder to defraud a cardholder, credit card issuer, or merchant.**

2. The offense of illegal use of a card scanner is a class D felony. However, a second or subsequent offense arising from a separate incident is a class C felony.

~~407.436. [1. Any person who willfully and knowingly, and with the intent to defraud, engages in any practice declared to be an unlawful practice in sections 407.430 to 407.436 of this credit user protection law shall be guilty of a class E felony.~~

~~2. The violation of any provision of sections 407.430 to 407.436 of this credit user protection law constitutes an unlawful practice pursuant to sections 407.010 to 407.130, and the violator shall be subject to all penalties, remedies and procedures provided in sections 407.010 to 407.130. The attorney general shall have all powers, rights, and duties regarding violations of sections 407.430 to 407.436 as are provided in sections 407.010 to 407.130, in addition to rulemaking authority as provided in section 407.145.] A person commits the offense of defacing a credit card reader if a person damages, defaces, alters, or destroys a scanning device and the person has no right to do so. The offense of defacing a credit card reader is a class A misdemeanor.";~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 2** was adopted.

Representative Unsicker offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Bill No. 582, Page 1, Section 162.1475, Line 1, by inserting after the numeral "1." the numeral "(1)"; and

Further amend said bill, page, and section, Line 2, by deleting said line and inserting in lieu thereof the following:

"as defined in section 407.1500;

(2) "Education records" shall have the same meaning as defined in 20 U.S.C Section 1232g (a)(4).";

and

Further amend said bill, page, and section, Line 4, by inserting immediately after the word "information" the phrase "**or education records**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 3** was adopted.

On motion of Representative Wood, **SB 582, as amended**, was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Bondon	Brattin	Brown 27
Burns	Conway 10	Cross	Curtis	Ellington
Engler	Fitzpatrick	Green	Haefner	Higdon
Kelley 127	Meredith 71	Messenger	Mitten	Peters
Phillips	Pogue	Rhoads	Roeber	Smith 85
Walker 74				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 2540, as amended, relating to individual income taxes, was taken up by Representative Haahr.

Representative Haahr moved that **SCS HCS HB 2540, as amended**, be adopted.

Representative Quade made a substitute motion that **SCS HCS HB 2540, as amended**, be recommitted to the Committee on Fiscal Review until such time as the Committee on Legislative Research, Division on Oversight, is able to develop an appropriate fiscal note to adequately address the changes adopted to the measure before final consideration by the House of Representatives.

Which motion was defeated by the following vote, the ayes and noes demanded pursuant to Rule 16:

AYES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Morse 151	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Reiboldt	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

NOES: 094

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	DeGroot	Dinkins	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Rehder	Reisch	Remole	Rhoads	Roden
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

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ABSENT WITH LEAVE: 026

Austin	Barnes 60	Berry	Bondon	Brown 27
Cookson	Cross	Curtis	Davis	Dogan
Ellington	Fraker	Francis	Haefner	Higdon
Korman	Meredith 71	Messenger	Mitten	Peters
Phillips	Pogue	Roeber	Smith 85	Tate
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **SCS HCS HB 2540, as amended**, was adopted by the following vote:

AYES: 099

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Black	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Merideth 80	Moon	Morgan	Newman	Pierson Jr
Quade	Razer	Rehder	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Alferman	Barnes 60	Berry	Brown 27	Cookson
Cornejo	Cross	Curtis	Ellington	Higdon
Meredith 71	Messenger	Miller	Mitten	Mosley

Nichols	Peters	Phillips	Pogue	Smith 85
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **SCS HCS HB 2540, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 101

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
Marshall	McCann Beatty	McCreery	McGee	Merideth 80
Moon	Morgan	Newman	Pierson Jr	Quade
Razer	Rehder	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Barnes 60	Berry	Brown 27	Cookson
Cross	Curtis	Higdon	May	Meredith 71
Messenger	Miller	Mitten	Mosley	Nichols
Peters	Phillips	Pogue	Smith 85	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SBs 603, 576 & 898, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 660, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (2): Anderson and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 687, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Haefner, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Fraker, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SCS SB 718, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 743, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (2): Rowland (29) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCR 63**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1388** entitled:

An act to repeal sections 67.3000, 67.3005, 313.940, 317.006, 317.011, 317.013, 317.014, and 317.019, RSMo, and to enact in lieu thereof nine new sections relating to sports contests.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1872** entitled:

An act to amend chapter 620, RSMo, by adding thereto nine new sections relating to broadband internet service.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HBs 2280, 2120, 1468 & 1616** entitled:

An act to repeal section 208.151, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet benefits for pregnant women.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SBs 603, 576 & 898, as amended**, and has taken up and passed **CCS HCS SS SCS SBs 603, 576 & 898**.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 1388 - Fiscal Review

SS HCS HB 1872 - Fiscal Review

SS SCS HCS HBs 2280, 2120, 1468 & 1616 - Fiscal Review

THIRD READING OF SENATE BILLS

SCS SB 1007, relating to the state personnel law, was taken up by Representative Trent.

On motion of Representative Trent, the title of **SCS SB 1007** was agreed to.

Representative Burnett offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 3, Section 36.020, Line 72, by deleting the word "**survivor's**" and inserting in lieu thereof the word "**surviving**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Black	Brattin
Chipman	Christofanelli	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wilson	Wood	Mr. Speaker		

NOES: 031

Adams	Anders	Bangert	Baringer	Beck
Burnett	Burns	Butler	Conway 10	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Bahr	Barnes 28	Berry	Bondon
Brown 27	Brown 57	Carpenter	Conway 104	Cookson
Cross	Curtis	Ellebracht	Ellington	Engler
Franklin	Gray	Houx	Kidd	Lauer
Marshall	Meredith 71	Messenger	Miller	Mitten
Nichols	Peters	Phillips	Pogue	Rehder
Rhoads	Smith 85	Smith 163	Stevens 46	Walker 74
Wessels	Wiemann			

VACANCIES: 002

Representative Burnett moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 4, Section 36.025, Lines 1-6, by deleting all of said section and lines; and

Further amend said bill, Page 47, Section 36.470, Lines 1-17, by deleting all of said section and lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Corlew	Curtman
Davis	DeGroot	Dinkins	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Reiboldt	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 60	Barnes 28	Berry	Brown 27	Brown 57
Conway 104	Cookson	Cornejo	Cross	Curtis
Dogan	Dohrman	Evans	Franks Jr	Haahr
Houx	Kidd	Korman	Lauer	Marshall
Meredith 71	Messenger	Miller	Muntzel	Nichols
Peters	Phillips	Pogue	Rehder	Reisch
Rhoads	Smith 85	Smith 163	Stevens 46	Walker 74
Mr. Speaker				

VACANCIES: 002

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Merideth (80) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Committee Substitute for Senate Bill No. 1007, Page 4, Section 36.025, Line 1, by inserting after the number "**36.025.**" the number "**1.**"; and

Further amend said bill, page, section, and line, by inserting the words "**this section and**" immediately after the word "**in**"; and

Further amend said bill, page, and section, Line 6, by inserting after all of said line the following:

"2. (1) Notwithstanding the definition of employee in section 36.020, for the purposes of this subsection, the term "employee" means any employee who is subject to the provisions of this chapter as such chapter existed on August 27, 2018.

(2) Any employee hired by a state agency before August 28, 2018, shall continue to be subject to the provisions of this chapter as such chapter existed on August 27, 2018, as long as such employee continues to be employed in a position that was subject to the provisions of this chapter as such chapter existed on August 27, 2018. Any such employee shall not be employed at will but shall receive the protections of this chapter as such chapter existed on August 27, 2018"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Curtman	DeGroot	Dinkins	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Rehder	Reisch	Remole	Roeber	Ross
Rowland 155	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 035

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McGee
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Berry	Brown 27	Burns	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
Dogan	Dohrman	Ellington	Evans	Haahr
Houx	Korman	McCreery	McDaniel	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Razer	Redmon	Reiboldt	Rhoads	Roden
Rone	Ruth	Smith 85	Swan	Vescovo
Walker 74				

VACANCIES: 002

Representative Merideth (80) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth (80):

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AYES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Conway 10	Ellebracht	Franks Jr	Gray	Green
Harris	Lavender	May	McCann Beatty	McGee
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

NOES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	DeGroot	Dinkins	Dohrman	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 033

Barnes 60	Bernskoetter	Berry	Brown 27	Burns
Cookson	Corlew	Cross	Curtis	Davis
Dogan	Ellington	Evans	Haahr	Houx
Kendrick	Korman	McCreery	McDaniel	Meredith 71
Messenger	Mitten	Nichols	Peters	Phillips
Pogue	Razer	Reiboldt	Rhoads	Ruth
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McGee
Morgan	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Barnes 60	Berry	Brown 27	Burns
Cookson	Corlew	Cross	Curtis	Davis
Dogan	Ellington	Haahr	Houx	Kolkmeier
Korman	Lauer	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Mitten	Newman	Nichols
Peters	Phillips	Pogue	Razer	Reiboldt
Rhoads	Roden	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Trent, **SCS SB 1007** was truly agreed to and finally passed by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon

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Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Burnett	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Pierson Jr	Quade
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 001

Roden

ABSENT WITH LEAVE: 024

Berry	Brown 27	Burns	Cookson	Corlew
Cross	Curtis	Davis	Haahr	Houx
Korman	McCreery	McDaniel	Meredith 71	Messenger
Nichols	Peters	Phillips	Pogue	Razer
Reiboldt	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1832** entitled:

An act to repeal sections 407.300, 407.432, 407.433, and 407.436, RSMo, and to enact in lieu thereof seven new sections relating to merchandising practices, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1 to SCR 40** and has taken up and passed **SCR 40, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SB 884, as amended**.

Senators: Koenig, Eigel, Onder, Rizzo, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 951, as amended**, and has taken up and passed **CCS HCS SB 951**.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1832 - Fiscal Review

BILLS IN CONFERENCE

CCR HCS SS SCS SB 826, as amended, relating to health care, was taken up by Representative Ross.

On motion of Representative Ross, **CCR HCS SS SCS SB 826, as amended**, was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Conway 10
Conway 104	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McGaugh	McGee	Merideth 80	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 029

Barnes 60	Brown 27	Burns	Christofanelli	Cookson
Corlew	Cross	Curtis	Davis	Evans
Gray	Haahr	Haefner	Higdon	Korman
May	McCreery	Meredith 71	Messenger	Miller
Nichols	Peters	Phillips	Pogue	Razer
Reiboldt	Smith 85	Smith 163	Walker 74	

VACANCIES: 002

On motion of Representative Ross, **CCS HCS SS SCS SB 826** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Conway 10	Conway 104
Cornejo	Curtman	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Ellington	Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Brown 57	Burns	Christofanelli
Cookson	Corlew	Cross	Curtis	Davis
Evans	Higdon	Korman	Lavender	May

McCreery	Meredith 71	Messenger	Nichols	Peters
Phillips	Pogue	Razer	Reiboldt	Smith 85
Smith 163	Walker 3	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 126

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Conway 10	Conway 104
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McGaugh	McGee
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wood
Mr. Speaker				

NOES: 010

Eggleston	Ellington	Hurst	Marshall	McDaniel
Moon	Roeber	Taylor	Wessels	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 025

Alferman	Barnes 60	Brown 27	Burns	Christofanelli
Cookson	Cross	Curtis	Davis	Evans
Higdon	Hill	Korman	McCreery	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Razer	Reiboldt	Smith 85	Smith 163	Walker 74

VACANCIES: 002

CCR HCS SS SCS SB 775, as amended, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR HCS SS SCS SB 775, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Marshall

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Burns	Cookson	Cross
Curtis	Davis	Francis	Haahr	Higdon
Johnson	Korman	McCreery	Meredith 71	Messenger
Nichols	Peters	Pogue	Razer	Reiboldt
Roden	Smith 85	Spencer	Walker 74	

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS HCS SS SCS SB 775** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Burns	Cookson	Cross	Curtis
Davis	Higdon	Korman	McCreery	Meredith 71
Messenger	Nichols	Peters	Pogue	Razer
Reiboldt	Smith 85	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 708, relating to motor vehicle financial responsibility, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **SB 708** was agreed to.

Representative May offered **House Amendment No. 1.**

House Amendment No. 1

AMEND Senate Bill No. 708, Page 1, Section A, Line 4, by inserting after all of said line the following:

"105.008. Pay periods for state employees, as defined in section 105.800, shall not exceed fourteen days, except in cases where a payday falls on a holiday and requires that employees be paid before the regularly scheduled payday or as otherwise provided under section 33.100."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Chipman	Christofanelli	Corlew
Cornejo	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Morgan	Newman
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 28	Brattin	Brown 27	Brown 57	Burns
Conway 104	Cookson	Cross	Curtis	Curtman
Davis	Dohrman	Ellington	Franklin	Gregory
Haahr	Higdon	Hill	Korman	Lauer

Meredith 71	Messenger	Morris 140	Mosley	Nichols
Peters	Pogue	Razer	Rehder	Reiboldt
Schroer	Smith 85	Trent	Walker 74	Washington
Mr. Speaker				

VACANCIES: 002

Representative May moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Fitzpatrick, **SB 708** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Morgan	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Eggleston	Hurst	Johnson	Moon	Washington
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PRESENT: 000

ABSENT WITH LEAVE: 028

Brattin	Brown 27	Burns	Cookson	Cross
Curtis	Curtman	Davis	Fraker	Francis
Gregory	Higdon	Korman	Meredith 71	Messenger
Mitten	Morris 140	Nichols	Peters	Pogue

Razer
TrentRehder
Walker 74Reiboldt
Mr. Speaker

Schroer

Smith 85

VACANCIES: 002

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2140, as amended**, and grants the House a conference thereon.

Also, the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House.

Senators: Nasheed, Rowden, Brown, Munzlinger, Hummel

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 819, as amended**, and has taken up and passed **CCS SB 819**.

HOUSE BILLS WITH SENATE AMENDMENTS

SS#3 SCS HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **SS#3 SCS HCS HB 1617** was adopted by the following vote:

AYES: 128

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Runions

Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Brattin	Brown 27	Burns	Cookson
Cross	Curtis	Curtman	Davis	DeGroot
Gregory	Haahr	Haefner	Higdon	Korman
Meredith 71	Messenger	Mitten	Nichols	Peters
Pietzman	Pogue	Razer	Rehder	Reiboldt
Rone	Rowland 29	Schroer	Smith 85	Trent
Walker 74	Mr. Speaker			

VACANCIES: 002

On motion of Representative Barnes (60), **SS#3 SCS HCS HB 1617** was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Alferman	Brown 27	Burns	Cookson	Cross
Curtis	Curtman	Davis	Fraker	Gregory
Haahr	Higdon	Korman	Meredith 71	Messenger
Mitten	Nichols	Peters	Pietzman	Pogue
Razer	Rehder	Reiboldt	Rowland 29	Schroer
Smith 85	Trent	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Chipman declared the bill passed.

Representative Fitzpatrick assumed the Chair.

BILLS IN CONFERENCE

CCR HCS SB 660, as amended, relating to mental health, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **CCR HCS SB 660, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst Marshall McDaniel Moon

PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Burns	Cookson	Cross
Curtis	Dohrman	Fraker	Gregory	Haahr
Higdon	Kelly 141	Korman	Meredith 71	Messenger
Mitten	Nichols	Peters	Pietzman	Pogue
Smith 85	Trent	Walker 74	Wessels	

VACANCIES: 002

On motion of Representative Fitzwater, **CCS HCS SB 660** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 003

Hurst Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 022

Bangert	Barnes 60	Brown 27	Burns	Cookson
Cross	Curtis	Higdon	Korman	McCann Beatty
Meredith 71	Messenger	Mitten	Nichols	Peters
Pietzman	Pogue	Rowland 155	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 HB 1460** entitled:

An act to repeal sections 142.803 and 143.121, RSMo, and to enact in lieu thereof three new sections relating to state revenues, with a referendum clause.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS#2 HB 1460 - Fiscal Review

BILLS IN CONFERENCE

CCR HCS SB 743, as amended, relating to elementary and secondary education, was taken up by Representative Redmon.

On motion of Representative Redmon, **CCR HCS SB 743, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger

Love	Lynch	Mathews	Matthiesen	May
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Corlew	Cross	Curtis	Ellington
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pietzman
Pogue	Schroer	Smith 85	Trent	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Redmon, **CCS HCS SB 743** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

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Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Corlew	Cross	Curtis	Ellington
Higdon	Korman	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pietzman
Pogue	Smith 85	Trent	Walker 74	Wessels
White	Mr. Speaker			

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

CCR HCS SB 687, as amended, relating to student transportation, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **CCR HCS SB 687, as amended**, was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth

Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood			

NOES: 004

Hurst	Marshall	Moon	Roeber
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PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Ellington	Gray
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74	Wessels	Mr. Speaker

VACANCIES: 002

On motion of Representative Rowland (155), **CCS HCS SB 687** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

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NOES: 004

Hurst	Marshall	Moon	Roeber
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PRESENT: 000

ABSENT WITH LEAVE: 026

Bangert	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Ellington	Gray
Haahr	Higdon	McCann Beatty	Meredith 71	Messenger
Mitten	Mosley	Nichols	Peters	Pogue
Rowland 155	Smith 85	Trent	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

CCR HCS SS SCS SBs 603, 576 & 898, as amended, relating to virtual education, was taken up by Representative Spencer.

On motion of Representative Spencer, **CCR HCS SS SCS SBs 603, 576 & 898, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 007

Hurst	Korman	Marshall	May	McDaniel
Moon	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Baringer	Beard	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Gray	Higdon
Meredith 71	Messenger	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74		

VACANCIES: 002

On motion of Representative Spencer, **CCS HCS SS SCS SBs 603, 576 & 898** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Hurst	Korman	Marshall	May	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 019

Baringer	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Gray	Higdon
Meredith 71	Messenger	Nichols	Peters	Pogue
Smith 85	Trent	Walker 74	Wessels	

VACANCIES: 002

Representative Fitzpatrick declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 773, as amended**, and has taken up and passed **CCS HCS SB 773**.

BILLS CARRYING REQUEST MESSAGES

SS#2 SCS SB 590, as amended, relating to historic buildings, was taken up by Representative Rehder.

Representative Rehder moved that the House refuse to recede from its position on **House Amendment No. 1** to **SS#2 SCS SB 590** and grant the Senate a conference.

Which motion was adopted.

RECESS

On motion of Representative Vescovo, the House recessed until 10:45 p.m.

The hour of recess having expired, the House was called to order by Representative Johnson.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 022

Basye	Bernskoetter	Bondon	Fraker	Gannon
Hurst	Justus	Kelley 127	Kelly 141	Korman
Lant	Matthiesen	Morse 151	Muntzel	Phillips
Redmon	Reiboldt	Remole	Roeber	Taylor
Walsh	White			

NOES: 002

Marshall	Rowland 29
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PRESENT: 072

Anderson	Andrews	Austin	Bahr	Bangert
Baringer	Beard	Berry	Black	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Grier	Haahr	Hannegan	Harris	Helms
Hill	Houghton	Johnson	Kendrick	Knight
Kolkmeier	Lauer	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McGaugh	Miller
Moon	Pfautsch	Pike	Plocher	Razer
Reisch	Roden	Rone	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Trent	Walker 3	Washington	Wiemann	Wilson
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 065

Adams	Alferman	Anders	Arthur	Barnes 60
Barnes 28	Beck	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	DeGroot
Ellebracht	Ellington	Engler	Evans	Gray
Green	Gregory	Haefner	Hansen	Henderson
Higdon	Houx	Kidd	Lavender	May
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Mosley	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman
Pogue	Quade	Rehder	Revis	Rhoads
Roberts	Ross	Runions	Smith 85	Stephens 128
Stevens 46	Unsicker	Vescovo	Walker 74	Wessels

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1456** entitled:

An act to repeal sections 43.401, 70.210, 190.300, 190.308, 190.325, 190.327, 190.328, 190.329, 190.334, 190.335, 190.400, 190.410, 190.420, 190.430, 190.440, 650.330, and 650.340, RSMo, and to enact in lieu thereof twenty new sections relating to emergency communication services, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2 and Senate Amendment No. 5.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 32, Section 190.455, Lines 11-12 of said page, by striking all of said lines and inserting in lieu thereof the following:

“inhabitants and located in more than one county and any county in which it is located shall establish an agreement regarding”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 1, Section Title, Line 6 by striking the word “emergency”; and

Further amend said bill, Page 43, Section 190.475, Line 21, by inserting after all of said line the following:

“620.2450. 1. A grant program is hereby established under sections 620.2450 to 620.2458 to award grants to applicants who seek to expand access to broadband internet service in unserved and underserved areas of the state. The department of economic development shall administer and act as the fiscal agent for the grant program and shall be responsible for receiving and reviewing grant applications and awarding grants under sections 620.2450 to 620.2458. Funding for the grant program established under this section shall be subject to appropriation by the general assembly.

2. As used in sections 620.2450 to 620.2458, the following terms shall mean:

(1) “Underserved area”, a project area without access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload;

(2) “Unserved area”, a project area without access to wireline or fixed wireless broadband internet service of speeds of at least ten megabits per second download and one megabit per second upload.

620.2451. Grants awarded under sections 620.2450 to 620.2458 shall fund the acquisition and installation of retail broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but that is scalable to higher speeds.

620.2452. Applicants eligible for grants awarded shall include:

- (1) Corporations, or their affiliates, registered in this state;**
- (2) Incorporated businesses or partnerships;**
- (3) Limited liability companies registered in this state;**
- (4) Nonprofit organizations registered in this state;**
- (5) Political subdivisions; and**
- (6) Rural electric cooperatives organized under chapter 394 and their broadband affiliates.**

620.2453. An eligible applicant shall submit an application to the department of economic development on a form prescribed by the department. An application for a grant under sections 620.2450 to 620.2458 shall include the following information:

- (1) A description of the project area;**
- (2) A description of the kind and amount of broadband internet infrastructure that is proposed to be deployed;**
- (3) Evidence demonstrating the unserved or underserved nature of the project area;**
- (4) The number of households that would have new access to broadband internet service, or whose broadband internet service would be upgraded, as a result of the grant;**
- (5) A list of significant community institutions that would benefit from the proposed grant;**
- (6) The total cost of the proposal and the timeframe in which it will be completed;**
- (7) A list identifying sources of funding or in-kind contributions, including government funding, that would supplement any awarded grant; and**
- (8) Any other information required by the department of economic development.**

620.2454. 1. At least thirty days prior to the first day applications may be submitted each fiscal year, the department of economic development shall publish on its website the specific criteria and any quantitative weighting scheme or scoring system the department will use to evaluate or rank applications and award grants under section 620.2455. Such criteria and quantitative scoring system shall include the criteria set forth in section 620.2455.

2. Within three business days of the close of the grant application process, the department of economic development shall publish on its website the proposed unserved and underserved areas, and the proposed broadband internet speeds for each application submitted. Upon request, the department shall provide a copy of any application to an interested party.

3. A broadband internet service provider that provides existing service in or adjacent to the proposed project area may submit to the department of economic development, within forty-five days of publication of the information under subsection 2 of this section, a written challenge to an application. Such challenge shall contain information demonstrating that:

(1) The provider currently provides broadband internet service to retail customers within the proposed unserved or underserved area;

(2) The provider has begun construction to provide broadband internet service to retail customers within the proposed unserved or underserved area; or

(3) The provider commits to providing broadband internet service to retail customers within the proposed unserved or underserved areas within the timeframe proposed by the applicant.

4. Within three business days of the submission of a written challenge, the department of economic development shall notify the applicant of such challenge.

5. The department of economic development shall evaluate each challenge submitted under this section. If the department determines that the provider currently provides, has begun construction to provide, or commits to provide broadband internet service at speeds of at least twenty-five megabits per second download and three megabits per second upload, but scalable to higher speeds, in the proposed project area, the department shall not fund the challenged project.

6. If the department of economic development denies funding to an applicant as a result of a broadband internet service provider challenge under this section and such broadband internet service provider does not fulfill its commitment to provide broadband internet service in the unserved or underserved area, the department of economic development shall not consider another challenge from such broadband internet service provider for the next two grant cycles, unless the department determines the failure to fulfill the commitment was due to circumstances beyond the broadband internet service provider's control.

620.2455. 1. The department of economic development shall give first priority to grant applications that serve unserved areas.

2. The department of economic development shall give secondary priority to grant applications that demonstrate the ability to receive matching funds that serve unserved areas, whether such matching funds are government funds or other funds.

3. The department shall give third priority to grant applications that serve underserved areas.

4. The department of economic development shall use a quantitative weighing scheme or scoring system including, at a minimum, the following elements to rank the applications:

(1) Financial, technical, and legal capability of the applicant to deploy and operate broadband internet service;

(2) The number of locations served in the most cost-efficient manner possible considering the project area density;

(3) Available minimum broadband speeds;

(4) Ability of the infrastructure to be scalable to higher broadband internet speeds;

(5) Commitment of the applicant to fund at least fifty percent of the project from private sources;

(6) Length of time the provider has been operating broadband internet services in the state;

(7) The offering of new or substantially upgraded broadband internet service to important community institutions including, but not limited to, libraries, educational institutions, public safety facilities, and health care facilities;

(8) The offering of service to economically distressed areas of the state, as measured by indices of unemployment, poverty, or population loss that are significantly greater than the statewide average;

(9) The ability to provide technical support and training to residents, businesses, and institutions in the community of the proposed project to utilize broadband internet service;

(10) Plans to actively promote the adoption of the newly available broadband internet service in the community; and

(11) Strong support for the proposed project from citizens, businesses, and institutions in the community.

620.2456. 1. The department of economic development shall not award any grant to an otherwise eligible grant applicant where funding from the Connect America Fund has been awarded, where high cost support from the federal Universal Service Fund has been received by rate of return carriers, or where any other federal funding has been awarded which did not require any matching fund component, for any portion of the proposed project area, nor shall any grant money be used to serve any retail end user that already has access to wireline or fixed wireless broadband internet service of speeds of at least twenty-five megabits per second download and three megabits per second upload.

2. No grant awarded under sections 620.2450 to 620.2458, when combined with any federal, state, or local funds, shall fund more than fifty percent of the total cost of a project.

3. No single project shall be awarded grants under sections 620.2450 to 620.2458 whose cumulative total exceeds five million dollars.

4. The department of economic development shall endeavor to award grants under sections 620.2450 to 620.2458 to qualified applicants in all regions of the state.

5. An award granted under sections 620.2450 to 620.2458 shall not:

(1) Require an open access network;

(2) Impose rates, terms, and conditions that differ from what a provider offers in other areas of its service area;

(3) Impose any rate, service, or any other type of regulation beyond speed requirements set forth in section 620.2451; or

(4) Impose an unreasonable time constraint on the time to build the service.

620.2457. By June thirtieth of each year, the department of economic development shall publish on its website and provide to the general assembly:

(1) A list of all applications for grants under sections 620.2450 to 620.2458 received during the previous year and, for each application:

(a) The results of any quantitative weighting scheme or scoring system the department of economic development used to award grants or rank the applications;

(b) The grant amount requested;

(c) The grant amount awarded, if any;

(2) All written challenges.

620.2458. The department of economic development shall develop administrative rules governing the eligibility, application and grant award process, and to implement the provisions of sections 620.2450 to 620.2458. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.”; and

Further amend said bill, Page 57, Section 190.440, Line 50 of said page, by inserting immediately after said line the following:

“Section B. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically three years after the effective date of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall sunset automatically six years after the effective date of the reauthorization of sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458; and

(3) Sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under sections 620.2450, 620.2451, 620.2452, 620.2453, 620.2454, 620.2455, 620.2456, 620.2457, and 620.2458 is sunset.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1456, Page 38, Section 190.460, Line 14, by inserting after all of said line the following:

“6. The provisions of this section shall become effective unless the governing body of a county or city adopts an ordinance, order, rule, resolution, or regulation by at least a two-thirds vote prohibiting the charge established under this section from becoming effective in the county or city at least forty-five days prior to the effective date of this section. If the governing body does adopt such ordinance, order, rule, resolution, or regulation by at least a two-thirds vote, the charge shall not be collected and the county or city shall not be allowed to obtain funds from the Missouri 911 service trust fund that are remitted to the fund under the charge established under this section. The Missouri 911 service board shall, by September 1, 2018, notify all counties and cities of the implementation of the charge established under this section, and the procedures set forth under this subsection for prohibiting the charge from becoming effective.”; and

Further renumber the remaining subsection accordingly.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HCS HB 1456, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 1250, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Speaker Richardson resumed the Chair.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS#2 SCS SB 590: Representatives Rehder, Engler, Taylor, Roberts and Washington

Representative Johnson resumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS HB 1428, as amended, relating to vacancies in elected offices, was taken up by Representative Muntzel.

Representative Muntzel moved that the House refuse to adopt **SS HB 1428, as amended**, and request the Senate to recede from its position and take up and pass **HB 1428**.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 802, relating to nonprofit organizations, was taken up by Representative Evans.

On motion of Representative Evans, the title of **SS#2 SCS SB 802** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 802, Page 3, Section 37.020, Line 68, by inserting after all of said section and line the following:

"37.675. 1. There is hereby established in the office of administration the "Missouri Office of Equal Opportunity". All authority, powers, and privileges of the state office of equal employment opportunity, which was established by executive order, shall be transferred to the Missouri office of equal opportunity.

2. The Missouri office of equal opportunity shall have the mission to ensure that all present and prospective employees are afforded equal opportunity at all levels and phases of employment within state government with respect to, but not limited to, hiring, recruiting, training, benefits, promotions, transfers, layoffs, demotions, terminations, rate of compensation, and recalls from layoffs. It shall also work to ensure that the state does not discriminate against any person on account of age, ancestry, color, disability, national origin, race, religion, sex, sexual orientation, or veteran status.

3. (1) The governor shall, by and with the advice and consent of the senate, appoint an officer to head the Missouri office of equal opportunity.

(2) Subject to appropriations, the commissioner of administration shall provide the officer with such facilities, staff, resources, equipment, and supplies as are necessary to carry out the duties set forth herein. The officer shall submit a proposal each fiscal year to the commissioner of administration detailing the needs of the Missouri office of equal opportunity.

(3) The officer shall be the state's chief compliance officer to ensure that the state is complying with all federal and state laws concerning equal employment opportunity and workforce diversity.

4. The Missouri office of equal opportunity shall have the following duties and responsibilities:

(1) The Missouri office of equal opportunity shall have primary responsibility for assisting in the coordination and implementation of workforce diversity programs throughout all departments and offices of the state government;

(2) The Missouri office of equal opportunity shall advise the governor on issues regarding equal employment opportunity, workforce diversity, and efforts to administer workforce diversity action goals and timetables for implementation throughout the departments and offices of the state government;

(3) The Missouri office of equal opportunity shall review progress reports of state departments and offices and shall meet biannually with each department director to evaluate departmental results and determine the course of future workforce diversity goals, timetables, recruiting, planning, and implementation. The results of each meeting shall be reported in writing to the commissioner of administration;

(4) By January first of each year, the Missouri office of equal opportunity shall provide a report to the commissioner of administration, general assembly, and governor that summarizes the activities of each department and that contains recommendations for additional programs to accomplish the mission of the Missouri office of equal opportunity; and

(5) The Missouri office of equal opportunity shall monitor all departments and offices of the state government and assist them to ensure equal employment opportunity.

5. Each state department shall submit a revised workforce diversity plan to the Missouri office of equal opportunity by September thirtieth of each year. The primary responsibility for developing the workforce diversity plan shall rest with each department director. The Missouri office of equal opportunity shall review and approve each submitted plan."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SS#2 SCS SB 802, with House Amendment No. 1, pending, was laid over.

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 43, relating to the hedging of natural gas and other fuel inputs, was taken up by Representative Black.

On motion of Representative Black, **SCR 43** was truly agreed to and finally passed by the following vote:

AYES: 129

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roerber	Rone	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 032

Anders	Bangert	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Francis	Gray	Higdon	Houx
Justus	Marshall	Meredith 71	Messenger	Mitten
Newman	Nichols	Peters	Pogue	Rhoads
Roden	Ross	Runions	Smith 85	Wessels
Wood	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker, I am instructed by the Senate to inform the House of Representatives that the Senate requests the House grant further conference on **SS SCS HB 1633, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SB 718, as amended**, and has taken up and passed **CCS HCS SCS SB 718**.

Emergency clause adopted.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SB 884, as amended**, and has taken up and passed **CCS SB 884**.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended, relating to unlawful activity on nuclear power plant property, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **SCS HB 1797, as amended**, was adopted by the following vote:

AYES: 122

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 104	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Johnson	Kelley 127	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 007

Ellington	Hurst	Lavender	Marshall	McDaniel
Moon	Roberts			

PRESENT: 000

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ABSENT WITH LEAVE: 032

Anders	Bangert	Barnes 60	Berry	Brown 27
Burns	Butler	Conway 10	Cookson	Corlew
Cross	Curtis	Curtman	Francis	Gray
Higdon	Houx	Justus	Kelly 141	Meredith 71
Messenger	Mitten	Newman	Nichols	Peters
Pogue	Rhoads	Runions	Smith 85	Walker 74
Washington	Wessels			

VACANCIES: 002

On motion of Representative Fitzwater, **SCS HB 1797, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 116

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Carpenter	Chipman
Christofanelli	Corlew	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Merideth 80	Miller	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 008

Burnett	Ellington	Hurst	Lavender	Marshall
McDaniel	Moon	Roberts		

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Baringer	Barnes 60	Brown 27
Burns	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtis	Curtman	Fraker	Francis
Gray	Grier	Higdon	Houghton	Justus
McCann Beatty	Meredith 71	Messenger	Mitten	Morris 140
Newman	Nichols	Peters	Plocher	Pogue

Rhoads
Wessels

Runions
Mr. Speaker

Smith 85

Spencer

Walker 74

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS#2 SCS SB 949 and **HCS#2 SS#2 SCS SB 1050** were placed on the Senate Bills for Third Reading - Informal Calendar.

HCS#2 SS SB 704, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS#2 SS SB 704** was agreed to.

Representative Dogan moved that **HCS#2 SS SB 704** be adopted.

Which motion was defeated.

On motion of Representative Dogan, the title of **SS SB 704** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 704, Page 32, Section 105.030, Line 41, by inserting immediately after said line the following:

"105.470. As used in section 105.473, unless the context requires otherwise, the following words and terms mean:

(1) "Elected local government official lobbyist", any natural person ~~[employed specifically for the purpose of attempting]~~ **who, as a part of his or her regular employment duties, attempts** to influence any action by a local government official elected in a county, city, town, or village ~~[with an annual operating budget of over ten million dollars];~~

(2) "Executive lobbyist", any natural person who acts for the purpose of attempting to influence any action by the executive branch of government or by any elected or appointed official, employee, department, division, agency or board or commission thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment on behalf of or for the benefit of such person's employer; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the executive branch of state government in connection with such activity.

An "executive lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state board, commission, department, division or agency of the executive branch of government or any elected or appointed officer or employee thereof;

b. Preparing, filing or inquiring, or responding to any audit, regarding any tax return, any public document, permit or contract, any application for any permit or license or certificate, or any document required or requested to be filed with the state or a political subdivision;

c. Selling of goods or services to be paid for by public funds, provided that such person is attempting to influence only the person authorized to authorize or enter into a contract to purchase the goods or services being offered for sale;

d. Participating in public hearings or public proceedings on rules, grants, or other matters;

e. Responding to any request for information made by any public official or employee of the executive branch of government;

f. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

g. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee; or

h. Testifying as a witness before a state board, commission or agency of the executive branch;

(3) "Expenditure", any payment made or charge, expense, cost, debt or bill incurred; any gift, honorarium or item of value bestowed including any food or beverage; any price, charge or fee which is waived, forgiven, reduced or indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise forgiven; the transfer of any item with a reasonably discernible cost or fair market value from one person to another or provision of any service or granting of any opportunity for which a charge is customarily made, without charge or for a reduced charge; except that the term "expenditure" shall not include the following:

(a) Any item, service or thing of value transferred to any person within the third degree of consanguinity of the transferor which is unrelated to any activity of the transferor as a lobbyist;

(b) Informational material such as books, reports, pamphlets, calendars or periodicals informing a public official regarding such person's official duties, or souvenirs or mementos valued at less than ten dollars;

(c) Contributions to the public official's campaign committee or candidate committee which are reported pursuant to the provisions of chapter 130;

(d) Any loan made or other credit accommodations granted or other payments made by any person or entity which extends credit or makes loan accommodations or such payments in the regular ordinary scope and course of business, provided that such are extended, made or granted in the ordinary course of such person's or entity's business to persons who are not public officials;

(e) Any item, service or thing of de minimis value offered to the general public, whether or not the recipient is a public official or a staff member, employee, spouse or dependent child of a public official, and only if the grant of the item, service or thing of de minimis value is not motivated in any way by the recipient's status as a public official or staff member, employee, spouse or dependent child of a public official;

(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;

(g) Any payment, gift, compensation, fee, expenditure or anything of value which is bestowed upon or given to any public official or a staff member, employee, spouse or dependent child of a public official when it is compensation for employment or given as an employment benefit and when such employment is in addition to their employment as a public official;

(4) "Judicial lobbyist", any natural person who acts for the purpose of attempting to influence any purchasing decision by the judicial branch of government or by any elected or appointed official or any employee thereof and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment which primary purpose is to influence the judiciary in its purchasing decisions on a regular basis on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation or association; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the judicial branch of state government in connection with attempting to influence such purchasing decisions by the judiciary.

A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Appearing or inquiring in regard to a complaint, citation, summons, adversary proceeding, or contested case before a state court;

b. Participating in public hearings or public proceedings on rules, grants, or other matters;

c. Responding to any request for information made by any judge or employee of the judicial branch of government;

d. Preparing, distributing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic; or

e. Acting within the scope of employment by the general assembly, or acting within the scope of employment by the executive branch of government when acting with respect to the department, division, board, commission, agency or elected state officer by which such person is employed, or with respect to any duty or authority imposed by law to perform any action in conjunction with any other public official or state employee;

(5) "Legislative lobbyist", any natural person who acts for the purpose of attempting to influence the taking, passage, amendment, delay or defeat of any official action on any bill, resolution, amendment, nomination, appointment, report or any other action or any other matter pending or proposed in a legislative committee in either house of the general assembly, or in any matter which may be the subject of action by the general assembly and in connection with such activity, meets the requirements of any one or more of the following:

(a) Is acting in the ordinary course of employment, which primary purpose is to influence legislation on a regular basis, on behalf of or for the benefit of such person's employer, except that this shall not apply to any person who engages in lobbying on an occasional basis only and not as a regular pattern of conduct; or

(b) Is engaged for pay or for any valuable consideration for the purpose of performing such activity; or

(c) Is designated to act as a lobbyist by any person, business entity, governmental entity, religious organization, nonprofit corporation, association or other entity; or

(d) Makes total expenditures of fifty dollars or more during the twelve-month period beginning January first and ending December thirty-first for the benefit of one or more public officials or one or more employees of the legislative branch of state government in connection with such activity.

A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any member of the general assembly, an elected state official, or any other person solely due to such person's participation in any of the following activities:

a. Responding to any request for information made by any public official or employee of the legislative branch of government;

b. Preparing or publication of an editorial, a newsletter, newspaper, magazine, radio or television broadcast, or similar news medium, whether print or electronic;

c. Acting within the scope of employment of the legislative branch of government when acting with respect to the general assembly or any member thereof;

d. Testifying as a witness before the general assembly or any committee thereof;

(6) "Lobbyist", any natural person defined as an executive lobbyist, judicial lobbyist, elected local government official lobbyist, or a legislative lobbyist;

(7) "Lobbyist principal", any person, business entity, governmental entity, religious organization, nonprofit corporation or association who employs, contracts for pay or otherwise compensates a lobbyist;

(8) "Public official", any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any agency head, department director or division director of state government or any member of any state board or commission and any designated decision-making public servant designated by persons described in this subdivision.

~~[105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works. The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.~~

~~2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.~~

~~3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;~~

~~(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:-~~

~~(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;~~

~~(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;~~

~~(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;~~

~~(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date, location, and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:-~~

~~a. All members of the senate, which may or may not include senate staff and employees under the direct supervision of a state senator;~~

~~b. All members of the house of representatives, which may or may not include house staff and employees under the direct supervision of a state representative;~~

~~c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate, which may or may not include joint and standing committee staff;~~

- d. ~~All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~
- e. ~~All statewide officials, which may or may not include the staff and employees under the direct supervision of the statewide official;~~
- (e) ~~Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not for profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence and except for any expenditure reported under paragraph (d) of this subdivision;~~
- (f) ~~A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.~~
- 4. ~~No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.~~
- 5. ~~Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.~~
- 6. ~~All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.~~
- 7. ~~No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.~~
- 8. ~~Any lobbyist found to knowingly omit, conceal, or falsify in any manner information required pursuant to this section shall be guilty of a class A misdemeanor.~~
- 9. ~~The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.~~
- 10. ~~Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.~~
- 11. ~~The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member elect of the general assembly, judge or~~

~~judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".~~

~~12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.~~

~~13. The provisions of this section shall supersede any contradicting ordinances or charter provisions.]~~

105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works; **and, for elected local government official lobbyists, the local government entity to be lobbied.** The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch, judicial branch and legislative branch of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:

- a. All members of the senate;
- b. All members of the house of representatives;

c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or

d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;

(e) Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

(f) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any member or member-elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill, Page 38, Section 227.601, Line 23, by deleting all of said line and inserting in lieu thereof the following:

"agreement; and

(5) The concession agreement is supported by a preliminary engineering and financial feasibility study including an estimate of the costs of the project and the rate impact on customers during the life of the agreement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

On motion of Representative Dogan, **SS SB 704, as amended**, was read the third time and passed by the following vote:

AYES: 099

Adams	Alferman	Andrews	Arthur	Austin
Bahr	Baringer	Barnes 28	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Brown 57
Burnett	Carpenter	Chipman	Conway 104	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Johnson	Justus	Kelley 127	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pike	Quade	Razer	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 025

Anderson	Basye	Evans	Fitzwater	Grier
Houx	Hurst	Kelly 141	Kidd	Marshall
McCreery	McDaniel	Moon	Pierson Jr	Pietzman
Plocher	Rehder	Roeber	Rone	Ross
Smith 163	Taylor	Trent	Vescovo	Washington

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Barnes 60	Bondon	Brown 27
Burns	Butler	Christofanelli	Conway 10	Cookson
Cross	Curtis	Curtman	Ellington	Fraker
Gray	Haahr	Higdon	Kendrick	Korman
Love	Meredith 71	Messenger	Newman	Nichols
Peters	Phillips	Pogue	Reiboldt	Roden

Rowland 29	Runions	Schroer	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SS#2 SCS SB 802, with House Amendment No. 1, pending, relating to nonprofit organizations, was again taken up by Representative Evans.

House Amendment No. 1 was withdrawn.

On motion of Representative Evans, **SS#2 SCS SB 802** was truly agreed to and finally passed by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Beard	Berry
Black	Bondon	Brown 57	Butler	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Korman	Lant
Lichtenegger	Lynch	Matthiesen	May	McGaugh
Merideth 80	Miller	Mitten	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfausch	Pierson Jr
Pike	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roerber
Ross	Rowland 155	Rowland 29	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 035

Adams	Barnes 28	Basye	Beck	Bernskoetter
Brattin	Burnett	Carpenter	Eggleston	Ellington
Fitzpatrick	Francis	Green	Houx	Hurst
Johnson	Kidd	Lauer	Lavender	Marshall
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Moon	Morgan	Pietzman	Plocher	Quade
Rone	Schroer	Shull 16	Stephens 128	Washington

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Curtman	Franks Jr
Gray	Higdon	Kendrick	Love	Meredith 71
Messenger	Newman	Nichols	Peters	Phillips
Pogue	Rhoads	Roden	Runions	Smith 85
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 002

Representative Johnson declared the bill passed.

SCS SB 629, relating to tax increment financing, was taken up by Representative Miller.

On motion of Representative Miller, the title of **SCS SB 629** was agreed to.

Representative Washington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 629, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Blighted area", an area ~~in which[, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, improper subdivision or obsolete platting, or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, morals, or welfare in its present condition and use] :~~

(a) **The buildings in the area are unsanitary or unsafe for living or working or are substantially vacant, provided the area qualifies as a distressed community under section 135.530;**

(b) **The level of unemployment is one and one-half times greater than the average rate of unemployment for this state, as averaged over the preceding twelve months; or**

(c) **The median household income is less than fifty percent of the median household income of the metropolitan statistical area, if any;**

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment

plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) “Economic development area”, any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;

(6) “Gambling establishment”, an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) “Greenfield area”, any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) “Municipality”, a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) “Obligations”, bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) “Ordinance”, an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) “Payment in lieu of taxes”, those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) “Redevelopment area”, an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) “Redevelopment plan”, the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) “Redevelopment project”, any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) “Redevelopment project costs” include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;
- (h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;
- (i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;
- (j) Payments in lieu of taxes;
- (16) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;
- (17) "Taxing districts", any political subdivision of this state having the power to levy taxes;
- (18) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and
- (19) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Washington moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Stacy offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 629, Page 1, Section A, Line 2, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

- (1) "Blighted area", an area which, by reason of the predominance of defective or inadequate street layout, insanitary or unsafe conditions, deterioration of site improvements, ~~[improper subdivision or obsolete platting,]~~ or the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, ~~[morals,]~~ or welfare in its present condition and use;

(2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;

(3) "Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997. **For all redevelopment plans and projects approved on or after January 1, 2020, in retail areas, a conservation area shall meet the dilapidation standard as one of the three factors required under this subdivision;**

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

- (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or
- (b) Result in increased employment in the municipality; or
- (c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during

the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

- (a) Costs of studies, surveys, plans, and specifications;
- (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;
- (c) Property assembly costs, including, but not limited to:
 - a. Acquisition of land and other property, real or personal, or rights or interests therein;
 - b. Demolition of buildings; and
 - c. The clearing and grading of land;
- (d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;
- (e) Initial costs for an economic development area;
- (f) Costs of construction of public works or improvements;
- (g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

(i) Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

(j) Payments in lieu of taxes;

(16) **"Retail area", a proposed redevelopment area for which most of the projected tax increment financing revenue will be generated from retail businesses, which shall be businesses that primarily sell or offer to sell goods to a buyer primarily for the buyer's personal, family, or household use and not primarily for business, commercial, or agricultural use;**

(17) "Retail infrastructure projects", highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks, storm water and drainage systems, and any other similar public improvements, but in no case shall retail infrastructure projects include buildings;

(18) "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

~~[(47)]~~ (19) "Taxing districts", any political subdivision of this state having the power to levy taxes;

~~[(48)]~~ (20) "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

~~[(49)]~~ (21) "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area, a conservation area, or an economic development area, and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a finding shall include, but not be limited to, a **study conducted by a party other than the proponent of a redeveloped plan, which includes** a detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. Tax increment allocation financing shall not be adopted under sections 99.800 to 99.866 in a retail area unless such financing is exclusively utilized to fund retail infrastructure projects or unless such area is a blighted area or conservation area. The provisions of this subsection shall not apply to any tax increment allocation financing project or plan approved before August 28, 2018, nor any amendment to tax increment allocation financing projects and plans approved before August 28, 2018, provided that such an amendment does not add buildings of new construction in excess of twenty-five percent of the scope of the original redevelopment agreement.

3. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. (1) Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing.

The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under ~~[subsection 3 of]~~ section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820 shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under ~~[subsection 3 of]~~ section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805[~~that is located within a city not within a county or any county subject to the authority of the East-West Gateway Council of Governments. Municipalities not subject to the authority of the East-West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas~~]."; and

Further amend said bill, Page 3, Section 99.845, Line 75, by deleting said line and inserting in lieu thereof the following:

"January 1, 1998;

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 084

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Bondon	Brattin
Brown 57	Conway 104	Corlew	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Lynch	Marshall	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morse 151	Muntzel	Neely
Pfausch	Pietzman	Pike	Redmon	Reiboldt
Remole	Roden	Roerber	Rone	Rowland 155

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Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 027

Adams	Barnes 28	Beck	Burnett	Butler
Carpenter	Ellebracht	Ellington	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 050

Anders	Arthur	Bangert	Baringer	Barnes 60
Basye	Black	Brown 27	Burns	Chipman
Christofanelli	Conway 10	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	Evans	Franks Jr
Gray	Haahr	Hansen	Higdon	Kelley 127
Kendrick	Korman	Love	Mathews	Meredith 71
Messenger	Morris 140	Newman	Nichols	Peters
Phillips	Plocher	Pogue	Rehder	Reisch
Rhoads	Ross	Runions	Smith 85	Sommer
Stevens 46	Walker 74	Wessels	Wilson	Mr. Speaker

VACANCIES: 002

Representative Stacy moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Miller, **SCS SB 629** was truly agreed to and finally passed by the following vote:

AYES: 094

Adams	Alferman	Anderson	Austin	Barnes 28
Beard	Beck	Berry	Black	Bondon
Brown 57	Burnett	Butler	Carpenter	Chipman
Conway 104	Corlew	Cornejo	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Lant	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Mosley	Muntzel	Pfautsch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Revis	Rhoads	Roberts	Roden
Rone	Rowland 155	Rowland 29	Ruth	Schroer

Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Walker 3	Walsh	Wood	

NOES: 032

Andrews	Bahr	Basye	Brattin	Christofanelli
DeGroot	Eggleston	Franks Jr	Grier	Helms
Hill	Hurst	Johnson	Marshall	McCreery
McDaniel	Moon	Morse 151	Neely	Pietzman
Reisch	Remole	Roeber	Ross	Spencer
Stacy	Taylor	Vescovo	Washington	White
Wiemann	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 035

Anders	Arthur	Bangert	Baringer	Barnes 60
Bernskoetter	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	Fitzpatrick
Gray	Higdon	Kendrick	Korman	Lauer
Mathews	Meredith 71	Messenger	Morris 140	Newman
Nichols	Peters	Phillips	Pogue	Rehder
Runions	Smith 85	Walker 74	Wessels	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

HCS HB 2171, with Senate Amendment No. 1, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, the House concurred in **Senate Amendment No. 1** to **HCS HB 2171** by the following vote:

AYES: 124

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80

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Miller	Moon	Morgan	Morse 151	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Bangert	Baringer	Barnes 60	Bondon
Brown 27	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Franklin	Gray
Green	Haahr	Higdon	Kendrick	Korman
Meredith 71	Messenger	Mitten	Morris 140	Mosley
Newman	Nichols	Peters	Phillips	Pogue
Rehder	Reisch	Runions	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Wood, **HCS HB 2171, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 120

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McDaniel
McGee	Merideth 80	Miller	Moon	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 041

Anders	Bangert	Baringer	Barnes 60	Bondon
Brown 27	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Franklin	Gray
Green	Haahr	Higdon	Kendrick	Korman
Lichtenegger	McCreery	McGaugh	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Reisch
Runions	Smith 85	Tate	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Johnson declared the bill passed.

SS HB 1953, relating to the dissemination of information on the treatment of certain diseases, was taken up by Representative Neely.

On motion of Representative Neely, **SS HB 1953** was adopted by the following vote:

AYES: 119

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Brattin
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Morgan	Morse 151	Mosley
Muntzel	Neely	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 038

Anders	Bangert	Barnes 60	Beck	Bondon
Brown 27	Burns	Carpenter	Conway 10	Cookson
Cross	Curtis	Curtman	Davis	Gray
Green	Haahr	Higdon	Kendrick	Korman
May	Meredith 71	Messenger	Mitten	Morris 140
Newman	Nichols	Peters	Phillips	Pogue
Razer	Rehder	Reisch	Rowland 29	Runions
Smith 85	Walker 74	Wessels		

VACANCIES: 002

On motion of Representative Neely, **SS HB 1953** was truly agreed to and finally passed by the following vote:

AYES: 123

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Merideth 80	Miller
Morgan	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 034

Anders	Barnes 60	Beck	Brown 27	Burns
Carpenter	Conway 10	Cookson	Cross	Curtis
Curtman	Davis	Gray	Green	Haahr

Higdon	Kendrick	Korman	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Rowland 29
Runions	Smith 85	Walker 74	Wessels	

VACANCIES: 002

Representative Johnson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HBs 1729, 1621 & 1436** entitled:

An act to repeal sections 290.095, 290.210, 290.220, 290.230, 290.240, 290.250, 290.262, 290.263, 290.265, 290.270, 290.290, 290.300, 290.305, 290.315, 290.320, 290.325, 290.330, and 630.546, RSMo, and to enact in lieu thereof twenty new sections relating to public contracts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS#2 SCS SB 590, as amended**.

Senators: Hegeman, Koenig, Cunningham, Rizzo, Hummel

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS HCS HBs 1729, 1621 & 1436 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HCS HB 1364, relating to petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, **SS SCS HCS HB 1364** was adopted by the following vote:

AYES: 115

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler

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Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Ross	Ruth	Schroer	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 001

Roden

ABSENT WITH LEAVE: 041

Anders	Barnes 60	Brown 27	Burns	Conway 10
Cookson	Cross	Curtis	Curtman	Davis
Gray	Green	Haahr	Higdon	Kendrick
Kolkmeier	Korman	May	McCreery	Meredith 71
Messenger	Mitten	Morgan	Morris 140	Newman
Nichols	Peters	Phillips	Pogue	Razer
Rehder	Reiboldt	Rone	Rowland 155	Rowland 29
Runions	Shull 16	Smith 85	Smith 163	Walker 74
Wessels				

VACANCIES: 002

On motion of Representative Kidd, **SS SCS HCS HB 1364** was truly agreed to and finally passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love

Lynch	Mathews	Matthiesen	May	McCann Beatty
McGaugh	McGee	Merideth 80	Miller	Morgan
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 005

Barnes 28	Hurst	Marshall	McDaniel	Moon
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PRESENT: 001

Roden

ABSENT WITH LEAVE: 037

Adams	Anders	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Cross	Curtis	Curtman
Davis	Gray	Green	Haahr	Higdon
Kendrick	Korman	McCreery	Meredith 71	Messenger
Mitten	Morris 140	Newman	Nichols	Peters
Phillips	Pogue	Razer	Rehder	Reiboldt
Rowland 155	Rowland 29	Runions	Smith 85	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

SS#2 SCS HCS HBs 1288, 1377 & 2050, relating to tax credits for certain benevolent organizations, was taken up by Representative Engler.

On motion of Representative Engler, **SS#2 SCS HCS HBs 1288, 1377 & 2050** was adopted by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews

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Matthiesen	McDaniel	McGaugh	Miller	Moon
Morse 151	Muntzel	Neely	Pfautsch	Pierson Jr
Pike	Plocher	Redmon	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 021

Adams	Bangert	Barnes 28	Beck	Burnett
Butler	Carpenter	Franks Jr	Lavender	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Quade	Razer	Unsicker
Washington				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 036

Anders	Arthur	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	Gray	Green	Higdon
Kendrick	Korman	Meredith 71	Messenger	Morris 140
Newman	Nichols	Peters	Phillips	Pietzman
Pogue	Rehder	Reiboldt	Reisch	Rowland 29
Runions	Smith 85	Stevens 46	Walker 74	Wessels
Wood				

VACANCIES: 002

On motion of Representative Engler, **SS#2 SCS HCS HBs 1288, 1377 & 2050** was truly agreed to and finally passed by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morse 151	Neely	Pfautsch	Pike
Plocher	Redmon	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Mr. Speaker			

NOES: 020

Adams	Bangert	Barnes 28	Beck	Burnett
Carpenter	Franks Jr	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Quade	Razer	Unsicker	Washington

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 038

Anders	Arthur	Barnes 60	Brown 27	Burns
Conway 10	Cookson	Corlew	Cross	Curtis
Curtman	Davis	Gray	Green	Higdon
Kendrick	Korman	Meredith 71	Messenger	Morris 140
Muntzel	Newman	Nichols	Peters	Phillips
Pierson Jr	Pietzman	Pogue	Rehder	Reiboldt
Reisch	Rowland 29	Runions	Smith 85	Stevens 46
Walker 74	Wessels	Wood		

VACANCIES: 002

Representative Johnson declared the bill passed.

Speaker Richardson resumed the Chair.

COMMITTEE REPORTS

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 954**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Curtis and Rone

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SB 982 - Fiscal Review

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1350

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1350, as amended;
2. That the House recede from its position on House Bill No. 1350;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1350 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Cody Smith
/s/ Phil Christofanelli
/s/ Kathie Conway
/s/ Bruce Franks, Jr.
/s/ Gina Mitten

FOR THE SENATE:

/s/ Caleb Rowden
/s/ Jeanie Riddle
/s/ Jay Wasson
Scott Sifton
/s/ Gina Walsh

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 951

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 951, with House Amendment Nos. 1, 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3 as amended, House Amendment Nos. 4, 5, and 6, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 951, as amended;
2. That the Senate recede from its position on Senate Bill No. 951;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 951, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Sandy Crawford
/s/ David Sater
/s/ Paul Wieland
/s/ Jason Holsman
/s/ Jill Schupp

FOR THE HOUSE:

/s/ Jack Bondon
/s/ Donna Pfautsch
/s/ Robert Ross
/s/ Cora Faith Walker (74)
/s/ Kip Kendrick

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 819**

The Conference Committee appointed on Senate Bill No. 819, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, and House Amendment Nos. 2 and 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 819, as amended;
2. That the Senate recede from its position on Senate Bill No. 819;
3. That the attached Conference Committee Substitute for Senate Bill No. 819 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Mike Cunningham
/s/ David Sater
/s/ Jeanie Riddle
/s/ Gina Walsh
/s/ Jill Schupp

FOR THE HOUSE:

/s/ Jim Neely
/s/ Robert Cornejo
/s/ Cody Smith (163)
/s/ Lauren Arthur
/s/ Ingrid Burnett

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 655**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 655, with House Amendment Nos. 1, 2 and 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 655, as amended;
2. That the Senate recede from its position on Senate Bill No. 655;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 655 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Scott Sifton
/s/ John Rizzo
/s/ Bob Dixon
/s/ Ed Emery
/s/ Andrew Koenig

FOR THE HOUSE:

/s/ Kurt Bahr
/s/ Jean Evans
/s/ Kevin Corlew
/s/ Mark Ellebracht
Barbara Washington

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 773**

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 773, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment Nos. 6, 7, 8, 9, 10, 11, 12, and 13, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 773, as amended;
2. That the Senate recede from its position on Senate Bill No. 773;

3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 773, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Denny Hoskins
/s/ Mike Cunningham
/s/ Rob Schaaf
/s/ Scott Sifton
/s/ John Rizzo

FOR THE HOUSE:

/s/ Kathryn Swan
/s/ Robert Cornejo
/s/ Jean Evans
/s/ Steven Roberts
/s/ Deb Lavender

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 843**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, with House Amendment Nos. 1 and 2 to House Amendment No. 1, House Amendment No. 1 as amended, House Amendment Nos. 2, 3, 4, 5, 6, 7, 8, 9, and 10, House Amendment No. 1 to House Amendment No. 11, House Amendment No. 11 as amended, House Amendment Nos. 12 and 14, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 843;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 843, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Jeanie Riddle
/s/ Brian Munzlinger
/s/ Caleb Rowden
/s/ Scott Sifton
/s/ Jason Holsman

FOR THE HOUSE:

/s/ Robert Ross
/s/ Mike Bernskoetter
/s/ Nate Walker, (3rd)
/s/ Jon Carpenter
/s/ Pat Conway, (10th)

**CONFERENCE COMMITTEE REPORT
ON
SENATE BILL NO. 884**

The Conference Committee appointed on Senate Bill No. 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2, and House Amendment No. 2 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 884, as amended;
2. That the Senate recede from its position on Senate Bill No. 884;
3. That the attached Conference Committee Substitute for Senate Bill No. 884, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Andrew Koenig
/s/ Bill Eigel
/s/ Bob Onder
/s/ John Rizzo
/s/ Jason Holsman

FOR THE HOUSE:

/s/ John Wiemann
/s/ Elijah Haahr
/s/ Scott Fitzpatrick
Jon Carpenter
Kip Kendrick

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1719**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, with Senate Amendment No. 2, Senate Amendment No. 1 to Senate Amendment No. 3, Senate Amendment No. 2 to Senate Amendment No. 3, Senate Amendment No. 3, as amended, Senate Amendment No. 4, and Senate Amendment No. 5 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1719, as amended;
2. That the House recede from its position on House Bill No. 1719;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1719, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Derek Grier
/s/ Representative Steve Helms
/s/ Representative Robert Ross
Representative Jon Carpenter
Representative DaRon McGee

FOR THE SENATE:

/s/ Senator Jeanie Riddle
Senator Mike Cierpiot
/s/ Senator Caleb Rowden
/s/ Senator Jill Schupp
/s/ Senator Scott Sifton

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HB 1350, as amended - Fiscal Review
CCR HCS SB 951, as amended - Fiscal Review
CCR SB 819, as amended - Fiscal Review
CCR HCS SB 655, as amended - Fiscal Review
CCR HCS SB 773, as amended - Fiscal Review
CCR HCS SS SCS SB 843, as amended - Fiscal Review
CCR SB 884, as amended - Fiscal Review
CCR SS SCS HB 1719, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1350, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 951, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Fraker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 655, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1719, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

RECESS

Representative Vescovo moved the House stand in recess until such time as Conference Committee Reports are distributed or 3:00 a.m., whichever is earlier, then stand adjourned until 10:00 a.m., Friday, May 18, 2018.

Which motion was adopted.

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 881

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 881, with House Amendment Nos. 1, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 881, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 881;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 881 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Bill Eigel
/s/ Dave Schatz
/s/ Doug Libla
Jacob Hummel
/s/ Shalonn "KiKi" Curls

FOR THE HOUSE:

/s/ Charlie Davis
/s/ Bart Korman
/s/ Bill Reiboldt
Tracy McCreery
/s/ Greg Razer

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE NO. 2
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 590**

The Conference Committee appointed on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, as amended;
2. That the Senate recede from its position on Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590;
3. That the attached Conference Committee Substitute for Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Hegeman
/s/ Mike Cunningham
/s/ Andrew Koenig
/s/ Jacob Hummel
/s/ John Rizzo

FOR THE HOUSE:

/s/ Holly Rehder
/s/ Kevin Engler
/s/ Jered Taylor
/s/ Steven Roberts
/s/ Barbara Washington

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SS SB 881, as amended - Fiscal Review
CCR SS#2 SCS SB 590, as amended - Fiscal Review

ADJOURNMENT

Pursuant to the motion of Representative Vescovo, the House adjourned until 10:00 a.m., Friday, May 18, 2018.

COMMITTEE HEARINGS

BUDGET

Friday, May 18, 2018, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Continuation of tax credit hearing (if necessary).

FISCAL REVIEW

Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

CANCELLED

HOUSE CALENDAR

SEVENTY-SEVENTH DAY, FRIDAY, MAY 18, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter

HB 2480 - Rhoads

HCS HB 2580 - Bondon

HB 2681 - Corlew

HCS HB 2247 - Roeber

HB 2384 - Barnes (60)

HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 – Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller

HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE JOINT RESOLUTIONS FOR THIRD READING

SJR 27 - Engler

SENATE BILLS FOR THIRD READING

SCS SB 953 - Hill

SCS SB 824 - Ross

SB 973 - Corlew

SB 954 - McCann Beatty

SS SB 982, (Fiscal Review 5/17/18) - Henderson

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)

SS SB 666 - Schroer

SB 919 - Reiboldt

SS SCS SB 752 - Ross

SB 706 - Korman

HCS SCS SB 672 - Bahr

HCS SB 780 - Hill

HCS SB 796 - Ross

HCS SS SCS SB 547 - Curtman

HCS SCS SBs 946 & 947 - Cornejo

HCS SS#2 SB 674 - Haahr

HCS SCS SBs 632 & 675 - Engler

HCS SB 727, with HA 1, pending - Bondon

HCS SB 681 - Ruth

SB 649 - Engler

HCS SB 695 - Swan

SB 626 - Kidd

HCS SS SCS SB 918, as amended - Houghton

SS SCS SB 568 - Fraker

HCS SS#2 SCS SB 949 - Kelley (127)

HCS#2 SS#2 SCS SB 1050, E.C. - Reiboldt

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 50 - Andrews
SCR 53 - Houghton

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 36 - Kidd
SCR 42 - Davis
SCR 37 - Matthiesen

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HCS HB 1796, as amended - Ruth
SCS HCS HB 1713 - Phillips
SCS HB 1250, as amended - Plocher
SS SCS HCS HB 1388, (Fiscal Review 5/17/18) - Gregory
SS SCS HCS HBs 2280, 2120, 1468 & 1616 - Haefner
SS HCS HB 1872 - Johnson
SS SCS HB 1832 - Cornejo
SS#2 HB 1460, (Fiscal Review 5/17/18) - Evans
SS SCS HCS HB 1456, as amended (Fiscal Review 5/17/18) - Lauer
SS HCS HBs 1729, 1621 & 1436, (Fiscal Review 5/17/18) - Justus

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1769 - Mathews
SCS HCS#2 HB 1503 - Dohrman
SS#2 HCS HB 2129 - Cookson
SS HB 1415, as amended, E.C. - Lauer
SCS HB 2347 - Davis

BILLS CARRYING REQUEST MESSAGES

SS HB 1428, as amended (request Senate recede/take up and pass bill) - Muntzel
CCS SS SCS HB 1633, as amended (request House grant further conference) - Corlew

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
CCR HCS SCS SB 718, as amended, E.C. - Rhoads
CCR SS SCS HB 1350, as amended - Smith (163)
CCR HCS SB 951, as amended - Bondon
HCS SB 808, as amended - Bondon

CCR HCS SCS SBs 807 & 577, as amended - Lichtenegger
CCR SB 819, w/HA 1 HA 1, HA 2 HA 1, HA 1, a.a., HA 2 & HA 4 (Fiscal Review 5/17/18) -
Neely
CCR SS SCS HB 1719, as amended - Grier
CCR HCS SB 655, as amended - Bahr
CCR HCS SB 773, as amended (Fiscal Review 5/17/18) - Swan
CCR HCS SS SCS SB 843, as amended (Fiscal Review 5/17/18), E.C. - Ross
SB 757, with HA 1, HA 3, HA 4, HA 5, HA 6, HA 8, HA 9 - Tate
CCR HCS SS SB 881, as amended (Fiscal Review 5/17/18) - Davis
CCR SB 884, w/ HA 1, HA 2 HA 2, HA 2, A.A. (Fiscal Review 5/17/18) - Wiemann
SS SCS HCS HB 2140, as amended - Haefner
CCR SS#2 SCS SB 590, with HA 1 (Fiscal Review 5/17/18), E.C. - Rehder

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SEVENTH DAY, FRIDAY, MAY 18, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Now let Thy servant depart in peace. (Luke 2:29)

O God of us all, who is all that is good and true and beautiful, create in our hearts a place where You can live on this last day of session. May the long emotional hours ahead be an opportunity for political cooperation for us and may we, until the conclusion, be prepared in body and spirit for the many tasks and votes that lie before us.

Now as we end this regular session keep us healthy and strong, ever ready to serve our beloved state and always being about Your business in the People's House.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventy-sixth day was approved as printed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon

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Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Arthur	Beck	Ellington	Rowland 29
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PRESENT: 001

Burnett

ABSENT WITH LEAVE: 020

Barnes 60	Brown 27	Cookson	Curtis	Curtman
Ellebracht	Justus	Love	May	Meredith 71
Messenger	Moon	Peters	Pietzman	Pogue
Rehder	Roeder	Smith 85	Spencer	Washington

VACANCIES: 002

MOTION

Representative Vescovo moved that Rule 66 be suspended to allow **SB 954** and **SS SB 982** to be taken up for consideration.

Which motion was adopted by the following vote:

AYES: 130

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McDaniel
McGaugh	McGee	Miller	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Revis

Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 009

Beck	McCreery	Merideth 80	Mitten	Morgan
Quade	Rowland 29	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 022

Anders	Barnes 60	Brown 27	Cross	Curtis
Curtman	Gray	Justus	Love	May
Meredith 71	Messenger	Moon	Neely	Peters
Phillips	Pogue	Rehder	Roeber	Smith 85
Walker 74	White			

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1388**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Rowland (29) and Smith (163)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1456, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 HB 1460**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (14): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS#2 SCS SB 590, with House Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 773, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 819, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2 and House Amendment No. 4**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 843, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (1): Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 881, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SB 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (0)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (4): Morris (140), Rowland (29), Wiemann and Wood

THIRD READING OF SENATE BILLS

SCS SB 953, SCS SB 824 and SB 973 were placed on the Informal Calendar.

SB 954, relating to expungement of records relating to the offense of unlawful use of a weapon, was taken up by Representative McCann Beatty.

On motion of Representative McCann Beatty, the title of **SB 954** was agreed to.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Franklin

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Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfausch	Phillips	Pietzman	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 034

Anders	Bangert	Barnes 28	Beck	Burnett
Burns	Carpenter	Conway 10	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 025

Adams	Arthur	Baringer	Barnes 60	Brown 27
Butler	Cross	Curtis	Curtman	Fitzpatrick
Francis	Gray	Justus	Love	May
Meredith 71	Messenger	Neely	Peters	Pierson Jr
Pogue	Rehder	Roeber	Smith 85	Walker 74

VACANCIES: 002

On motion of Representative McCann Beatty, **SB 954** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Kelley 127	Kelly 141	Kendrick	Kidd	Knight

Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Justus	Love	May	McGee
Meredith 71	Messenger	Peters	Pogue	Rehder
Roeber	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS SB 982, relating to payments for health care services, was taken up by Representative Henderson.

On motion of Representative Henderson, the title of **SS SB 982** was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 982, Page 1, Section A, Line 3, by inserting after all of said line the following;

"354.150. 1. Every health services corporation subject to the provisions of sections 354.010 to 354.380 shall pay ~~[the following fees]~~ to the director ~~[for the administration and enforcement of the provisions of this chapter;~~

~~_____ (1) For filing the declaration required on organization of each domestic company, two hundred fifty dollars;~~

~~_____ (2) For filing statement and certified copy of charter required of foreign companies, two hundred fifty dollars;~~

~~_____ (3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk based capital report, report of valuation of policies or other obligations of assurance, and audited financial report of any company doing business in this state, one thousand five hundred dollars;~~

~~_____ (4) For filing any paper, document, or report not filed under subdivision (1), (2), or (3) of this section but required to be filed in the office of the director, fifty dollars each;~~

~~_____ (5) For affixing the seal of office of the director, ten dollars;~~

~~_____ (6) For accepting each service of process upon the company, ten dollars]~~ **the fees specified in section 374.230.**

2. Fees mandated in subdivision (1) of ~~[subsection 1 of this section]~~ **section 374.230** shall be waived if a majority shareholder, officer, or director of the organizing corporation is a member of the Missouri National Guard or any other active duty military, resides in the state of Missouri, and provides proof of such service to the secretary of state.

354.495. Every health maintenance organization subject to sections 354.400 to 354.636 shall pay to the director the ~~[following fees:~~

~~_____ (1) For filing the declaration required on organization of each domestic company, two hundred fifty dollars;~~

~~_____ (2) For filing statement and certified copy of charter required of foreign companies, two hundred fifty dollars;~~

~~_____ (3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk based capital report, report of valuation of policies or other obligations of assurance, and audited financial report of any company doing business in this state, one thousand five hundred dollars;~~

~~_____ (4) For filing any paper, document, or report not filed under subdivision (1), (2), or (3) of this section but required to be filed in the office of the director, fifty dollars each;~~

~~_____ (5) For affixing the seal of office of the director, ten dollars;~~

~~_____ (6) For accepting each service of process upon the company, ten dollars]~~ **fees specified in section 374.230.**

354.603. 1. A health carrier shall maintain a network that is sufficient in number and types of providers to assure that all services to enrollees shall be accessible without unreasonable delay. In the case of emergency services, enrollees shall have access twenty-four hours per day, seven days per week. The health carrier's medical director shall be responsible for the sufficiency and supervision of the health carrier's network. Sufficiency shall be determined by the director in accordance with the requirements of this section and by reference to any reasonable criteria, including but not limited to provider-enrollee ratios by specialty, primary care provider-enrollee ratios, geographic accessibility, reasonable distance accessibility criteria for pharmacy and other services, waiting times for appointments with participating providers, hours of operation, and the volume of technological and specialty services available to serve the needs of enrollees requiring technologically advanced or specialty care.

(1) In any case where the health carrier has an insufficient number or type of participating providers to provide a covered benefit, the health carrier shall ensure that the enrollee obtains the covered benefit at no greater cost than if the benefit was obtained from a participating provider, or shall make other arrangements acceptable to the director.

(2) The health carrier shall establish and maintain adequate arrangements to ensure reasonable proximity of participating providers, including local pharmacists, to the business or personal residence of enrollees. In determining whether a health carrier has complied with this provision, the director shall give due consideration to the relative availability of health care providers in the service area under, especially rural areas, consideration.

(3) A health carrier shall monitor, on an ongoing basis, the ability, clinical capacity, and legal authority of its providers to furnish all contracted benefits to enrollees. The provisions of this subdivision shall not be construed to require any health care provider to submit copies of such health care provider's income tax returns to a health carrier. A health carrier may require a health care provider to obtain audited financial statements if such health care provider received ten percent or more of the total medical expenditures made by the health carrier.

(4) A health carrier shall make its entire network available to all enrollees unless a contract holder has agreed in writing to a different or reduced network.

2. A health carrier shall file with the director, in a manner and form defined by rule of the department of insurance, financial institutions and professional registration, an access plan meeting the requirements of sections 354.600 to 354.636 for each of the managed care plans that the health carrier offers in this state. The health carrier may request the director to deem sections of the access plan as proprietary or competitive information that shall not be made public. For the purposes of this section, information is proprietary or competitive if revealing the information will cause the health carrier's competitors to obtain valuable business information. The health carrier shall provide such plans, absent any information deemed by the director to be proprietary, to any interested party upon request. The health carrier shall prepare an access plan prior to offering a new managed care plan, and shall update an existing access plan whenever it makes any change as defined by the director to an existing managed care plan. The director shall approve or disapprove the access plan, or any subsequent alterations to the access plan, within sixty days of filing. The access plan shall describe or contain at a minimum the following:

- (1) The health carrier's network;
- (2) The health carrier's procedures for making referrals within and outside its network;
- (3) The health carrier's process for monitoring and assuring on an ongoing basis the sufficiency of the network to meet the health care needs of enrollees of the managed care plan;
- (4) The health carrier's methods for assessing the health care needs of enrollees and their satisfaction with services;
- (5) The health carrier's method of informing enrollees of the plan's services and features, including but not limited to the plan's grievance procedures, its process for choosing and changing providers, and its procedures for providing and approving emergency and specialty care;
- (6) The health carrier's system for ensuring the coordination and continuity of care for enrollees referred to specialty physicians, for enrollees using ancillary services, including social services and other community resources, and for ensuring appropriate discharge planning;
- (7) The health carrier's process for enabling enrollees to change primary care professionals;
- (8) The health carrier's proposed plan for providing continuity of care in the event of contract termination between the health carrier and any of its participating providers, in the event of a reduction in service area or in the event of the health carrier's insolvency or other inability to continue operations. The description shall explain how enrollees shall be notified of the contract termination, reduction in service area or the health carrier's insolvency or other modification or cessation of operations, and transferred to other health care professionals in a timely manner; and
- (9) Any other information required by the director to determine compliance with the provisions of sections 354.600 to 354.636.

3. In reviewing an access plan filed pursuant to subsection 2 of this section, the director shall deem a managed care plan's network to be adequate if it meets one or more of the following criteria:

- (1) The managed care plan is a Medicare + Choice coordinated care plan offered by the health carrier pursuant to a contract with the federal Centers for Medicare and Medicaid Services;
- (2) The managed care plan is being offered by a health carrier that has been accredited by the National Committee for Quality Assurance at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed;
- (3) The managed care plan's network has been accredited by the Joint Commission on the Accreditation of Health Organizations for Network Adequacy, and such accreditation is in effect at the time the access plan is filed. If the accreditation applies to only a portion of the managed care plan's network, only the accredited portion will be deemed adequate; ~~or~~
- (4) The managed care plan is being offered by a health carrier that has been accredited by the Utilization Review Accreditation Commission at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed; **or**
- (5) The managed care plan is being offered by a health carrier that has been accredited by the Accreditation Association for Ambulatory Health Care, and such accreditation is in effect at the time the access plan is filed.**

374.150. 1. All fees due the state under the provisions of the insurance laws of this state shall be paid to the director ~~[of revenue]~~ and deposited in the state treasury to the credit of the insurance dedicated fund unless otherwise provided for in subsection 2 of this section.

2. There is hereby established in the state treasury a special fund to be known as the "Insurance Dedicated Fund". The fund shall be subject to appropriation of the general assembly and shall be devoted solely to the payment of expenditures incurred by the department attributable to duties performed by the department for the regulation of the business of insurance, regulation of health maintenance organizations and the operation of the division of consumer affairs as required by law which are not paid for by another source of funds. Other provisions of law to the contrary notwithstanding, beginning on January 1, 1991, all fees charged under any provision of chapter 325, 354, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384 or 385 due the state shall be paid into this fund. The state treasurer shall invest moneys in this fund in the same manner as other state funds and any interest or earnings on such moneys shall be credited to the insurance dedicated fund. The provisions of section 33.080 notwithstanding, moneys in the fund shall not lapse, be transferred to or placed to the credit of the general revenue fund unless and then only to the extent to which the unencumbered balance at the close of the biennium year exceeds two times the total amount appropriated, paid, or transferred to the fund during such fiscal year.

~~[3. Notwithstanding provisions of this section to the contrary, five hundred thousand dollars of the insurance dedicated fund shall annually be transferred and placed to the credit of the state general revenue fund on July first beginning with fiscal year 2014.]~~

374.230. Every ~~[insurance company doing business in this state]~~ **individual or entity making a filing with the department described below** shall pay to the director ~~[of revenue]~~ the following fees and charges, to be paid into the insurance dedicated fund established under section 374.150:

(1) For filing the declaration required on organization of each domestic company, ~~[two hundred fifty]~~ **one thousand** dollars;

(2) For filing statement and certified copy of charter required of foreign companies, ~~[two hundred fifty]~~ **one thousand** dollars;

(3) For filing application to renew certificate of authority, along with all required annual reports, including the annual statement, actuarial statement, risk-based capital report, report of valuation of policies or other obligations of assurance, and audited financial report annual statement of any company doing business in this state, ~~[one thousand five hundred]~~ **two thousand** dollars;

(4) ~~[For filing supplementary annual statement of any company doing business in this state, fifty dollars]~~
For filing the ORSA summary report required by sections 382.500 to 382.550, or a preacquisition notification required by sections 382.040 through 382.060, or section 382.095, five hundred dollars;

(5) **Unless otherwise specified in subdivision (4) or another section of law, for any filings required under chapter 382, two hundred fifty dollars;**

(6) For filing any paper, document, or report **for which a filing fee is not otherwise provided for in another section of law that is** not filed under subdivision (1), (2), ~~or~~ (3), (4), or (5), but required to be filed in the office of the director, ~~[fifty]~~ **one hundred fifty** dollars each[;].

~~[(6) For a copy of a company's certificate of authority or producer or agent license, ten dollars;~~

~~—— (7) For affixing the seal of office of the director, ten dollars;~~

~~—— (8) For accepting each service of process upon the company, ten dollars.]"; and~~

Further amend said bill, Page 1, Section 376.427, Lines 2 through 4, by deleting all of said lines and inserting in lieu thereof the following:

"(1) **"Health benefit plan", as such term is defined in section 376.1350;**

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) **"Health carrier" or "carrier", as such term is defined in section 376.1350;**

~~[(2)]~~ (4) "Insured", any person entitled to benefits under a contract of accident"; and

Further amend said section by renumbering accordingly; and

Further amend said bill, Pages 2-5, Section 376.690, Lines 1-92, by deleting all of said lines and inserting in lieu thereof the following:

"376.690. 1. As used in this section, the following terms shall mean:

(1) "Emergency medical condition", the same meaning given to such term in section 376.1350;

(2) "Facility", the same meaning given to such term in section 376.1350;

(3) "Health care professional", the same meaning given to such term in section 376.1350;

(4) "Health carrier", the same meaning given to such term in section 376.1350;

(5) "Unanticipated out-of-network care", health care services received by a patient in an in-network facility from an out-of-network health care professional from the time the patient presents with an emergency medical condition until the time the patient is discharged;

2. Health care professionals may send any claim for charges incurred for unanticipated out-of-network care to the patient's health carrier within one hundred and eighty days of the delivery of the unanticipated out-of-network care on a U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form, or electronically using the 837 HIPAA format, or its successor.

(1) Within forty-five processing days, as defined in 376.383, of receiving the health care professional's claim, the health carrier shall offer to pay the health care professional a reasonable reimbursement for unanticipated out-of-network care based on the health care professional's services. If the

health care professional participates in one or more of the carrier's commercial networks, the offer of reimbursement for unanticipated out-of-network care shall be the amount from the network which has the highest reimbursement.

(2) If the health care professional declines the health carrier's initial offer of reimbursement, the health carrier and health care professional shall have sixty days from the date of the initial offer of reimbursement to negotiate in good faith to attempt to determine the reimbursement for the unanticipated out-of-network care.

(3) If the health carrier and health care professional do not agree to a reimbursement amount by the end of the sixty day negotiation period, the dispute shall be resolved through an arbitration process as specified in subsection 4 of this section.

(4) To initiate arbitration proceedings, either the health carrier or health care professional must provide written notification to the director and the other party within 120 days of the end of the negotiation period, indicating their intent to arbitrate the matter and notifying the director of the billed amount and the date and amount of the final offer by each party. A claim for unanticipated out of network care may be resolved between the parties at any point prior to the commencement of the arbitration proceedings. Claims may be combined for purposes of arbitration, but only to the extent the claims represent similar circumstances and services provided by the same health care professional, and the parties attempted to resolve the dispute in accordance with subdivisions (2) through (4) of this subsection.

(5) No health care professional who sends a claim to a health carrier under subsection 2 of this section shall send a bill to the patient for any difference between the reimbursement rate as determined under this subsection and the health care professional's billed charge.

3. When unanticipated out-of-network care is provided, the health care professional who sends a claim to a health carrier under subsection 2 of this section may bill a patient for no more than the cost-sharing requirements described under this section.

(1) Cost-sharing requirements shall be based on the reimbursement amount as determined under subsection 2 of this section.

(2) The patient's health carrier shall inform the health care professional of its enrollee's cost-sharing requirements within forty-five processing days of receiving a claim from the health care professional for services provided.

(3) The in-network deductible and out-of-pocket maximum cost-sharing requirements shall apply to the claim for the unanticipated out-of-network care.

4. The director shall ensure access to an external arbitration process when a health care professional and health carrier cannot agree to a reimbursement under subdivision (2) of subsection 2 of this section. In order to ensure access, when notified of a parties' intent to arbitrate, the director shall randomly select an arbitrator for each case from the department's approved list of arbitrators or entities that provide binding arbitration. The director shall specify the criteria for an approved arbitrator or entity by rule. The costs of arbitration shall be shared equally between and will be directly billed to the health care professional and health carrier. These costs will include, but are not limited to, reasonable time necessary for the arbitrator to review materials in preparation for the arbitration, travel expenses and reasonable time following the arbitration for drafting of the final decision.

5. At the conclusion of such arbitration process, the arbitrator shall issue a final decision, which shall be binding on all parties. The arbitrator shall provide a copy of the final decision to the director. The initial request for arbitration, all correspondence and documents received by the Department and the final arbitration decision shall be considered a closed record under section 374.071. However, the director may release aggregated summary data regarding the arbitration process. The decision of the arbitrator shall not be considered an agency decision nor shall it be considered a contested case within the meaning of 536.010.

6. The arbitrator shall determine a dollar amount due under subsection 2 of this section between one hundred twenty percent of the Medicare allowed amount and the seventieth percentile of the usual and customary rate for the unanticipated out-of-network care, as determined by benchmarks from independent nonprofit organizations that are not affiliated with insurance carriers or provider organizations.

7. When determining a reasonable reimbursement rate, the arbitrator shall consider the following factors if the health care professional believes the payment offered for the unanticipated out-of-network care does not properly recognize:

- (1) The health care professional's training, education, or experience;
 - (2) The nature of the service provided;
 - (3) The health care professional's usual charge for comparable services provided;
 - (4) The circumstances and complexity of the particular case, including the time and place the services were provided; and
 - (5) The average contracted rate for comparable services provided in the same geographic area.
8. The enrollee shall not be required to participate in the arbitration process. The health care professional and health carrier shall execute a nondisclosure agreement prior to engaging in an arbitration under this section.

9. This section shall take effect on January 1, 2019.

10. The department of insurance, financial institutions and professional registration may promulgate rules and fees as necessary to implement the provisions of this section, including but not limited to, procedural requirements for arbitration. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

376.1065. 1. As used in this section, the following terms shall mean:

- (1) "Contracting entity", any health carrier, as such term is defined in section 376.1350, subject to the jurisdiction of the department engaged in the act of contracting with providers for the delivery of dental services, or the selling or assigning of dental network plans to other entities under the jurisdiction of the department;
- (2) "Department", the department of insurance, financial institutions and professional registration;
- (3) "Official notification," written communication by a provider or participating provider to a contracting entity describing such provider's or participating provider's change in contact information or participation status with the contracting entity;
- (4) "Participating provider", a provider who has an agreement with a contracting entity to provide dental services with an expectation of receiving payment, other than coinsurance, co-payments, or deductibles, directly or indirectly from such contracting entity;
- (5) "Provider", any person licensed under chapter 332.

2. A contracting entity shall, upon official notification, make changes contained in the official notification to their electronic provider material and their next edition of paper material made available to plan members or other potential plan members.

3. The department, when determining the result of a market conduct examination under sections 374.202 to 374.207, shall consider violations of this section by a contracting entity."; and

Further amend said bill, Page 5, Section 376.1063, Lines 1 through 16, by removing all of said section from the bill; and

Further amend said bill, Page 10, Section 376.1367, Line 15, by inserting after the word "forty-five" the word "processing"; and

Further amend said page and section, Line 34, by inserting after all of said line the following:

"379.1545. Notwithstanding any other provision of law:

- (1) An insurer may terminate or otherwise change the terms and conditions of a policy of portable electronics insurance only upon providing the policyholder and enrolled customers with at least thirty days' notice;
- (2) If the insurer changes the terms and conditions of a policy of portable electronics insurance, the insurer shall provide the vendor and any policyholders with a revised policy or endorsement and each enrolled customer with a revised certificate, endorsement, updated brochure, or other evidence indicating a change in the terms and conditions has occurred and a summary of material changes;
- (3) Notwithstanding subdivision (1) of this section, an insurer may terminate an enrolled customer's enrollment under a portable electronics insurance policy upon fifteen days' notice for discovery of fraud or material misrepresentation in obtaining coverage or in the presentation of a claim thereunder;

(4) Notwithstanding subdivision (1) of this section, an insurer may immediately terminate an enrolled customer's enrollment under a portable electronics insurance policy:

(a) For nonpayment of premium;

(b) If the enrolled customer ceases to have an active service with the vendor of portable electronics; or

(c) If an enrolled customer exhausts the aggregate limit of liability, if any, under the terms of the portable electronics insurance policy and the insurer sends notice of termination to the customer within thirty calendar days after exhaustion of the limit. However, if the notice is not timely sent, enrollment and coverage shall continue notwithstanding the aggregate limit of liability until the insurer sends notice of termination to the enrolled customer;

(5) Where a portable electronics insurance policy is terminated by a policyholder, the policyholder shall mail or deliver written notice to each enrolled customer advising the customer of the termination of the policy and the effective date of termination. The written notice shall be mailed or delivered to the customer at least thirty days prior to the termination;

(6) Whenever notice is required under this section, it shall be in writing and may be mailed or delivered to the vendor at the vendor's mailing address and to its affected enrolled customers' last known mailing addresses on file with the insurer. If notice is mailed, the insurer or vendor, as the case may be, shall maintain proof of mailing in a form authorized or accepted by the U.S. Postal Service or other commercial mail delivery service. Alternatively, an insurer or vendor policyholder may comply with any notice required by this section by providing electronic notice to a vendor or its affected enrolled customers, as the case may be, by electronic means. **For purposes of this subdivision, agreement to receive notices and correspondence by electronic means shall be determined in accordance with section 432.220.** Additionally, if an insurer or vendor policyholder provides electronic notice to an affected enrolled customer and such delivery by electronic means is not available or is undeliverable, the insurer or vendor policyholder shall provide written notice to the enrolled customer by mail in accordance with this section. If notice is accomplished through electronic means, the insurer or vendor of portable electronics, as the case may be, shall maintain proof that the notice was sent.

~~[374.115. Insurance examiners appointed or employed by the director of the department of insurance, financial institutions and professional registration shall be compensated according to the applicable levels established and published by the National Association of Insurance Commissioners.]~~

Section B. The repeal of section 374.115 and the repeal and reenactment of sections 354.150, 354.495, 374.150, and 374.230 of section A of this act shall become effective on January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cookson	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Moon	Morris 140	Morse 151	Pfautsch
Phillips	Pietzman	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roerber	Rowland 155	Ruth

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Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 030

Adams	Anders	Barnes 28	Burnett	Burns
Butler	Carpenter	Ellebracht	Ellington	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
Merideth 80	Morgan	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 035

Arthur	Bangert	Baringer	Barnes 60	Beck
Brown 27	Conway 10	Conway 104	Corlew	Cross
Curtis	Curtman	Gray	Hannegan	Kelly 141
Matthiesen	May	McGee	Meredith 71	Messenger
Miller	Mitten	Mosley	Muntzel	Neely
Peters	Pike	Plocher	Pogue	Redmon
Roden	Rone	Ross	Rowland 29	Smith 85

VACANCIES: 002

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

On motion of Representative Henderson, **SS SB 982, as amended**, was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads

Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 008

Butler	Hurst	Marshall	May	Merideth 80
Moon	Newman	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Korman	Mathews	Meredith 71	Messenger
Mitten	Peters	Pogue	Rowland 29	Smith 85
Wessels				

VACANCIES: 002

Speaker Richardson declared the bill passed.

RECESS

On motion of Representative Vescovo, the House recessed until 11:40 a.m.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HBs 1729, 1621 & 1436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (3): Fraker, Rowland (29) and Wessels

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 HB 1460, relating to state revenues, was taken up by Representative Evans.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 014

Arthur	Barnes 60	Brown 27	Cross	Curtis
Curtman	Gray	Haahr	Messenger	Nichols
Peters	Pogue	Smith 85	Spencer	

VACANCIES: 002

On motion of Representative Evans, **SS#2 HB 1460** was adopted by the following vote:

AYES: 086

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beck	Berry	Black	Bondon	Burnett

Burns	Carpenter	Conway 10	Conway 104	Cookson
Corlew	Dogan	Dohrman	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Gannon
Green	Haefner	Hansen	Harris	Henderson
Higdon	Houghton	Justus	Kelley 127	Kendrick
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	McCann Beatty	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Morse 151
Mosley	Muntzel	Newman	Pfausch	Phillips
Quade	Razer	Redmon	Reiboldt	Revis
Rhoads	Roberts	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shull 16	Sommer	Stephens 128
Stevens 46	Swan	Tate	Unsicker	Walker 3
Walker 74	Walsh	Wessels	White	Wood
Mr. Speaker				

NOES: 062

Anderson	Bahr	Beard	Bernskoetter	Brattin
Brown 57	Butler	Chipman	Christofanelli	Cornejo
Davis	DeGroot	Dinkins	Eggleston	Ellington
Fitzpatrick	Franklin	Franks Jr	Frederick	Gregory
Grier	Haahr	Hannegan	Helms	Hill
Houx	Hurst	Johnson	Kelly 141	Kidd
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	Miller	Moon
Morris 140	Neely	Pierson Jr	Pietzman	Pike
Plocher	Rehder	Reisch	Remole	Roeber
Ross	Schroer	Shaul 113	Smith 163	Spencer
Stacy	Taylor	Trent	Vescovo	Washington
Wiemann	Wilson			

PRESENT: 002

Roden	Shumake
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ABSENT WITH LEAVE: 011

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Messenger	Nichols	Peters	Pogue
Smith 85				

VACANCIES: 002

On motion of Representative Evans, **SS#2 HB 1460** was truly agreed to and finally passed by the following vote:

AYES: 088

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beck	Berry	Black	Bondon	Burnett
Burns	Carpenter	Conway 10	Conway 104	Cookson
Corlew	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Gannon	Green	Haefner	Hannegan	Hansen

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Harris	Henderson	Higdon	Houghton	Justus
Kelley 127	Kendrick	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Morse 151	Mosley	Muntzel	Newman
Pfausch	Phillips	Quade	Razer	Redmon
Reiboldt	Revis	Rhoads	Roberts	Rone
Rowland 155	Rowland 29	Runions	Ruth	Shull 16
Sommer	Stephens 128	Stevens 46	Swan	Tate
Unsicker	Walker 3	Walker 74	Walsh	Wessels
White	Wood	Mr. Speaker		

NOES: 060

Anderson	Bahr	Beard	Bernskoetter	Brattin
Brown 57	Butler	Chipman	Christofanelli	Cornejo
Davis	DeGroot	Eggleston	Ellington	Fitzpatrick
Franklin	Franks Jr	Frederick	Gregory	Grier
Haahr	Helms	Hill	Houx	Hurst
Johnson	Kelly 141	Kidd	Lynch	Marshall
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	Miller	Moon	Morris 140	Neely
Pierson Jr	Pietzman	Pike	Plocher	Rehder
Reisch	Remole	Roeber	Ross	Schroer
Shaul 113	Smith 163	Spencer	Stacy	Taylor
Trent	Vescovo	Washington	Wiemann	Wilson

PRESENT: 001

Shumake

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Cross	Curtis	Curtman
Gray	Messenger	Nichols	Peters	Pogue
Roden	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS HCS HBs 1729, 1621 & 1436, relating to public contracts, was taken up by Representative Justus.

On motion of Representative Justus, **SS HCS HBs 1729, 1621 & 1436** was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cookson
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner

Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 104	Ellebracht	Ellington	Franks Jr
Gannon	Green	Hannegan	Harris	Kendrick
Kidd	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Pietzman	Quade	Razer	Revis	Roberts
Roden	Rowland 29	Runions	Ruth	Shaul 113
Spencer	Stevens 46	Tate	Unsicker	Washington
Wessels				

PRESENT: 001

Korman

ABSENT WITH LEAVE: 017

Barnes 60	Berry	Brown 27	Conway 10	Corlew
Curtis	Curtman	Gray	Lavender	May
Messenger	Mitten	Nichols	Peters	Pogue
Smith 85	Walker 74			

VACANCIES: 002

On motion of Representative Justus, **SS HCS HBs 1729, 1621 & 1436** was truly agreed to and finally passed by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cookson
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall

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Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 050

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Conway 104	Corlew	Ellebracht
Ellington	Franks Jr	Gannon	Green	Hannegan
Harris	Kendrick	Kidd	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Newman	Pierson Jr	Pietzman	Quade
Razer	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Shaul 113	Spencer	Stevens 46
Tate	Unsicker	Walker 74	Washington	Wessels

PRESENT: 001

Korman

ABSENT WITH LEAVE: 013

Barnes 60	Berry	Brown 27	Curtis	Curtman
Gray	Lavender	Messenger	Mitten	Nichols
Peters	Pogue	Smith 85		

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS#2 HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

Representative Alferman assumed the Chair.

On motion of Representative Cookson, **SS#2 HCS HB 2129** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis

Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Roberts
Roden	Roerber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	White	Wilson	Wood	Mr. Speaker

NOES: 003

Hurst	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Carpenter	Chipman	Cross
Curtis	Curtman	DeGroot	Gray	Haahr
Henderson	Higdon	Messenger	Nichols	Peters
Pogue	Reiboldt	Rhoads	Rone	Smith 85
Washington	Wessels	Wiemann		

VACANCIES: 002

On motion of Representative Cookson, **SS#2 HCS HB 2129** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant

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Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	White	Wilson	Wood

NOES: 003

Hurst	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 27	Carpenter	Chipman
Conway 10	Cross	Curtis	Curtman	DeGroot
Gray	Helms	Henderson	Higdon	Messenger
Nichols	Peters	Pogue	Reiboldt	Smith 85
Wessels	Wiemann	Mr. Speaker		

VACANCIES: 002

Representative Alferman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1446** entitled:

An act to repeal sections 115.124, 115.157, and 321.320, RSMo, and to enact in lieu thereof four new sections relating to elections, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1446 - Fiscal Review

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1635, relating to abuse or neglect reporting in long-term care facilities, was taken up by Representative Bernskoetter.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Bernskoetter, **SCS HCS HB 1635** was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Beard	Brown 27	Cookson	Cross
Curtis	Curtman	Gray	Henderson	Messenger
Nichols	Peters	Pietzman	Pogue	Schroer
Smith 85	Wiemann			

VACANCIES: 002

On motion of Representative Bernskoetter, **SCS HCS HB 1635** was truly agreed to and finally passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morris 140	Morse 151
Mosley	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brown 27	Conway 10	Cookson	Cornejo
Cross	Curtis	Curtman	Eggleston	Gray
Henderson	Messenger	Morgan	Muntzel	Nichols
Peters	Pietzman	Pogue	Schroer	Smith 85
Spencer	Washington			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS HB 1415, as amended, relating to workforce development, was taken up by Representative Lauer.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Kelley 127	Kelly 141	Knight
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Muntzel	Neely	Phillips
Pietzman	Pike	Plocher	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wood		

NOES: 036

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellington	Franks Jr	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 032

Anders	Austin	Brown 27	Burns	Cookson
Cross	Curtis	Ellebracht	Gray	Hill
Justus	Kidd	Kolkmeyer	Korman	Marshall
Messenger	Morse 151	Nichols	Peters	Pfautsch
Pogue	Quade	Redmon	Rehder	Rone
Schroer	Smith 85	Stephens 128	Washington	White
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Lauer, **SS HB 1415, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin

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Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Mosley	Muntzel
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Razer	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson	Wood		

NOES: 004

Hurst	Lavender	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 024

Brown 27	Cookson	Cross	Curtis	Dohrman
Gray	Kolkmeyer	Korman	McGaugh	Messenger
Morse 151	Neely	Nichols	Peters	Pogue
Quade	Redmon	Rehder	Rone	Schroer
Smith 85	Wessels	White	Mr. Speaker	

VACANCIES: 002

On motion of Representative Lauer, **SS HB 1415, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton

Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Mosley
Muntzel	Neely	Newman	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Razer
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtman	Hurst	Lavender	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 018

Basye	Brown 27	Cookson	Cross	Curtis
Gray	Green	Messenger	Morse 151	Nichols
Peters	Pogue	Quade	Redmon	Remole
Schroer	Smith 85	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 134

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Mosley	Muntzel	Neely	Newman	Pfausch

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Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Curtman	Hurst	Marshall	McCreery	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 022

Adams	Barnes 60	Brown 27	Cookson	Cross
Curtis	Gray	Green	Grier	Love
Messenger	Mitten	Morse 151	Nichols	Peters
Pogue	Redmon	Rhoads	Schroer	Smith 85
Unsicker	White			

VACANCIES: 002

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1456, as amended, relating to emergency communication services, with penalty provisions, was taken up by Representative Lauer.

Speaker Richardson resumed the Chair.

On motion of Representative Lauer, **SS SCS HCS HB 1456, as amended**, was adopted by the following vote:

AYES: 114

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Conway 10	Conway 104
Corlew	Dinkins	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Houghton	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Vescovo	Walker 3	Walsh
Wessels	Wiemann	Wilson	Mr. Speaker	

NOES: 019

Bondon	Brattin	Cornejo	Curtman	Fitzpatrick
Hill	Hurst	Johnson	Marshall	Matthiesen
Moon	Roeber	Ross	Schroer	Smith 163
Stacy	Taylor	Trent	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Christofanelli	Cookson	Cross
Curtis	Davis	DeGroot	Dogan	Gray
Green	Haahr	Helms	Houx	Kelly 141
Korman	McDaniel	Messenger	Muntzel	Nichols
Peters	Phillips	Pogue	Rehder	Smith 85
Walker 74	White	Wood		

VACANCIES: 002

On motion of Representative Lauer, **SS SCS HCS HB 1456, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 115

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Higdon	Houghton	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Neely
Newman	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Vescovo	Walker 3
Walsh	Wessels	Wiemann	Wilson	Mr. Speaker

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NOES: 021

Bahr	Bondon	Brattin	Christofanelli	Cornejo
Curtman	Fitzpatrick	Hill	Hurst	Johnson
Marshall	Matthiesen	Moon	Roeber	Ross
Schroer	Smith 163	Stacy	Taylor	Trent
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brown 27	Cookson	Cross	Curtis
Davis	DeGroot	Franks Jr	Gray	Green
Haahr	Helms	Henderson	Houx	Korman
McDaniel	Messenger	Muntzel	Nichols	Peters
Pogue	Smith 85	Walker 74	White	Wood

VACANCIES: 002

Speaker Richardson declared the bill passed.

BILLS IN CONFERENCE

CCR SS SCS HB 1350, as amended, relating to criminal history records, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **CCR SS SCS HB 1350, as amended**, was adopted by the following vote:

AYES: 141

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 017

Adams	Barnes 60	Brattin	Brown 27	Cookson
Corlew	Cross	Gray	Green	Helms
Meredith 71	Messenger	Nichols	Peters	Pogue
Reisch	Shull 16			

VACANCIES: 002

On motion of Representative Smith (163), **CCS SS SCS HB 1350** was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Mr. Speaker			

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NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Brattin	Brown 27	Cookson
Cross	Curtis	Ellington	Gray	Green
Hansen	Kelley 127	Korman	Lavender	McDaniel
McGaugh	Meredith 71	Messenger	Nichols	Peters
Pogue	Reisch	Roden	Shull 16	Wessels
Wood				

VACANCIES: 002

Speaker Richardson declared the bill passed.

CCR SS SCS HB 1719, as amended, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, **CCR SS SCS HB 1719, as amended**, was adopted by the following vote:

AYES: 105

Anders	Anderson	Andrews	Arthur	Bahr
Bangert	Baringer	Barnes 28	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cornejo	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Helms	Higdon	Houghton	Houx	Johnson
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lavender	Love	Lynch
Matthiesen	McCreery	McGaugh	McGee	Merideth 80
Miller	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Ruth	Shumake	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	Wilson	Wood	Mr. Speaker

NOES: 005

Beck	Hurst	Marshall	Moon	Unsicker
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PRESENT: 000

ABSENT WITH LEAVE: 051

Adams	Alferman	Austin	Barnes 60	Basye
Brattin	Brown 27	Cookson	Corlew	Cross
Curtman	Ellington	Fitzpatrick	Gray	Green
Hansen	Harris	Henderson	Hill	Justus
Kolkmeier	Lauer	Lichtenegger	Mathews	May
McCann Beatty	McDaniel	Meredith 71	Messenger	Mitten
Morgan	Mosley	Neely	Newman	Nichols
Peters	Pierson Jr	Pogue	Reiboldt	Reisch
Roden	Rowland 29	Runions	Schroer	Shaul 113
Shull 16	Smith 85	Smith 163	Washington	White
Wiemann				

VACANCIES: 002

On motion of Representative Grier, **CCS SS SCS HB 1719** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wilson	Wood	Mr. Speaker

NOES: 005

Beck	Hurst	Marshall	Moon	Unsicker
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PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Barnes 60	Brattin	Brown 27	Cookson
Cross	Ellington	Fitzpatrick	Francis	Gray
Green	Henderson	Justus	Kolkmeier	Mathews
Meredith 71	Messenger	Mosley	Nichols	Peters
Pogue	Reisch	Roden	Tate	White
Wiemann				

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has receded on the Senate Substitute, as amended, for **HB 1428**, and has taken up and passed **HB 1428**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 843, as amended**, and has taken up and passed **CCS HCS SS SCS SB 843**.

Emergency Clause defeated.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1 to SS SB 982** and has taken up and passed **SS SB 982, as amended**.

BILLS IN CONFERENCE

CCR HCS SB 773, as amended, relating to income taxation, was taken up by Representative Swan.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Andrews	Bahr	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Kolkmeier	Korman	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon

Morgan	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Mr. Speaker			

NOES: 036

Adams	Arthur	Bangert	Barnes 28	Beck
Burnett	Burns	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Franks Jr	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 028

Alferman	Anders	Austin	Baringer	Barnes 60
Brattin	Brown 27	Chipman	Cookson	Cross
Ellington	Fitzpatrick	Gray	Green	Knight
Lant	Meredith 71	Messenger	Muntzel	Nichols
Peters	Pietzman	Pogue	Shull 16	Washington
White	Wilson	Wood		

VACANCIES: 002

On motion of Representative Swan, **CCR HCS SB 773, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McDaniel
McGaugh	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike

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Plocher	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wood
Mr. Speaker				

NOES: 010

Butler	Franks Jr	Hurst	Lavender	Marshall
McCreery	Merideth 80	Moon	Quade	Unsicker

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Barnes 60	Brattin	Brown 27
Cookson	Cross	Ellington	Gray	Green
Lant	McGee	Meredith 71	Messenger	Nichols
Peters	Pogue	Reisch	White	Wilson

VACANCIES: 002

On motion of Representative Swan, **CCS HCS SB 773** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McDaniel	McGaugh	McGee	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wiemann	Wood	Mr. Speaker		

NOES: 017

Baringer	Barnes 28	Beck	Butler	Ellington
Franks Jr	Hurst	Kidd	Lavender	Marshall
McCreery	Merideth 80	Moon	Quade	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Austin	Barnes 60	Brattin	Brown 27
Cookson	Cross	Gray	Green	Meredith 71
Messenger	Nichols	Peters	Pogue	White
Wilson				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1713, relating to birth certificates, was taken up by Representative Phillips.

On motion of Representative Phillips, **SCS HCS HB 1713** was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lauer	Lavender	Lichtenegger	Love
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Moon	Morgan	Morris 140	Mosley
Muntzel	Neely	Newman	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer

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Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Mr. Speaker				

NOES: 001

Hurst

PRESENT: 001

Mitten

ABSENT WITH LEAVE: 023

Austin	Bangert	Barnes 60	Beard	Brattin
Brown 27	Cookson	Cross	Dogan	Gray
Green	Kendrick	Lant	Lynch	Meredith 71
Messenger	Morse 151	Nichols	Peters	Pogue
White	Wilson	Wood		

VACANCIES: 002

On motion of Representative Phillips, **SCS HCS HB 1713** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wiemann
Mr. Speaker				

NOES: 001

Hurst

PRESENT: 000

ABSENT WITH LEAVE: 019

Austin	Barnes 60	Brattin	Brown 27	Cookson
Cross	Gray	Green	Kendrick	McGee
Meredith 71	Messenger	Nichols	Peters	Pogue
Wessels	White	Wilson	Wood	

VACANCIES: 002

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr resumed the Chair.

SS SCS HB 1832, relating to merchandising practices, was taken up by Representative Cornejo.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Korman	Lant	Love
Lynch	Mathews	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wilson
Wood				

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Harris	Lavender	May

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McCann Beatty	McCreery	McGee	Merideth 80	Morgan
Mosley	Newman	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 031

Austin	Barnes 60	Brattin	Brown 27	Brown 57
Cookson	Cross	Dogan	Gray	Green
Kelley 127	Kendrick	Kolkmeier	Lauer	Lichtenegger
Marshall	Matthiesen	Meredith 71	Messenger	Mitten
Nichols	Peters	Pogue	Reiboldt	Rhoads
Shumake	Sommer	Washington	White	Wiemann
Mr. Speaker				

VACANCIES: 002

On motion of Representative Cornejo, **SS SCS HB 1832** was adopted by the following vote:

AYES: 129

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morris 140	Morse 151
Mosley	Muntzel	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	

NOES: 004

Corlew	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 028

Alferman	Barnes 60	Brattin	Brown 27	Conway 10
Cookson	Cross	Dogan	Ellington	Frederick
Gray	Green	Kendrick	Lauer	McCreery
Meredith 71	Messenger	Mitten	Morgan	Neely
Nichols	Peters	Pogue	Reiboldt	Rhoads
Stacy	White	Mr. Speaker		

VACANCIES: 002

On motion of Representative Cornejo, **SS SCS HB 1832** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Merideth 80	Miller	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Washington	Wessels
Wiemann	Wilson	Wood		

NOES: 006

Corlew	Hurst	Kidd	Marshall	Moon
Morgan				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Beck	Brattin	Brown 27	Cookson
Cross	Gray	Green	Kendrick	Lauer
Meredith 71	Messenger	Mitten	Morris 140	Newman

Nichols	Peters	Pogue	Reiboldt	Walsh
White	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS#2 HCS HB 1796, as amended, relating to the process for the conveyance of real estate, was taken up by Representative Ruth.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Anderson	Andrews	Bahr	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brown 57
Chipman	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Rhoads	Roden	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Burnett	Burns	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 034

Alferman	Austin	Barnes 60	Barnes 28	Beck
Brattin	Brown 27	Christofanelli	Conway 104	Cookson
Cross	Fitzpatrick	Gray	Green	Haefner
Helms	Kendrick	Kolkmeier	Lant	Lauer
Meredith 71	Messenger	Miller	Mitten	Nichols

Peters	Phillips	Pogue	Reiboldt	Roeber
Rone	Trent	White	Mr. Speaker	

VACANCIES: 002

On motion of Representative Ruth, **SS#2 HCS HB 1796, as amended**, was adopted by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Wood				

NOES: 007

Beard	Eggleston	Hurst	Kidd	Marshall
Moon	Roden			

PRESENT: 000

ABSENT WITH LEAVE: 028

Austin	Barnes 60	Beck	Brattin	Brown 27
Conway 10	Conway 104	Cookson	Cross	Gray
Green	Helms	Kendrick	Lant	Lauer
McCann Beatty	Meredith 71	Messenger	Mitten	Nichols
Peters	Phillips	Pietzman	Pogue	Reiboldt
Roeber	White	Mr. Speaker		

VACANCIES: 002

On motion of Representative Ruth, **SS#2 HCS HB 1796, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 006

Beard	Eggleston	Hurst	Kidd	Marshall
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brattin	Brown 27	Conway 104
Cookson	Cross	Gray	Green	Helms
Kendrick	Lauer	McCann Beatty	Meredith 71	Messenger
Mitten	Nichols	Peters	Pogue	Redmon
Reiboldt	Roeber	White		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1809**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SCS SBs 807 & 577, as amended**, and has taken up and passed **CCS HCS SCS SBs 807 & 577**.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1872, relating to broadband internet service, was taken up by Representative Johnson.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Rehder	Reisch
Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson		

NOES: 037

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 031

Adams	Barnes 60	Brattin	Brown 27	Cookson
Cross	Dogan	Ellington	Gannon	Gray
Green	Kelley 127	Kendrick	Knight	Lauer
Marshall	Meredith 71	Messenger	Nichols	Peters

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Phillips	Pogue	Quade	Redmon	Reiboldt
Roeber	Shull 16	Spencer	White	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Johnson, **SS HCS HB 1872** was adopted by the following vote:

AYES: 126

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wilson				

NOES: 008

Bahr	Christofanelli	Hurst	Marshall	Moon
Stacy	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 027

Adams	Barnes 60	Brattin	Brown 27	Cookson
Cross	Curtman	Gray	Green	Higdon
Kelley 127	Kendrick	Lauer	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Redmon
Reiboldt	Reisch	Roeber	Walker 74	White
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Johnson, **SS HCS HB 1872** was truly agreed to and finally passed by the following vote:

AYES: 129

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Curtis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Fraker	Francis	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Washington	Wessels	Wiemann	Wilson	

NOES: 009

Bahr	Christofanelli	Curtman	Fitzpatrick	Hurst
Marshall	Moon	Stacy	Unsicker	

PRESENT: 000

ABSENT WITH LEAVE: 023

Alferman	Barnes 60	Brattin	Brown 27	Cookson
Cross	Davis	Franklin	Gray	Green
Kendrick	Lauer	Meredith 71	Messenger	Nichols
Peters	Pogue	Reiboldt	Shumake	Walker 74
White	Wood	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS#2 HB 1503, relating to military affairs, was taken up by Representative Dohrman.

On motion of Representative Dohrman, **SCS HCS#2 HB 1503** was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 022

Baringer	Barnes 60	Brattin	Brown 27	Brown 57
Cookson	Cross	Gannon	Gray	Green
Kendrick	Lant	Lauer	Meredith 71	Messenger
Nichols	Peters	Pfautsch	Pogue	White
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Dohrman, **SCS HCS#2 HB 1503** was truly agreed to and finally passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wiemann	Wilson

NOES: 004

Conway 10	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Brattin	Brown 27	Brown 57	Cookson
Cross	Fraker	Gannon	Gray	Green
Haefner	Kendrick	Lauer	Meredith 71	Messenger
Newman	Nichols	Peters	Pfautsch	Pogue
Reisch	Shumake	Swan	Wessels	White
Wood	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SCS HB 2347, relating to the designation of memorial infrastructure, was taken up by Representative Davis.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins

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Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kidd	Knight
Kolkmeier	Korman	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson				

NOES: 035

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Ellington	Franks Jr	Harris
Lavender	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Smith 85	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Bondon	Brattin	Brown 27	Cookson
Cross	Curtis	Gannon	Gray	Green
Kelly 141	Kendrick	Lauer	May	Meredith 71
Messenger	Nichols	Peters	Phillips	Pogue
Rowland 29	Stevens 46	White	Wood	Mr. Speaker

VACANCIES: 002

On motion of Representative Davis, **SCS HB 2347** was adopted by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kidd

Knight	Kolkmeier	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wilson	Mr. Speaker

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brattin	Brown 27	Cookson	Cross
Curtis	Gray	Green	Johnson	Kendrick
Lauer	Meredith 71	Messenger	Nichols	Peters
Pogue	Shaul 113	White	Wiemann	Wood

VACANCIES: 002

On motion of Representative Davis, **SCS HB 2347** was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Merideth 80	Miller	Mitten
Moon	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon

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Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Mr. Speaker

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brattin	Brown 27	Cookson	Cross
Curtis	Gannon	Gray	Green	Kendrick
Lauer	Meredith 71	Messenger	Morgan	Morris 140
Newman	Peters	Pogue	White	Wood

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1388, relating to sports contests, was taken up by Representative Gregory.

On motion of Representative Gregory, **SS SCS HCS HB 1388** was adopted by the following vote:

AYES: 107

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Basye
Bernskoetter	Berry	Black	Bondon	Brown 57
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McGaugh	McGee
Merideth 80	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 163	Sommer

Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wiemann	Wilson			

NOES: 028

Bahr	Barnes 28	Beck	Burnett	Chipman
Curtis	Curtman	Eggleston	Frederick	Hurst
Johnson	Kelly 141	Lavender	Marshall	McCann Beatty
McCreery	McDaniel	Miller	Moon	Mosley
Pierson Jr	Pietzman	Roden	Ross	Smith 85
Spencer	Stacy	Taylor		

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes 60	Beard	Brattin	Brown 27	Cookson
Corlew	Cross	Gray	Green	Kendrick
Korman	Lauer	Meredith 71	Messenger	Newman
Peters	Pogue	Rehder	Roeber	Rone
Shaul 113	Washington	Wessels	White	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Gregory, **SS SCS HCS HB 1388** was truly agreed to and finally passed by the following vote:

AYES: 109

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brown 57	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Merideth 80	Mitten	Morgan	Morris 140
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wiemann	Wilson	

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NOES: 031

Bahr	Burnett	Burns	Chipman	Curtis
Curtman	Eggleston	Franklin	Frederick	Helms
Hurst	Johnson	Kelly 141	Kidd	Marshall
McCreery	McDaniel	Miller	Moon	Mosley
Pierson Jr	Pietzman	Remole	Roden	Roeber
Ross	Smith 85	Spencer	Stacy	Taylor
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Beard	Brattin	Brown 27	Cookson
Cross	Dohrman	Gray	Green	Kendrick
Lauer	Meredith 71	Messenger	Morse 151	Newman
Peters	Pogue	Washington	White	Wood
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS SCS HCS HBs 2280, 2120, 1468 & 1616, relating to MO HealthNet benefits for pregnant women, was taken up by Representative Haefner.

On motion of Representative Haefner, **SS SCS HCS HBs 2280, 2120, 1468 & 1616** was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson			

NOES: 006

Curtman	Fitzpatrick	Hill	Hurst	Marshall
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Bondon	Brattin	Brown 27
Conway 104	Cookson	Corlew	Cross	Dogan
Gray	Green	Grier	Kendrick	Lauer
Lavender	Matthiesen	Messenger	Newman	Peters
Pike	Pogue	Rowland 155	Smith 163	Wessels
White	Wood	Mr. Speaker		

VACANCIES: 002

On motion of Representative Haefner, **SS SCS HCS HBs 2280, 2120, 1468 & 1616** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wiemann	Wilson		

NOES: 006

Curtman	Fitzpatrick	Hill	Hurst	Marshall
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Bondon	Brattin	Brown 27	Cookson
Cross	Gray	Green	Kendrick	Lauer
Lavender	Messenger	Newman	Peters	Pogue
Reisch	Rowland 155	Washington	Wessels	White
Wood	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SS SCS HB 1769, relating to the offense of filing false documents, was taken up by Representative Mathews.

On motion of Representative Mathews, **SS SCS HB 1769** was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Morgan	Morris 140	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson			

NOES: 005

Curtis	Franks Jr	Hurst	Marshall	Moon
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PRESENT: 001

Carpenter

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 27	Cookson	Cross
Davis	Gray	Haefner	Kendrick	Kolkmeyer
Lauer	Messenger	Mitten	Morse 151	Newman
Peters	Pogue	Redmon	Shaul 113	Wessels
White	Wood	Mr. Speaker		

VACANCIES: 002

On motion of Representative Mathews, **SS SCS HB 1769** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wiemann	Wilson		

NOES: 006

Curtis	Franks Jr	Hurst	Marshall	Merideth 80
Moon				

PRESENT: 001

Carpenter

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Cookson	Corlew
Cross	Davis	Fraker	Gray	Kendrick
Lauer	Messenger	Newman	Peters	Pogue
Rowland 29	Sommer	Wessels	White	Wood
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS IN CONFERENCE

CCR HCS SCS SB 718, as amended, relating to health care, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **CCR HCS SCS SB 718, as amended**, was adopted by the following vote:

AYES: 133

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wilson		

NOES: 006

Ellington Smith 85	Hurst	Kidd	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 022

Anders	Barnes 60	Brattin	Brown 27	Cookson
Cross	Gray	Gregory	Kendrick	Lauer
Marshall	Messenger	Newman	Peters	Pietzman
Pogue	Remole	Roeber	Schroer	White
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Rhoads, **CCS HCS SCS SB 718** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wilson		

NOES: 006

Ellington Smith 85	Hurst	Kidd	Marshall	Moon
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PRESENT: 000

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ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 27	Cookson	Cross
Gray	Gregory	Kendrick	Lauer	Mathews
McGee	Messenger	Newman	Peters	Pietzman
Pogue	Roeber	Schroer	Spencer	White
Wood	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

Representative Chipman assumed the Chair.

The emergency clause was adopted by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wiemann	

NOES: 009

Eggleston	Ellington	Hurst	Kidd	Marshall
Moon	Smith 85	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brattin	Brown 27	Cookson	Cross
Gray	Kendrick	Lauer	Messenger	Newman

Peters	Pietzman	Pogue	Roeber	Schroer
White	Wood	Mr. Speaker		

VACANCIES: 002

CCR SB 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2, as amended, relating to taxation, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **CCR SB 884, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2, as amended**, was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wood			

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burns	Butler	Carpenter
Curtis	Ellebracht	Ellington	Franks Jr	Green
Harris	Lavender	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 27	Burnett	Conway 10
Cookson	Cross	Curtman	Gray	Kendrick
Lauer	McDaniel	Messenger	Peters	Pietzman

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Pogue	Rhoads	Tate	Walker 74	White
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Wiemann, **CCS SB 884** was truly agreed to and finally passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	Wiemann	Wilson
Wood				

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burns	Butler	Carpenter
Curtis	Ellebracht	Ellington	Franks Jr	Green
Harris	Lavender	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Burnett	Conway 10	Cookson
Cross	Curtman	Frederick	Gray	Helms
Kendrick	Kolkmeyer	Lauer	McDaniel	Messenger
Peters	Pietzman	Pogue	Rhoads	Tate
Walker 74	White	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

CCR HCS SB 655, as amended, relating to the protection of children, was taken up by Representative Bahr.

On motion of Representative Bahr, **CCR HCS SB 655, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 57	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Washington	Wessels	Wiemann	Wilson
Wood				

NOES: 004

Hurst	Marshall	Moon	Walsh
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PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Bondon	Brown 27	Burnett	Conway 10
Cookson	Cross	Curtman	Gray	Haahr
Kendrick	Lauer	Messenger	Peters	Pietzman
Pogue	Rhoads	Rowland 29	Walker 74	White
Mr. Speaker				

VACANCIES: 002

On motion of Representative Bahr, **CCS HCS SB 655** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 57	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Bondon	Brown 27	Burnett	Conway 10
Cookson	Cross	Curtman	Gray	Green
Haahr	Kendrick	Lauer	Messenger	Morse 151
Peters	Pietzman	Pogue	Rhoads	Walker 74
Walsh	White	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

CCR HCS SB 951, as amended, relating to health care, was taken up by Representative Bondon.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Bondon, **CCR HCS SB 951, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kidd	Knight
Kolkmeyer	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	Merideth 80	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remote	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
Wilson				

NOES: 002

Hurst	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brown 27	Cookson	Cross	Curtman
DeGroot	Evans	Gray	Higdon	Kelly 141
Kendrick	Lauer	Marshall	McGaugh	McGee
Meredith 71	Messenger	Miller	Peters	Pietzman
Pogue	Redmon	Rhoads	Walker 74	White
Wiemann	Wood	Mr. Speaker		

VACANCIES: 002

On motion of Representative Bondon, **CCS HCS SB 951** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57

Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Mosley	Muntzel
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	Wiemann
Wilson	Wood			

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Cookson	Cross	Curtman
Gray	Higdon	Houghton	Kendrick	McGee
Messenger	Morse 151	Neely	Peters	Pietzman
Pogue	Rhoads	Shaul 113	Walker 74	White
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SS SCS SB 843, as amended, relating to the existence of certain state boards and commissions, was taken up by Representative Ross.

On motion of Representative Ross, **CCR HCS SS SCS SB 843, as amended**, was adopted by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104

Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Mitten	Morgan	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Schroer	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wilson

NOES: 005

Barnes 28	Bondon	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Brattin	Brown 27	Cookson	Cross
Curtman	Fraker	Gray	Gregory	Higdon
Kendrick	Kolkmeier	Meredith 71	Messenger	Morris 140
Morse 151	Newman	Peters	Pietzman	Pike
Plocher	Pogue	Rhoads	Ruth	Shaul 113
Shull 16	Spencer	Walker 74	White	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Ross, **CCS HCS SS SCS SB 843** was truly agreed to and finally passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Houx	Johnson

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Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wilson	Wood			

NOES: 005

Barnes 28	Hurst	Marshall	Moon	Washington
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PRESENT: 000

ABSENT WITH LEAVE: 024

Barnes 60	Brown 27	Cookson	Cross	Curtman
Franklin	Gray	Higdon	Hill	Kendrick
Kidd	Love	Messenger	Newman	Peters
Pietzman	Pogue	Rhoads	Schroer	Shull 16
Stephens 128	Walker 74	White	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR SB 819, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2 and House Amendment No. 4, relating to the protection of children, was taken up by Representative Neely.

On motion of Representative Neely, **CCR SB 819, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 2 to House Amendment No. 1, House Amendment No. 1, as amended, House Amendment No. 2 and House Amendment No. 4,** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Davis
Dinkins	Dogan	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon

Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 023

Bahr	Barnes 60	Brattin	Brown 27	Cookson
Cross	Curtman	DeGroot	Dohrman	Gray
Higdon	Kendrick	Kidd	Korman	McDaniel
Messenger	Newman	Peters	Pogue	Rhoads
Shull 16	Walker 74	White		

VACANCIES: 002

On motion of Representative Neely, **CCS SB 819** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80

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Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 022

Bahr	Barnes 60	Brown 27	Cookson	Cross
Curtman	DeGroot	Ellington	Engler	Gray
Gregory	Higdon	Kendrick	McGee	Messenger
Newman	Peters	Pogue	Rhoads	Shull 16
Wessels	White			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SCS SBs 807 & 577, as amended, relating to higher education, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **CCR HCS SCS SBs 807 & 577, as amended**, was adopted by the following vote:

AYES: 108

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Berry	Black
Brown 57	Burnett	Burns	Butler	Carpenter
Conway 10	Conway 104	Corlew	Cornejo	Davis
Dogan	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Houghton	Houx	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lavender	Lichtenegger	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Morgan	Morris 140	Morse 151
Mosley	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Roberts

Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	Wood		

NOES: 030

Bahr	Basye	Bondon	Brattin	Chipman
Christofanelli	Curtis	DeGroot	Eggleston	Ellington
Franks Jr	Helms	Hill	Hurst	Love
Marshall	McDaniel	Miller	Moon	Muntzel
Neely	Pietzman	Reisch	Roden	Roeber
Smith 163	Spencer	Taylor	Trent	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Cookson	Cross	Curtman
Dinkins	Gray	Higdon	Johnson	Kendrick
Korman	Lauer	Messenger	Mitten	Newman
Peters	Pogue	Rhoads	Shull 16	Walker 74
White	Wilson	Mr. Speaker		

VACANCIES: 002

On motion of Representative Lichtenegger, **CCS HCS SCS SBs 807 & 577** was truly agreed to and finally passed by the following vote:

AYES: 109

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Berry	Black
Brown 57	Burnett	Burns	Butler	Carpenter
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Davis	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Henderson	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Morgan
Morris 140	Morse 151	Mosley	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Revis	Roberts	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 85	Sommer	Stephens 128	Stevens 46
Swan	Tate	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wood	

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NOES: 031

Bahr	Basye	Bondon	Brattin	Chipman
Christofanelli	Curtis	DeGroot	Eggleston	Ellington
Franks Jr	Helms	Hill	Hurst	Love
Marshall	McDaniel	Miller	Moon	Muntzel
Pietzman	Reisch	Remole	Roden	Roeber
Smith 163	Spencer	Stacy	Taylor	Trent
Wiemann				

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Cross	Curtman	Gray
Higdon	Johnson	Kendrick	Lauer	Merideth 80
Messenger	Mitten	Newman	Peters	Pogue
Rhoads	Shaul 113	Walker 74	White	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 37, relating to the Bangert Island Riverfront Transformational Project, was taken up by Representative Matthiesen.

On motion of Representative Matthiesen, **SCR 37** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis

Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wood

NOES: 005

Ellington	Marshall	Moon	Roeber	Taylor
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PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Bondon	Brown 27	Chipman	Cross
Curtis	Curtman	Gray	Higdon	Kendrick
Lauer	Messenger	Mitten	Newman	Peters
Pogue	Rhoads	Walker 74	White	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 50, relating to the replacement of a statue in the Statuary Hall of the Capitol of the United States, was taken up by Representative Andrews.

On motion of Representative Andrews, the title of **SCR 50** was agreed to.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Cookson	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Moon	Morgan
Morris 140	Muntzel	Neely	Pfautsch	Pietzman

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Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Green
Harris	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Mosley	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Brattin	Brown 27	Chipman	Christofanelli
Conway 104	Cross	Curtis	Curtman	DeGroot
Evans	Gray	Haahr	Haefner	Kendrick
Korman	Meredith 71	Messenger	Morse 151	Newman
Peters	Phillips	Pogue	Reisch	Rhoads
Shaul 113	Smith 163	Walker 74	Wessels	White

VACANCIES: 002

On motion of Representative Andrews, **SCR 50** was truly agreed to and finally passed by the following vote:

AYES: 124

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 017

Adams	Barnes 28	Beck	Curtis	Ellington
Franks Jr	Green	Merideth 80	Mosley	Nichols
Pierson Jr	Quade	Roberts	Smith 85	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 020

Baringer	Barnes 60	Brown 27	Chipman	Cross
Curtman	Fitzwater	Gray	Haahr	Kendrick
Korman	Messenger	Morse 151	Newman	Peters
Phillips	Pogue	Rhoads	Walker 74	White

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1831** entitled:

An act to repeal section 144.049, RSMo, and to enact in lieu thereof one new section relating to a sales tax holiday.

With Senate Amendment No. 2.

Senate Amendment No. 2

AMEND House Bill No. 1831, Page 1, Section Title, Lines 2-3, by striking “a sales tax holiday” and inserting in lieu thereof “sales taxes”; and

Further amend said bill and page, Section A, Line 2, by inserting after all of said line the following:

“144.011. 1. For purposes of sections 144.010 to 144.525 and 144.600 to 144.748, and the taxes imposed thereby, the definition of “retail sale” or “sale at retail” shall not be construed to include any of the following:

(1) The transfer by one corporation of substantially all of its tangible personal property to another corporation pursuant to a merger or consolidation effected under the laws of the state of Missouri or any other jurisdiction;

(2) The transfer of tangible personal property incident to the liquidation or cessation of a taxpayer's trade or business, conducted in proprietorship, partnership or corporate form, except to the extent any transfer is made in the ordinary course of the taxpayer's trade or business;

(3) The transfer of tangible personal property to a corporation solely in exchange for its stock or securities;

(4) The transfer of tangible personal property to a corporation by a shareholder as a contribution to the capital of the transferee corporation;

(5) The transfer of tangible personal property to a partnership solely in exchange for a partnership interest therein;

(6) The transfer of tangible personal property by a partner as a contribution to the capital of the transferee partnership;

(7) The transfer of tangible personal property by a corporation to one or more of its shareholders as a dividend, return of capital, distribution in the partial or complete liquidation of the corporation or distribution in redemption of the shareholder's interest therein;

(8) The transfer of tangible personal property by a partnership to one or more of its partners as a current distribution, return of capital or distribution in the partial or complete liquidation of the partnership or of the partner's interest therein;

(9) The transfer of reusable containers used in connection with the sale of tangible personal property contained therein for which a deposit is required and refunded on return;

(10) The purchase by persons operating eating or food service establishments, of items of a nonreusable nature which are furnished to the customers of such establishments with or in conjunction with the retail sales of their food or beverage. Such items shall include, but not be limited to, wrapping or packaging materials and nonreusable paper, wood, plastic and aluminum articles such as containers, trays, napkins, dishes, silverware, cups, bags, boxes, straws, sticks and toothpicks;

(11) The purchase by persons operating hotels, motels or other transient accommodation establishments, of items of a nonreusable nature which are furnished to the guests in the guests' rooms of such establishments and such items are included in the charge made for such accommodations. Such items shall include, but not be limited to, soap, shampoo, tissue and other toiletries and food or confectionery items offered to the guests without charge;

(12) The transfer of a manufactured home other than:

(a) A transfer which involves the delivery of the document known as the "Manufacturer's Statement of Origin" to a person other than a manufactured home dealer, as defined in section 700.010, for purposes of allowing such person to obtain a title to the manufactured home from the department of revenue of this state or the appropriate agency or officer of any other state;

(b) A transfer which involves the delivery of a "Reposessed Title" to a resident of this state if the tax imposed by sections 144.010 to 144.525 was not paid on the transfer of the manufactured home described in paragraph (a) of this subdivision;

(c) The first transfer which occurs after December 31, 1985, if the tax imposed by sections 144.010 to 144.525 was not paid on any transfer of the same manufactured home which occurred before December 31, 1985; or

(13) Charges for initiation fees or dues to:

(a) Fraternal beneficiaries societies, or domestic fraternal societies, orders or associations operating under the lodge system a substantial part of the activities of which are devoted to religious, charitable, scientific, literary, educational or fraternal purposes; ~~or~~

(b) Posts or organizations of past or present members of the Armed Forces of the United States or an auxiliary unit or society of, or a trust or foundation for, any such post or organization substantially all of the members of which are past or present members of the Armed Forces of the United States or who are cadets, spouses, widows, or widowers of past or present members of the Armed Forces of the United States, no part of the net earnings of which inures to the benefit of any private shareholder or individual; **or**

(c) Nonprofit organizations exempt from taxation under Section 501(c)(7) of the Internal Revenue Code of 1986, as amended.

2. The assumption of liabilities of the transferor by the transferee incident to any of the transactions enumerated in the above subdivisions (1) to (8) of subsection 1 of this section shall not disqualify the transfer from the exclusion described in this section, where such liability assumption is related to the property transferred and where the assumption does not have as its principal purpose the avoidance of Missouri sales or use tax."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS#2 SCS SB 590, as amended**, and has taken up and passed **CCS SS#2 SCS SB 590**.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1831, with Senate Amendment No. 2 - Fiscal Review

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

SCR 36, relating to Shingles Awareness and Prevention Month in Missouri, was taken up by Representative Kidd.

On motion of Representative Kidd, the title of **SCR 36** was agreed to.

On motion of Representative Kidd, **SCR 36** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
Wiemann	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Barnes 60	Brown 27	Cross	Curtman
Gray	Kendrick	Korman	McDaniel	Messenger
Miller	Newman	Peters	Pogue	Rhoads
Walker 74	White	Wilson		

VACANCIES: 002

Speaker Richardson declared the bill passed.

BILLS IN CONFERENCE

CCR SS#2 SCS SB 590, with House Amendment No. 1, relating to historic buildings, was taken up by Representative Rehder.

On motion of Representative Rehder, **CCR SS#2 SCS SB 590, with House Amendment No. 1**, was adopted by the following vote:

AYES: 115

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haefner	Harris	Helms	Henderson	Higdon
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McDaniel	McGaugh	McGee	Miller
Moon	Morris 140	Morse 151	Neely	Nichols
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 026

Bangert	Barnes 28	Beck	Berry	Butler
Carpenter	Cookson	Ellington	Franks Jr	Kidd
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Smith 85
Unsicker				

PRESENT: 001

Hannegan

ABSENT WITH LEAVE: 019

Brown 27	Cross	DeGroot	Gray	Haahr
Hansen	Houx	Kendrick	Kolkmeier	Korman
Mathews	Messenger	Muntzel	Peters	Pietzman
Pogue	Rhoads	Walker 74	White	

VACANCIES: 002

On motion of Representative Rehder, **CCS SS#2 SCS SB 590** was truly agreed to and finally passed by the following vote:

AYES: 113

Alferman	Anders	Anderson	Andrews	Bahr
Baringer	Barnes 60	Basye	Beard	Bernskoetter
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haefner	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	McGee	Miller	Moon
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 029

Arthur	Bangert	Barnes 28	Beck	Berry
Butler	Carpenter	Cookson	Ellebracht	Ellington
Franks Jr	Kidd	May	McCann Beatty	McCreery
Meredith 71	Meredith 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Smith 85	Unsicker	Washington	

PRESENT: 001

Hannegan

ABSENT WITH LEAVE: 018

Adams	Austin	Brown 27	Cross	DeGroot
Gray	Haahr	Kendrick	Korman	Lauer
Messenger	Muntzel	Peters	Pogue	Rhoads
Rone	Walker 74	White		

VACANCIES: 002

Speaker Richardson declared the bill passed.

RECESS

On motion of Representative Vescovo, the House recessed until 4:10 p.m.

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1250, as amended, relating to trusts and estates, was taken up by Representative Plocher.

On motion of Representative Plocher, **SCS HB 1250, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Kelley 127	Kelly 141	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Neely	Newman	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Mr. Speaker				

NOES: 002

Hurst Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Brown 27	Carpenter	Cookson	Cross	Curtis
Ellington	Gray	Green	Grier	Haefner
Justus	Kendrick	Kidd	Korman	Lynch
Messenger	Muntzel	Nichols	Peters	Pogue
Redmon	Rhoads	Rowland 155	Shull 16	Smith 85
Stephens 128	White	Wood		

VACANCIES: 002

On motion of Representative Plocher, **SCS HB 1250, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roerber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Hurst Moon

PRESENT: 000

ABSENT WITH LEAVE: 021

Brown 27	Carpenter	Cookson	Cross	Curtis
Ellington	Gray	Green	Grier	Haefner
Kelley 127	Kendrick	Kidd	Korman	Messenger
Nichols	Peters	Pogue	Rhoads	Rowland 155
White				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

Speaker Richardson resumed the Chair.

THIRD READING OF SENATE CONCURRENT RESOLUTIONS

SCR 53, relating to the establishment of the Joint Committee on the Review of the Plant Industries Division, was taken up by Representative Houghton.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brown 57
Chipman	Christofanelli	Cookson	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Knight	Kolkmeyer	Lant	Lauer
Love	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfausch	Phillips	Pietzman	Pike
Rehder	Reiboldt	Reisch	Remole	Roden
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Conway 10	Ellebracht	Ellington	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 034

Alferman	Barnes 60	Bernskoetter	Brattin	Brown 27
Carpenter	Conway 104	Corlew	Cross	Curtis
Curtman	Fitzpatrick	Gray	Green	Grier
Haefner	Helms	Kelly 141	Kendrick	Kidd
Korman	Lichtenegger	Lynch	Messenger	Neely
Nichols	Peters	Plocher	Pogue	Redmon
Rhoads	Roeber	Trent	White	

VACANCIES: 002

On motion of Representative Houghton, **SCR 53** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Mosley	Muntzel
Neely	Newman	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brattin	Brown 27	Carpenter	Cross
Curtis	Curtman	Engler	Franks Jr	Gray

Green	Grier	Haefner	Kendrick	Lynch
Messenger	Morse 151	Nichols	Peters	Plocher
Pogue	Rhoads	Swan	Vescovo	White

VACANCIES: 002

Speaker Richardson declared the bill passed.

SIGNING OF SENATE CONCURRENT RESOLUTION

All other business of the House was suspended while **SCR 49** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1831, with Senate Amendment No. 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 881, as amended**, and has taken up and passed **CCS HCS SS SB 881**.

HOUSE BILLS WITH SENATE AMENDMENTS

HB 1831, with Senate Amendment No. 2, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, the House concurred in **Senate Amendment No. 2 to HB 1831** by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 27	Cornejo	Cross
Curtis	Curtman	Gray	Green	Grier
Haefner	Kendrick	Messenger	Nichols	Peters
Plocher	Pogue	Rhoads	Shull 16	Washington
White				

VACANCIES: 002

On motion of Representative Ruth, **HB 1831, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

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Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Cornejo
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Conway 104	Cross	Curtman
Gray	Haefner	Kendrick	Messenger	Newman
Nichols	Peters	Plocher	Pogue	Redmon
Rhoads	Rowland 155	Shull 16	Smith 163	Washington
White				

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS SCS HB 1446, relating to elections, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **SS SCS HB 1446** was adopted by the following vote:

AYES: 105

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Baye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Cookson	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Morris 140	Morse 151	Neely
Pfautsch	Phillips	Pietzman	Pike	Redmon
Rehder	Reisch	Remole	Revis	Roden
Roerber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Mr. Speaker

NOES: 038

Adams	Bangert	Barnes 28	Beck	Burnett
Burns	Butler	Carpenter	Curtis	Ellington
Franks Jr	Gannon	Green	Hurst	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Conway 104	Cross	Gray	Haahr
Haefner	Kendrick	Messenger	Miller	Muntzel
Peters	Plocher	Pogue	Reiboldt	Rhoads
Smith 163	White	Wood		

VACANCIES: 002

On motion of Representative Eggleston, **SS SCS HB 1446** was truly agreed to and finally passed by the following vote:

AYES: 106

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Cornejo	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Morris 140	Morse 151	Neely	Pfautsch

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Phillips	Pietzman	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 033

Bangert	Beck	Burnett	Burns	Butler
Carpenter	Curtis	Ellington	Franks Jr	Gannon
Green	Hurst	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Mosley	Nichols	Pierson Jr	Quade
Razer	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 28	Brown 27	Cookson	Corlew	Cross
DeGroot	Gray	Haahr	Haefner	Hansen
Kendrick	Messenger	Miller	Morgan	Muntzel
Newman	Peters	Pike	Plocher	Pogue
Rhoads	White			

VACANCIES: 002

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 109

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Barnes 60	Barnes 28	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McDaniel	McGaugh	Miller	Morris 140
Morse 151	Neely	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer

Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 038

Adams	Arthur	Bangert	Beck	Berry
Burnett	Burns	Butler	Carpenter	Curtis
Ellington	Gannon	Green	Harris	Hurst
Lavender	Marshall	May	McCreery	McGee
Meredith 71	Merideth 80	Moon	Morgan	Mosley
Newman	Nichols	Pfautsch	Pierson Jr	Quade
Razer	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 27	Cross	Gray	Haefner	Kendrick
Korman	Messenger	Mitten	Muntzel	Peters
Plocher	Pogue	Rhoads	White	

VACANCIES: 002

Speaker Pro Tem Haahr resumed the Chair.

BILLS IN CONFERENCE

CCR HCS SS SB 881, as amended, relating to transportation, was taken up by Representative Davis.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely

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Pfautsch	Phillips	Pietzman	Pike	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Walker 3	Walsh
Wiemann	Wood	Mr. Speaker		

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Lavender	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bondon	Brown 27	Cross	DeGroot	Gray
Haahr	Haefner	Kendrick	Kidd	Kolkmeier
Lauer	Mathews	McGee	Messenger	Newman
Peters	Plocher	Pogue	Rhoads	Vescovo
White	Wilson			

VACANCIES: 002

On motion of Representative Davis, **CCR HCS SS SB 881, as amended**, was adopted by the following vote:

AYES: 088

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 60	Basye	Bernskoetter	Berry	Black
Brattin	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fraker	Francis	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Houghton	Houx	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Korman
Lant	Lichtenegger	Lynch	Mathews	Matthiesen
McGaugh	Morse 151	Muntzel	Neely	Nichols
Phillips	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Mr. Speaker		

NOES: 057

Alferman	Anders	Arthur	Bangert	Barnes 28
Beard	Beck	Brown 57	Burnett	Burns
Butler	Carpenter	Corlew	Cornejo	Curtis
Curtman	Dogan	Ellington	Fitzwater	Franklin
Franks Jr	Frederick	Harris	Hill	Hurst
Johnson	Lavender	Love	Marshall	May
McCann Beatty	McCreery	McDaniel	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Mosley	Pfautsch	Pierson Jr	Pietzman	Revis
Roberts	Roeber	Runions	Smith 85	Stacy
Stephens 128	Stevens 46	Taylor	Unsicker	Walker 74
Washington	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 016

Adams	Bondon	Brown 27	Cross	Gray
Haefner	Kendrick	Kidd	Lauer	McGee
Messenger	Newman	Peters	Pogue	Rhoads
White				

VACANCIES: 002

On motion of Representative Davis, **CCS HCS SS SB 881** was truly agreed to and finally passed by the following vote:

AYES: 088

Anderson	Andrews	Austin	Bahr	Bangert
Baringer	Basye	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fraker	Francis	Gannon	Green	Gregory
Haahr	Hannegan	Hansen	Helms	Henderson
Higdon	Houghton	Houx	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Korman	Lant
Lichtenegger	Lynch	Matthiesen	McDaniel	McGaugh
Morris 140	Morse 151	Muntzel	Neely	Nichols
Phillips	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Swan	Tate
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Mr. Speaker		

NOES: 057

Adams	Alferman	Anders	Arthur	Barnes 60
Barnes 28	Beard	Beck	Bernskoetter	Brown 57
Burnett	Butler	Carpenter	Corlew	Cornejo
Curtis	Curtman	Dogan	Ellington	Fitzwater

Franklin	Franks Jr	Frederick	Harris	Hill
Hurst	Johnson	Lavender	Love	Marshall
Mathews	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Mosley	Pfautsch	Pierson Jr	Pietzman
Revis	Roberts	Roeber	Runions	Stacy
Stephens 128	Stevens 46	Taylor	Unsicker	Walker 74
Washington	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Burns	Cross	Gray	Grier
Haefner	Kendrick	Kidd	Lauer	Messenger
Newman	Peters	Pogue	Rhoads	Smith 85
White				

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 1350, as amended**, and has taken up and passed **CCS SS SCS HB 1350**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 1719, as amended**, and has taken up and passed **CCS SS SCS HB 1719**.

THIRD READING OF SENATE JOINT RESOLUTIONS

SJR 27, relating to members of the general assembly, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SJR 27** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Joint Resolution No. 27, Page 1, Section 8, Lines 4-5, by deleting the phrase "December [~~3, 1992~~]
6, 2018" and inserting in lieu thereof the phrase "December 3, 1992"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Korman	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McDaniel	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Franks Jr	Harris
Lavender	May	McCann Beatty	McCreery	Meredith 71
Merideth 80	Mitten	Morgan	Newman	Nichols
Quade	Razer	Revis	Roberts	Rone
Rowland 29	Runions	Smith 85	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Brown 27	Brown 57	Burns	Cross	Curtman
Ellington	Gray	Green	Haefner	Hansen
Kendrick	Kolkmeyer	Lant	Lauer	Mathews
McGaugh	McGee	Messenger	Miller	Moon
Morris 140	Mosley	Peters	Pierson Jr	Pietzman
Pogue	Rhoads	Smith 163	Stevens 46	White

VACANCIES: 002

Representative Eggleston moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Eggleston:

AYES: 069

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Beard	Bernskoetter	Berry
Butler	Carpenter	Christofanelli	Conway 10	Cornejo
Davis	DeGroot	Dinkins	Eggleston	Evans

Fitzpatrick	Fitzwater	Fraker	Franks Jr	Grier
Haahr	Hannegan	Henderson	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Korman	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Mitten	Morgan	Morris 140
Morse 151	Newman	Nichols	Pietzman	Plocher
Rehder	Revis	Roberts	Roeber	Ross
Runions	Schroer	Shaul 113	Smith 163	Stacy
Unsicker	Vescovo	Washington	Mr. Speaker	

NOES: 077

Adams	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Black	Bondon	Brattin
Burnett	Chipman	Conway 104	Cookson	Corlew
Curtis	Curtman	Dogan	Dohrman	Ellebracht
Ellington	Engler	Francis	Franklin	Frederick
Green	Gregory	Hansen	Harris	Helms
Higdon	Hill	Houghton	Knight	Kolkmeier
Lant	Lichtenegger	Marshall	Meredith 71	Merideth 80
Miller	Moon	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Roden	Rone	Rowland 155	Rowland 29	Ruth
Shull 16	Shumake	Smith 85	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walker 74	Walsh	Wessels	Wiemann
Wilson	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Brown 57	Burns	Cross	Gannon
Gray	Haefner	Kendrick	Lauer	Messenger
Peters	Pogue	Rhoads	Stevens 46	White

VACANCIES: 002

Representative Ross offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Joint Resolution No. 27, Page 1, Line 5, by deleting the word "amendment" and inserting in lieu thereof the word "amendments"; and

Further amend said bill, Page 2, Line 13, by inserting after all of said line the following:

"Section B. Section 10, article III, Constitution of Missouri, is repealed and three new sections adopted in lieu thereof, to be known as sections 2(a), 10, and 10(a), to read as follows:

Section 2(a). Only citizens of the United States of America shall be counted as part of the population of this state in making apportionments of the districts of the house of representatives and senate under sections 2, 5, 7, and 10 of this article. If the decennial census of the United States of America fails to provide an enumeration of the Missouri population of citizens, then a reliable estimate or estimated range provided by the United States Census Bureau or its successor or assigns, even if such estimate is not made as part of the

decennial census, shall be used. If neither of these sources are available, the total population of the state as reported by the decennial census of the United States shall be the population of this state in making apportionments of the districts of the house of representatives and senate under sections 2, 5, 7, and 10 of this article.

Section 10. Subject to the provisions of section 2(a) of this article, the last decennial census of the United States shall be used in apportioning representatives and determining the population of senatorial and representative districts. Such districts may be altered from time to time as public convenience may require.

Section 10(a). A reapportionment official shall accept no compensation or other thing of value for the performance of his or her official duties from any political committee, candidate, corporation, labor union, or private or public source other than the official compensation that is appropriated by the general assembly, as set forth in the remainder of this section. If funds are appropriated, all officials appointed as partisans shall be entitled to the compensation and expenses otherwise set forth in this constitution, and all officials appointed as nonpartisans, if any, shall be entitled to a compensation of double the rate for officials appointed as partisans, and expenses. If the general assembly has failed to make an appropriation of the full measure of funds allowed by this constitution, expressly identifying in the appropriation each reapportionment office to be funded and duties to be performed by each office, before the reapportionment start date, then the commissions for the reapportionment of the house of representatives and senate shall each meet and prepare plans of reapportionment in the manner and using the legal criteria set forth in the text of this article that was in effect on January 1, 2018, except as provided in sections 2(a) and 10 of this article, and the general assembly may make other provisions for compensation and costs of the members of each of the two commissions.

For purposes of this section, a reapportionment official is any person appointed under this article to reapportion districts in the senate or house of representatives, including but not limited to members of commissions and any other person whose official duty under this article requires that person to prepare a plan of reapportionment. A reapportionment office is each office held by a reapportionment official. The reapportionment start date is the date on which the population of this state is reported to the President for each decennial census of the United States, or in the event that a reapportionment has been invalidated by a court of competent jurisdiction, the date that such a ruling has been made. The provisions of this section and sections 2(a) and 10 of this article are self-executing. All of the provisions of this section, section 2(a), and section 10 are severable. If any provision of this this section, section 2(a), and section 10 is found by a court of competent jurisdiction to be unconstitutional or unconstitutionally enacted, the remaining provisions of this section, section 2(a), and section 10 shall be and remain valid.

Section C. Pursuant to chapter 116, and other applicable constitutional provisions and laws of this state allowing the general assembly to adopt ballot language for the submission of this joint resolution to the voters of this state, the official summary statement of this resolution shall be as follows:

"Shall the Missouri Constitution be amended to:

- Require that only citizens of the United States of America be counted for apportioning general assembly districts;
- Control reapportionment officials' compensation; and
- Require officials to use certain reapportionment procedures and criteria in effect January 1, 2018, unless the legislature follows certain appropriations guidelines
- Require that no person shall be elected to serve more than 16 years total in the General Assembly, regardless of which house, except for those individuals serving as a result of an election occurring prior to December, 2018.
- Limit the amount of time that a person may serve in as Speaker of the House, President Pro Tem of the Senate, or majority or minority floor leader of the House or Senate to 4 years in each position ?"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

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AYES: 093

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Love	Lynch	Marshall	Mathews
McDaniel	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Pfausch	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Harris
Lavender	May	McCann Beatty	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Nichols	Phillips
Pierson Jr	Quade	Razer	Remole	Revis
Roberts	Rowland 29	Runions	Shull 16	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 001

Barnes 60

ABSENT WITH LEAVE: 027

Arthur	Brattin	Brown 27	Brown 57	Burns
Cross	Davis	Fraker	Gray	Green
Haefner	Kendrick	Kolkmeier	Lauer	Lichtenegger
Matthiesen	McCreery	Messenger	Mosley	Neely
Newman	Peters	Pogue	Rhoads	Schroer
Stephens 128	White			

VACANCIES: 002

Representative Ross moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 044

Alferman	Anderson	Andrews	Austin	Bahr
Bernskoetter	Black	Bondon	Chipman	Christofanelli
Cornejo	Davis	Dinkins	Eggleston	Evans

Fitzpatrick	Haahr	Houx	Johnson	Justus
Kelly 141	Kidd	Knight	Korman	Love
Lynch	Mathews	Matthiesen	McDaniel	Pietzman
Plocher	Rehder	Roeber	Rone	Ross
Ruth	Schroer	Shaul 113	Smith 163	Stacy
Vescovo	Walsh	Wilson	Mr. Speaker	

NOES: 101

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Brattin	Burnett	Butler	Carpenter
Conway 10	Conway 104	Cookson	Corlew	Curtis
Curtman	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Kelley 127	Lant	Lavender	Lichtenegger	Marshall
May	McCann Beatty	McCreery	McGaugh	McGee
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Rowland 155	Rowland 29	Runions	Shull 16	Shumake
Smith 85	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walker 74	Washington	Wessels	Wiemann
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 27	Brown 57	Burns	Cross	Gray
Green	Haefner	Kendrick	Kolkmeier	Lauer
Meredith 71	Messenger	Peters	Pogue	Rhoads
White				

VACANCIES: 002

SJR 27 was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1469**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1625**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 28**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1 to SS SB 882** and has taken up and passed **SS SB 882, as amended**.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 568, relating to salaries of county officials, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **SS SCS SB 568** was agreed to.

On motion of Representative Fraker, **SS SCS SB 568** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Mitten
Moon	Morgan	Morris 140	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 013

Barnes 28	Burnett	Conway 10	Ellington	Marshall
McGee	Merideth 80	Mosley	Newman	Pierson Jr
Quade	Runions	Smith 85		

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 27	Brown 57	Burns	Cross	Gray
Green	Haefner	Kendrick	Kolkmeier	Lauer
Messenger	Miller	Morse 151	Peters	Pogue
Rhoads	White			

VACANCIES: 002

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr resumed the Chair.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 4834 - Conservation and Natural Resources
HR 4892 - Children and Families
HR 4928 - Consent and House Procedure
HR 5357 - Higher Education
HR 5358 - Elementary and Secondary Education
HR 5590 - Elementary and Secondary Education
HR 6783 - Special Investigative Committee on Oversight
HR 7432 - Special Investigative Committee on Oversight

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 54 - Conservation and Natural Resources
HCR 56 - Judiciary
HCR 61 - Elections and Elected Officials
HCR 65 - Children and Families
HCR 67 - Professional Registration and Licensing
HCR 74 - Ways and Means
HCR 75 - Special Committee on Tourism
HCR 76 - Special Committee on Tourism
HCR 78 - Economic Development
HCR 82 - Economic Development
HCR 84 - Utilities
HCR 90 - Ways and Means
HCR 91 - Judiciary
HCR 92 - Judiciary
HCR 93 - Special Committee on Homeland Security

- HCR 94** - Judiciary
- HCR 95** - Elementary and Secondary Education
- HCR 100** - Financial Institutions
- HCR 103** - Children and Families
- HCR 106** - Economic Development
- HCR 107** - General Laws
- HCR 109** - Elementary and Secondary Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 47** - Judiciary
- HJR 48** - Elections and Elected Officials
- HJR 49** - Elections and Elected Officials
- HJR 55** - Elementary and Secondary Education
- HJR 57** - Ways and Means
- HJR 58** - Ways and Means
- HJR 60** - Ways and Means
- HJR 62** - Elections and Elected Officials
- HJR 63** - Veterans
- HJR 64** - Crime Prevention and Public Safety
- HJR 65** - Local Government
- HJR 66** - Elementary and Secondary Education
- HJR 67** - Elections and Elected Officials
- HJR 68** - Elections and Elected Officials
- HJR 70** - Conservation and Natural Resources
- HJR 71** - Conservation and Natural Resources
- HJR 72** - Ways and Means
- HJR 76** - Special Committee on Government Oversight
- HJR 77** - Elections and Elected Officials
- HJR 78** - Special Committee on Government Oversight
- HJR 81** - General Laws
- HJR 85** - Transportation
- HJR 86** - General Laws
- HJR 89** - Elections and Elected Officials
- HJR 90** - Elections and Elected Officials
- HJR 91** - Elections and Elected Officials
- HJR 92** - Elections and Elected Officials
- HJR 93** - Ways and Means
- HJR 94** - Elections and Elected Officials
- HJR 95** - Conservation and Natural Resources
- HJR 101** - Judiciary
- HJR 102** - Transportation
- HJR 104** - Ways and Means

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1239** - Economic Development
- HB 1241** - Budget
- HB 1242** - General Laws
- HB 1243** - Workforce Development
- HB 1244** - Elementary and Secondary Education
- HB 1259** - Crime Prevention and Public Safety
- HB 1274** - Higher Education
- HB 1276** - Health and Mental Health Policy
- HB 1277** - Economic Development
- HB 1279** - Special Committee on Homeland Security
- HB 1280** - Economic Development
- HB 1281** - General Laws
- HB 1282** - Economic Development
- HB 1283** - Elections and Elected Officials
- HB 1284** - Elections and Elected Officials
- HB 1292** - Crime Prevention and Public Safety
- HB 1297** - Crime Prevention and Public Safety
- HB 1298** - Crime Prevention and Public Safety
- HB 1302** - Crime Prevention and Public Safety
- HB 1304** - Elections and Elected Officials
- HB 1305** - Elections and Elected Officials
- HB 1307** - Judiciary
- HB 1308** - Judiciary
- HB 1309** - Crime Prevention and Public Safety
- HB 1310** - Health and Mental Health Policy
- HB 1312** - Children and Families
- HB 1316** - Crime Prevention and Public Safety
- HB 1317** - Workforce Development
- HB 1318** - Judiciary
- HB 1319** - Health and Mental Health Policy
- HB 1320** - Health and Mental Health Policy
- HB 1322** - Crime Prevention and Public Safety
- HB 1323** - Crime Prevention and Public Safety
- HB 1324** - Judiciary
- HB 1325** - Crime Prevention and Public Safety
- HB 1327** - Judiciary
- HB 1334** - Insurance Policy
- HB 1335** - Judiciary
- HB 1336** - Corrections and Public Institutions
- HB 1337** - Workforce Development
- HB 1338** - Children and Families

- HB 1339** - Crime Prevention and Public Safety
- HB 1340** - Crime Prevention and Public Safety
- HB 1341** - General Laws
- HB 1343** - Children and Families
- HB 1345** - Elections and Elected Officials
- HB 1346** - Elections and Elected Officials
- HB 1365** - Elementary and Secondary Education
- HB 1372** - Children and Families
- HB 1373** - Elementary and Secondary Education
- HB 1394** - Conservation and Natural Resources
- HB 1395** - Workforce Development
- HB 1401** - Judiciary
- HB 1403** - Judiciary
- HB 1404** - Judiciary
- HB 1418** - Crime Prevention and Public Safety
- HB 1422** - Special Committee on Government Oversight
- HB 1427** - Veterans
- HB 1434** - Children and Families
- HB 1449** - Elementary and Secondary Education
- HB 1451** - Health and Mental Health Policy
- HB 1453** - Elementary and Secondary Education
- HB 1459** - Transportation
- HB 1467** - Health and Mental Health Policy
- HB 1471** - Transportation
- HB 1473** - Rules - Administrative Oversight
- HB 1478** - Workforce Development
- HB 1480** - Agriculture Policy
- HB 1489** - Transportation
- HB 1494** - Crime Prevention and Public Safety
- HB 1497** - Crime Prevention and Public Safety
- HB 1507** - Ways and Means
- HB 1514** - Elections and Elected Officials
- HB 1515** - Workforce Development
- HB 1518** - Insurance Policy
- HB 1519** - Transportation
- HB 1522** - Judiciary
- HB 1527** - Health and Mental Health Policy
- HB 1529** - Local Government
- HB 1532** - Higher Education
- HB 1533** - Economic Development
- HB 1534** - Elementary and Secondary Education
- HB 1535** - Ways and Means
- HB 1536** - Crime Prevention and Public Safety
- HB 1537** - Crime Prevention and Public Safety
- HB 1540** - Insurance Policy
- HB 1541** - Financial Institutions

- HB 1543** - Special Committee on Tourism
- HB 1544** - Special Committee on Tourism
- HB 1545** - Special Committee on Tourism
- HB 1546** - Agriculture Policy
- HB 1547** - Financial Institutions
- HB 1550** - Elections and Elected Officials
- HB 1551** - Health and Mental Health Policy
- HB 1555** - Government Efficiency
- HB 1557** - Judiciary
- HB 1559** - Crime Prevention and Public Safety
- HB 1563** - General Laws
- HB 1570** - Special Committee on Small Business
- HB 1571** - Judiciary
- HB 1580** - Elementary and Secondary Education
- HB 1581** - Children and Families
- HB 1582** - Elementary and Secondary Education
- HB 1583** - Crime Prevention and Public Safety
- HB 1584** - Elections and Elected Officials
- HB 1586** - Crime Prevention and Public Safety
- HB 1588** - Health and Mental Health Policy
- HB 1589** - Health and Mental Health Policy
- HB 1602** - Health and Mental Health Policy
- HB 1603** - Health and Mental Health Policy
- HB 1604** - Economic Development
- HB 1619** - Insurance Policy
- HB 1622** - Transportation
- HB 1624** - Health and Mental Health Policy
- HB 1636** - Insurance Policy
- HB 1639** - Elementary and Secondary Education
- HB 1640** - Crime Prevention and Public Safety
- HB 1641** - Workforce Development
- HB 1643** - Utilities
- HB 1647** - Workforce Development
- HB 1659** - Insurance Policy
- HB 1668** - Elementary and Secondary Education
- HB 1672** - Pensions
- HB 1674** - Pensions
- HB 1682** - Crime Prevention and Public Safety
- HB 1687** - Local Government
- HB 1688** - Higher Education
- HB 1695** - Crime Prevention and Public Safety
- HB 1696** - Ways and Means
- HB 1699** - Ways and Means
- HB 1700** - Economic Development
- HB 1701** - Government Efficiency

- HB 1702** - Workforce Development
- HB 1703** - Financial Institutions
- HB 1704** - Utilities
- HB 1705** - Special Committee on Homeland Security
- HB 1706** - Economic Development
- HB 1709** - Judiciary
- HB 1723** - Veterans
- HB 1727** - Conservation and Natural Resources
- HB 1731** - General Laws
- HB 1732** - Judiciary
- HB 1735** - Transportation
- HB 1736** - Special Committee on Tax Policy for Working Families
- HB 1737** - Elections and Elected Officials
- HB 1738** - Professional Registration and Licensing
- HB 1740** - Insurance Policy
- HB 1741** - Veterans
- HB 1745** - Crime Prevention and Public Safety
- HB 1746** - Health and Mental Health Policy
- HB 1748** - Conservation and Natural Resources
- HB 1751** - Children and Families
- HB 1752** - Health and Mental Health Policy
- HB 1753** - Conservation and Natural Resources
- HB 1754** - Special Committee on Homeland Security
- HB 1755** - General Laws
- HB 1756** - Conservation and Natural Resources
- HB 1757** - Corrections and Public Institutions
- HB 1759** - Judiciary
- HB 1761** - Elementary and Secondary Education
- HB 1763** - Children and Families
- HB 1766** - Elections and Elected Officials
- HB 1770** - Elementary and Secondary Education
- HB 1771** - Higher Education
- HB 1772** - Children and Families
- HB 1773** - Professional Registration and Licensing
- HB 1774** - Special Committee on Employment Security
- HB 1777** - Corrections and Public Institutions
- HB 1778** - Crime Prevention and Public Safety
- HB 1780** - Crime Prevention and Public Safety
- HB 1782** - General Laws
- HB 1783** - Children and Families
- HB 1784** - Workforce Development
- HB 1785** - Special Committee on Small Business
- HB 1786** - Economic Development
- HB 1787** - Elections and Elected Officials
- HB 1788** - Elementary and Secondary Education
- HB 1790** - Health and Mental Health Policy

- HB 1791** - Higher Education
- HB 1792** - Higher Education
- HB 1805** - Elections and Elected Officials
- HB 1807** - Children and Families
- HB 1808** - Corrections and Public Institutions
- HB 1812** - Elementary and Secondary Education
- HB 1813** - Crime Prevention and Public Safety
- HB 1814** - Elections and Elected Officials
- HB 1815** - Crime Prevention and Public Safety
- HB 1816** - Elections and Elected Officials
- HB 1817** - Elections and Elected Officials
- HB 1818** - Elections and Elected Officials
- HB 1819** - Elections and Elected Officials
- HB 1820** - Elections and Elected Officials
- HB 1821** - Elections and Elected Officials
- HB 1822** - Elections and Elected Officials
- HB 1823** - Elections and Elected Officials
- HB 1829** - Local Government
- HB 1833** - Health and Mental Health Policy
- HB 1834** - Crime Prevention and Public Safety
- HB 1840** - Conservation and Natural Resources
- HB 1850** - Conservation and Natural Resources
- HB 1851** - Special Committee on Litigation Reform
- HB 1852** - Children and Families
- HB 1853** - Children and Families
- HB 1854** - Children and Families
- HB 1871** - Transportation
- HB 1881** - Transportation
- HB 1884** - Health and Mental Health Policy
- HB 1889** - Elections and Elected Officials
- HB 1890** - Elections and Elected Officials
- HB 1894** - Elections and Elected Officials
- HB 1898** - Health and Mental Health Policy
- HB 1902** - Utilities
- HB 1903** - Utilities
- HB 1912** - Economic Development
- HB 1914** - Crime Prevention and Public Safety
- HB 1920** - Elections and Elected Officials
- HB 1921** - Elections and Elected Officials
- HB 1922** - Judiciary
- HB 1932** - Financial Institutions
- HB 1933** - General Laws
- HB 1934** - Elections and Elected Officials
- HB 1935** - Corrections and Public Institutions
- HB 1939** - Elementary and Secondary Education

- HB 1941** - Elementary and Secondary Education
- HB 1950** - Insurance Policy
- HB 1951** - Insurance Policy
- HB 1952** - Transportation
- HB 1956** - General Laws
- HB 1957** - Elementary and Secondary Education
- HB 1959** - Crime Prevention and Public Safety
- HB 1960** - Crime Prevention and Public Safety
- HB 1961** - Local Government
- HB 1962** - Health and Mental Health Policy
- HB 1965** - Special Committee on Litigation Reform
- HB 1967** - Workforce Development
- HB 1979** - Elementary and Secondary Education
- HB 1980** - Insurance Policy
- HB 1984** - Children and Families
- HB 1985** - Workforce Development
- HB 1988** - Utilities
- HB 1989** - General Laws
- HB 1990** - Children and Families
- HB 1994** - Utilities
- HB 1995** - Crime Prevention and Public Safety
- HB 1996** - Crime Prevention and Public Safety
- HB 1997** - Elections and Elected Officials
- HB 2028** - Professional Registration and Licensing
- HB 2029** - Local Government
- HB 2045** - Judiciary
- HB 2046** - Economic Development
- HB 2047** - Insurance Policy
- HB 2048** - Crime Prevention and Public Safety
- HB 2049** - Elections and Elected Officials
- HB 2059** - General Laws
- HB 2060** - Elections and Elected Officials
- HB 2064** - Insurance Policy
- HB 2065** - Crime Prevention and Public Safety
- HB 2066** - Crime Prevention and Public Safety
- HB 2068** - Insurance Policy
- HB 2071** - Crime Prevention and Public Safety
- HB 2072** - Judiciary
- HB 2078** - Children and Families
- HB 2081** - General Laws
- HB 2082** - General Laws
- HB 2083** - Children and Families
- HB 2084** - Children and Families
- HB 2085** - Children and Families
- HB 2086** - Children and Families
- HB 2093** - Children and Families

HB 2094 - Local Government
HB 2095 - Transportation
HB 2106 - Health and Mental Health Policy
HB 2109 - Special Committee on Litigation Reform
HB 2113 - Utilities
HB 2114 - Special Committee on Government Oversight
HB 2118 - Local Government
HB 2130 - Workforce Development
HB 2132 - Crime Prevention and Public Safety
HB 2133 - Local Government
HB 2134 - Elementary and Secondary Education
HB 2135 - Transportation
HB 2143 - Elections and Elected Officials
HB 2145 - Crime Prevention and Public Safety
HB 2150 - Special Committee on Government Oversight
HB 2151 - Transportation
HB 2152 - Transportation
HB 2160 - Judiciary
HB 2165 - Ways and Means
HB 2166 - Crime Prevention and Public Safety
HB 2167 - General Laws
HB 2170 - General Laws
HB 2173 - Special Committee on Employment Security
HB 2174 - Special Committee on Employment Security
HB 2176 - General Laws
HB 2177 - Workforce Development
HB 2190 - Workforce Development
HB 2199 - Health and Mental Health Policy
HB 2203 - Judiciary
HB 2204 - Economic Development
HB 2205 - Professional Registration and Licensing
HB 2217 - Children and Families
HB 2218 - Crime Prevention and Public Safety
HB 2222 - Utilities
HB 2224 - Conservation and Natural Resources
HB 2226 - Special Committee on Litigation Reform
HB 2229 - Elections and Elected Officials
HB 2235 - Crime Prevention and Public Safety
HB 2236 - Children and Families
HB 2237 - Children and Families
HB 2241 - Economic Development
HB 2250 - Economic Development
HB 2251 - Judiciary
HB 2254 - Economic Development
HB 2260 - Health and Mental Health Policy

- HB 2266** - Health and Mental Health Policy
- HB 2267** - Transportation
- HB 2271** - Transportation
- HB 2275** - Special Committee on Government Oversight
- HB 2278** - Health and Mental Health Policy
- HB 2282** - Elementary and Secondary Education
- HB 2288** - Transportation
- HB 2292** - Elementary and Secondary Education
- HB 2296** - Children and Families
- HB 2297** - Children and Families
- HB 2298** - Health and Mental Health Policy
- HB 2299** - Judiciary
- HB 2300** - Professional Registration and Licensing
- HB 2303** - Children and Families
- HB 2304** - Transportation
- HB 2309** - Local Government
- HB 2310** - Crime Prevention and Public Safety
- HB 2311** - Workforce Development
- HB 2312** - Professional Registration and Licensing
- HB 2317** - Government Efficiency
- HB 2321** - General Laws
- HB 2323** - Insurance Policy
- HB 2325** - Ways and Means
- HB 2327** - Crime Prevention and Public Safety
- HB 2328** - Workforce Development
- HB 2338** - Judiciary
- HB 2341** - Crime Prevention and Public Safety
- HB 2343** - Special Committee on Innovation and Technology
- HB 2349** - Veterans
- HB 2355** - Health and Mental Health Policy
- HB 2357** - Local Government
- HB 2359** - Crime Prevention and Public Safety
- HB 2361** - Professional Registration and Licensing
- HB 2363** - Judiciary
- HB 2365** - Utilities
- HB 2369** - Special Committee on Government Oversight
- HB 2371** - Elementary and Secondary Education
- HB 2372** - Special Committee on Tourism
- HB 2373** - Elementary and Secondary Education
- HB 2375** - Higher Education
- HB 2376** - Pensions
- HB 2378** - Special Committee on Urban Issues
- HB 2379** - Health and Mental Health Policy
- HB 2386** - Transportation
- HB 2388** - Insurance Policy
- HB 2391** - Crime Prevention and Public Safety

- HB 2392** - Professional Registration and Licensing
- HB 2395** - Health and Mental Health Policy
- HB 2399** - Elementary and Secondary Education
- HB 2400** - Crime Prevention and Public Safety
- HB 2401** - Utilities
- HB 2404** - Pensions
- HB 2405** - Elementary and Secondary Education
- HB 2414** - Utilities
- HB 2417** - Elementary and Secondary Education
- HB 2424** - General Laws
- HB 2427** - Local Government
- HB 2428** - Health and Mental Health Policy
- HB 2429** - Crime Prevention and Public Safety
- HB 2430** - Agriculture Policy
- HB 2431** - Elementary and Secondary Education
- HB 2435** - Elementary and Secondary Education
- HB 2437** - Transportation
- HB 2441** - Conservation and Natural Resources
- HB 2443** - Elementary and Secondary Education
- HB 2444** - Elementary and Secondary Education
- HB 2446** - Elementary and Secondary Education
- HB 2447** - Utilities
- HB 2448** - Local Government
- HB 2455** - Judiciary
- HB 2461** - Veterans
- HB 2462** - Crime Prevention and Public Safety
- HB 2465** - Elementary and Secondary Education
- HB 2467** - Elementary and Secondary Education
- HB 2469** - Corrections and Public Institutions
- HB 2471** - Elections and Elected Officials
- HB 2472** - Ways and Means
- HB 2474** - Higher Education
- HB 2475** - Pensions
- HB 2476** - General Laws
- HB 2478** - Elections and Elected Officials
- HB 2479** - Conservation and Natural Resources
- HB 2484** - Local Government
- HB 2487** - Transportation
- HB 2488** - Local Government
- HB 2489** - General Laws
- HB 2490** - Professional Registration and Licensing
- HB 2492** - Elections and Elected Officials
- HB 2493** - Corrections and Public Institutions
- HB 2497** - Transportation
- HB 2498** - Health and Mental Health Policy

HB 2500 - Health and Mental Health Policy
HB 2501 - Ways and Means
HB 2502 - Ways and Means
HB 2504 - Children and Families
HB 2508 - Workforce Development
HB 2511 - Transportation
HB 2512 - Higher Education
HB 2514 - Agriculture Policy
HB 2515 - Higher Education
HB 2516 - Utilities
HB 2517 - Crime Prevention and Public Safety
HB 2518 - Local Government
HB 2519 - Utilities
HB 2520 - Crime Prevention and Public Safety
HB 2521 - General Laws
HB 2525 - Local Government
HB 2526 - Corrections and Public Institutions
HB 2531 - Elementary and Secondary Education
HB 2532 - Judiciary
HB 2534 - Elementary and Secondary Education
HB 2536 - Judiciary
HB 2544 - Judiciary
HB 2546 - Corrections and Public Institutions
HB 2547 - Elections and Elected Officials
HB 2551 - Conservation and Natural Resources
HB 2553 - Ways and Means
HB 2554 - General Laws
HB 2556 - Elementary and Secondary Education
HB 2557 - Elementary and Secondary Education
HB 2558 - Crime Prevention and Public Safety
HB 2559 - General Laws
HB 2570 - Crime Prevention and Public Safety
HB 2571 - Financial Institutions
HB 2577 - Local Government
HB 2578 - Ways and Means
HB 2579 - Judiciary
HB 2581 - General Laws
HB 2582 - Elections and Elected Officials
HB 2583 - Transportation
HB 2584 - Crime Prevention and Public Safety
HB 2585 - Transportation
HB 2586 - Workforce Development
HB 2587 - Transportation
HB 2588 - Elections and Elected Officials
HB 2592 - Children and Families
HB 2595 - Economic Development

- HB 2599** - Budget
- HB 2601** - Transportation
- HB 2602** - Transportation
- HB 2605** - Crime Prevention and Public Safety
- HB 2606** - Workforce Development
- HB 2608** - Crime Prevention and Public Safety
- HB 2610** - General Laws
- HB 2614** - Elementary and Secondary Education
- HB 2615** - General Laws
- HB 2616** - Utilities
- HB 2618** - Utilities
- HB 2623** - Special Committee on Tourism
- HB 2626** - Higher Education
- HB 2628** - Special Committee on Government Oversight
- HB 2629** - Elementary and Secondary Education
- HB 2630** - Elementary and Secondary Education
- HB 2631** - Crime Prevention and Public Safety
- HB 2633** - Pensions
- HB 2637** - Agriculture Policy
- HB 2639** - Special Committee on Small Business
- HB 2642** - Agriculture Policy
- HB 2647** - Higher Education
- HB 2650** - Utilities
- HB 2651** - Crime Prevention and Public Safety
- HB 2652** - Local Government
- HB 2654** - Special Committee on Tax Policy for Working Families
- HB 2655** - Local Government
- HB 2658** - Children and Families
- HB 2661** - Local Government
- HB 2663** - Economic Development
- HB 2664** - General Laws
- HB 2665** - Children and Families
- HB 2667** - General Laws
- HB 2668** - Local Government
- HB 2676** - Agriculture Policy
- HB 2679** - Health and Mental Health Policy
- HB 2680** - General Laws
- HB 2682** - Children and Families
- HB 2683** - Ways and Means
- HB 2685** - Crime Prevention and Public Safety
- HB 2686** - Crime Prevention and Public Safety
- HB 2687** - Special Committee on Homeland Security
- HB 2688** - Transportation
- HB 2690** - Elections and Elected Officials
- HB 2692** - General Laws

- HB 2694** - Elementary and Secondary Education
- HB 2695** - Crime Prevention and Public Safety
- HB 2696** - Crime Prevention and Public Safety
- HB 2697** - Crime Prevention and Public Safety
- HB 2698** - Crime Prevention and Public Safety
- HB 2699** - Crime Prevention and Public Safety
- HB 2700** - Crime Prevention and Public Safety
- HB 2701** - Crime Prevention and Public Safety
- HB 2702** - Crime Prevention and Public Safety
- HB 2703** - Crime Prevention and Public Safety
- HB 2704** - Crime Prevention and Public Safety
- HB 2707** - Transportation
- HB 2709** - Health and Mental Health Policy
- HB 2710** - Special Committee on Government Oversight
- HB 2711** - Local Government
- HB 2713** - Health and Mental Health Policy
- HB 2714** - Local Government
- HB 2715** - Local Government
- HB 2719** - Economic Development
- HB 2720** - Agriculture Policy
- HB 2723** - Local Government
- HB 2724** - Local Government
- HB 2726** - Government Efficiency
- HB 2727** - Local Government
- HB 2728** - Elementary and Secondary Education
- HB 2730** - Local Government
- HB 2732** - Crime Prevention and Public Safety
- HB 2734** - Ways and Means
- HB 2735** - Crime Prevention and Public Safety
- HB 2736** - Economic Development
- HB 2737** - General Laws
- HB 2739** - Children and Families
- HB 2740** - Workforce Development
- HB 2741** - Crime Prevention and Public Safety
- HB 2742** - Children and Families
- HB 2743** - Special Committee on Urban Issues
- HB 2744** - Local Government
- HB 2746** - General Laws

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

- SCR 31** - Judiciary
- SCR 52** - Children and Families

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#2 SB 552 - Judiciary
SB 697 - General Laws

COMMITTEE REPORTS

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1360** and **HB 2100**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Arthur, Carpenter, Cornejo, Evans, McCreery and Merideth (80)*

Noes (0)

Absent (7): Anderson, Basye, Cross, Mathews, Roeber, Schroer and Taylor

* Ex-officio members present

COMMUNICATIONS

The Committee on Budget has adopted the following motion under Section 33.282, RSMo, and has requested that it be printed in the Journal of the House:

Having reviewed the estimates of new tax credits for Fiscal Year 2019 submitted to the Chairman of the House Budget Committee by the Budget Director pursuant to Section 33.282, RSMo, the Committee on Budget, under the authority of said section, hereby approves those estimated new tax credits for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019, **with the following exceptions:**

1. no credits are approved for grape and wine producers, pursuant to Section 135.700, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;
2. no credits are approved for innovation campuses, pursuant to Section 620.2600, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;
3. no credits are approved for qualified beef, pursuant to Section 135.679, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;
4. no credits authorized on or after July 1, 2018 are approved for Missouri low-income housing, pursuant to Sections 135.350 through 135.363, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019;
5. no more than \$120,000,000 of credits are approved for historic structures rehabilitation, pursuant to Sections 253.545 through 253.559, RSMo, for any tax year beginning on or after July 1, 2018 and on or before June 30, 2019.

The Committee on Budget directs the Chairman of the Committee to report adoption of this Motion to the Chief Clerk of the House and request that the Motion be printed in the Journal of the House.

The Benediction was given by Reverend Monsignor Robert A. Kurwicky, Chaplain.

O God of Hosts, be with us as this session has drawn to its conclusion. While the day has been long, our years together here now seem to be too short. Bless us, as we depart, bless our families, bless our staff and our citizens, and give us a source of satisfaction that our time, treasures and talents were not wasted but were used to build up the Show-Me State.

We have some members who are leaving the People's House, some by term limits, some by personal choice, some by political decision and others by a desire for new opportunities. You have been a part of something special this year. You are a part of history and will be missed. Never regret being here but praise God you did all you could to be a good citizen legislator.

And the House says, "Amen!"

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 1:00 p.m., Wednesday, May 30, 2018.

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-EIGHTH DAY, MONDAY, MAY 7, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Charlie Davis.

Gracious God and creator of all that is good, I thank You for loving us, even though we don't deserve it. I thank You for caring for us, even though we don't deserve it. I thank You for allowing us to take part in heaven, again, even though we don't deserve it. It's not because of who we are but because of what You've done; it's not because of what we've done but because of who You are that gives us hope. I pray, O God, Your blessing to be poured out upon this nation and the great state. Give our leaders wisdom and strength to make decisions that make us a stronger, more caring people. May You give us endurance for these last two weeks of this legislative session, that we will leave this place knowing we have done our best to do what is right for our people, for Your people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Brandon Fisher, Lillian Rose Parker, and Jacob Coleman Parker.

The Journal of the sixty-sixth day was approved as printed by the following vote:

AYES: 122

Adams	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Burns	Butler	Carpenter	Chipman
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Higdon
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Love	Lynch
Marshall	Mathews	Matthiesen	May	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Reiboldt	Reisch	Remole

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Revis	Rhoads	Roberts	Rone	Ross
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 039

Alferman	Arthur	Barnes 60	Brattin	Brown 27
Brown 57	Burnett	Christofanelli	Curtman	Ellington
Engler	Fitzpatrick	Fraker	Gannon	Green
Henderson	Hill	Kelley 127	Kendrick	Lichtenegger
McCann Beatty	McCreery	Moon	Mosley	Peters
Plocher	Pogue	Rehder	Roden	Roeber
Rowland 155	Rowland 29	Smith 85	Smith 163	Spencer
Tate	Washington	Wessels	Mr. Speaker	

VACANCIES: 002

The Journal of the sixty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HB 1797**, **as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1953**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 597**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Haefner, Morgan, Morris (140), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (1): Rowland (29)

Absent (4): Alferman, Anderson, Fraker and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 718, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Anderson, Fraker and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Anderson, Fraker and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Anderson, Fraker, Haefner and Swan

MOTION

Representative Vescovo moved that Rule 22 be suspended.

Which motion was adopted by the following vote:

AYES: 121

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McDaniel	McGaugh	McGee	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood				

NOES: 020

Adams	Anders	Beck	Curtis	Curtman
Gray	Lavender	Marshall	McCreery	Meredith 71
Merideth 80	Mitten	Pierson Jr	Quade	Revis
Roberts	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 001

Carpenter

ABSENT WITH LEAVE: 019

Barnes 60	Brattin	Brown 27	Brown 57	Ellington
Engler	Fraker	Franks Jr	Green	May
Mosley	Peters	Pogue	Roden	Rone
Rowland 29	Smith 85	Spencer	Mr. Speaker	

VACANCIES: 002

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2019, to appropriate money for planning and capital improvements including, but not limited to, major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds herein designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2019** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer

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Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Bahr	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 011

Brattin	Brown 27	Brown 57	Ellington	Green
Mosley	Peters	Phillips	Pogue	Roden
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 718, as amended, relating to health care, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **HCS SCS SB 718, as amended**, was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 017

Andrews	Burnett	Butler	Curtis	Eggleston
Hurst	Marshall	May	McCann Beatty	McCreery
McDaniel	Moon	Morgan	Newman	Pietzman
Spencer	Taylor			

PRESENT: 000

ABSENT WITH LEAVE: 011

Brattin	Brown 27	Brown 57	Carpenter	Ellington
Fraker	Green	Love	Peters	Pogue
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 111

Adams	Alferman	Arthur	Austin	Bahr
Barnes 28	Basye	Beard	Bernskoetter	Berry
Bondon	Burnett	Carpenter	Chipman	Christofanelli
Cookson	Corlew	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Meredith 71
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfausch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	White	Wiemann
Mr. Speaker				

NOES: 039

Anders	Anderson	Andrews	Bangert	Baringer
Beck	Black	Burns	Butler	Conway 10
Conway 104	Cornejo	Curtis	Eggleston	Francis
Franks Jr	Gray	Harris	Hurst	Marshall
May	McCreery	McDaniel	Merideth 80	Moon
Mosley	Newman	Pietzman	Remole	Revis
Roeber	Runions	Smith 85	Spencer	Taylor
Washington	Wessels	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brattin	Brown 27	Brown 57	Ellington
Green	Higdon	Peters	Pogue	Redmon
Rowland 29				

VACANCIES: 002

HCS SB 806, relating to guardianship proceedings, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS SB 806** was agreed to.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 806, Page 18, Section 475.075, Line 112, by deleting the words "**with such assistance**"; and

Further amend said bill, Page 23, Section 475.082, Line 28, by inserting immediately after the word "guardian;" the word "**and**"; and

Further amend said bill, page and section, Line 29, by deleting the number "**(9)**"; and

Further amend said bill, page and section, Line 30, by deleting said line; and

Further amend said bill, page and section, Lines 31-34, by deleting said lines and inserting in lieu thereof the following:

"(9) A summarized plan for the coming year. If an individual support plan, treatment plan, or plan of care is in place, such plan may be submitted in lieu of the requirements of this subdivision."; and

Further amend said bill, Page 27, Section 475.094, Lines 44-46, by deleting said lines and inserting in lieu thereof the following:

"durable power of attorney of which the protectee is the principal."; and

Further amend said bill, Page 28, Section 475.123, Lines 1-5, by deleting said lines and inserting in lieu thereof the following:

"1. No medical or surgical procedure shall be performed on any ward unless consent is obtained from the guardian of his person except as provided in subsections 2 and 3 hereof."; and

Further amend said bill and section, Pages 28-29, Lines 18-34, by deleting said lines; and

Further amend said bill and section, Page 29, Line 35, by deleting the number "(2)" and inserting in lieu thereof the number "5."; and

Further amend said bill, page and section, Line 38, by deleting the number "8." and inserting in lieu thereof the number "6."; and

Further amend said bill, Page 31, Section 475.130, Lines 61-63, by deleting said lines; and

Further amend said bill, page and section, Line 64, by deleting said line and inserting in lieu thereof the following:

"(12) Deposit funds in a bank;"; and

Further amend said bill, page and section, Lines 65-67, by deleting said lines; and

Further amend said bill, page and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill and section, Page 32, Lines 70-73, by deleting said lines; and

Further amend said bill, page and section, Lines 75-76, by deleting said lines and inserting in lieu thereof the words "**protection of estate assets**"; and

Further amend said bill, page and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 33, Section 475.270, Lines 31-32, by deleting said lines and inserting in lieu thereof the following:

"(7) A plan for the coming year; and"; and

Further amend said bill, Pages 35-36, Section 475.322, Lines 1-46, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 37-38, Section 475.344, Lines 1-13, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

Representative Haefner offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 806, Page 10, Section 475.050, Lines 19-20, by deleting said lines and inserting in lieu thereof the following:

"disabled person. If the incapacitated or disabled person is a minor under the care of the children's division and is entering adult guardianship or conservatorship, it shall be a rebuttable presumption that he or she has no relative suitable and willing to serve as guardian or conservator."; and

Further amend said bill, Page 16, Section 475.075, Lines 23-27, by deleting said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 2** was adopted.

Representative Wood offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting after all of said section and line the following:

"473.397. All claims and statutory allowances against the estate of a decedent shall be divided into the following classes:

- (1) Costs;
- (2) Expenses of administration;
- (3) Exempt property, family and homestead allowances;
- (4) Funeral expenses;
- (5) Debts and taxes due the United States of America;
- (6) **Debts for medical assistance due to the state of Missouri under section 473.398;**
- (7) Expenses of the last sickness, wages of servants, claims for medicine and medical attendance during the last sickness, and the reasonable cost of a tombstone;

~~[(7)]~~ (8) Debts and taxes due the state of Missouri, any county, or any political subdivision of the state of Missouri;

~~[(8)]~~ (9) Judgments rendered against the decedent in his lifetime and judgments rendered upon attachments levied upon property of decedent during his lifetime;

~~[(9)]~~ (10) All other claims not barred by section 473.360.

473.398. 1. Upon the death of a person, who has been a participant of aid, assistance, care, services, or who has had moneys expended on his behalf by the department of health and senior services, department of social services, or the department of mental health, or by a county commission, the total amount paid to the decedent or expended upon his behalf after January 1, 1978, shall be a debt due the state or county, as the case may be, from the estate of the decedent. The debt shall be collected as provided by the probate code of Missouri, chapters 472, 473, 474 and 475.

2. Procedures for the allowance of such claims shall be in accordance with this chapter, and such claims shall be allowed as a claim of ~~[the seventh]~~ **either the sixth or eighth** class under ~~[subdivision (7)]~~ **subdivisions (6) and (8)** of section 473.397.

3. Such claim shall not be filed or allowed if it is determined that:

- (1) The cost of collection will exceed the amount of the claim;
- (2) The collection of the claim will adversely affect the need of the surviving spouse or dependents of the decedent to reasonable care and support from the estate.

4. Claims consisting of moneys paid on the behalf of a participant as defined in 42 U.S.C. 1396 shall be allowed, except as provided in subsection 3 of this section, upon the showing by the claimant of proof of moneys expended. Such proof may include but is not limited to ~~[the following items which are deemed to be competent and substantial evidence of payment:~~

~~———(1) computerized records maintained by any governmental entity as described in subsection 1 of this section of a request for payment for services rendered to the participant[; and~~

~~———(2) The certified statement of the treasurer or his designee that the payment was made], which shall be deemed to be competent and substantial evidence of payment.~~

5. The provisions of this section shall not apply to any claims, adjustments or recoveries specifically prohibited by federal statutes or regulations duly promulgated thereunder. Further, the federal government shall receive from the amount recovered any portion to which it is entitled.

6. Before any probate estate may be closed under this chapter, with respect to a decedent who, at the time of death, was enrolled in MO HealthNet, the personal representative of the estate shall file with the clerk of the court

exercising probate jurisdiction a release from the MO HealthNet division evidencing payment of all MO HealthNet benefits, premiums, or other such costs due from the estate under law, unless waived by the MO HealthNet division."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 3** was adopted.

Representative Burnett offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting immediately after said section and line the following:

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. **(1)** When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court shall appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law; **except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section.**

(2) If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings. No parent, guardian, custodian, or other person shall waive the child's right to counsel.

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

- (1) That the custodian is indigent; and
- (2) That the custodian desires the appointment of counsel; and
- (3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his **or her** right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section. If a juvenile waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:

- (1) At a detention hearing under Missouri supreme court rule 127.08;**
- (2) At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;**

(3) **At an adjudication hearing under Missouri supreme court rule 128.02 for any misdemeanor or felony offense, including the acceptance of an admission;**

(4) **At a dispositional hearing under Missouri supreme court rule 128.03; or**

(5) **A hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031.**

11. Under no circumstances shall a child's right to a Miranda warning under section 211.059 be waived."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 4 was withdrawn.

Representative Beard offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 806, Page 25, Section 475.083, Line 59, by inserting immediately after said section and line the following:

"475.084. If a guardian has been appointed for a minor under the provisions of subdivision (2) of subsection 4 of section 475.030, then a parent of the minor may petition the court for periods of visitation. The court may order visitation if visitation is in the best interest of the child."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Beard, **House Amendment No. 5** was adopted.

Representative Evans offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 806, Page 1, Section A, Line 9, by inserting immediately after all of said section and line the following:

"451.090. 1. No recorder shall, in any event except as herein provided, issue a license authorizing the marriage of any person under [fifteen] seventeen years of age; provided, however, that such license may be issued on order of a circuit or associate circuit judge of the county in which the license is applied for, such license being issued only [for good cause shown and by reason of such unusual conditions as to] after a hearing has been held in which the parties present evidence to the court that would make such marriage advisable. The court, in its order, shall determine that there is no evidence of coercion or abuse of either person entering the marriage.

2. No recorder shall issue a license authorizing the marriage of any male under the age of eighteen years or of any female under the age of eighteen years, except with the consent of his or her custodial parent or guardian, which consent shall be given at the time, in writing, stating the residence of the person giving such consent, signed and sworn to before an officer authorized to administer oaths. In no instance shall a license be issued authorizing the marriage of any person twenty-one years of age or older if the other party to the marriage is under seventeen years of age or if either party is under fifteen years of age.

3. The recorder shall state in every license whether the parties applying for same, one or either or both of them, are of age, or whether the male is under the age of eighteen years or the female under the age of eighteen years, and if the male is under the age of eighteen years or the female is under the age of eighteen years, the name of the custodial parent or guardian consenting to such marriage. Applicants shall provide proof of age to the recorder in the form of a certified copy of the applicant's birth certificate, passport, or other government-issued identification, which shall then be documented by the recorder."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 6** was adopted.

On motion of Representative Neely, **HCS SB 806, as amended**, was adopted.

On motion of Representative Neely, **HCS SB 806, as amended**, was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 006

Hurst	Marshall	Moon	Remole	Stacy
Taylor				

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Brown 57	Cookson	Curtman	Franks Jr
Gannon	Higdon	Houx	McDaniel	McGee
Peters	Phillips	Pierson Jr	Pogue	Roden

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 603, 576 & 898, HCS SB 695, HCS SS SCS SB 843, SB 819 and HCS SS SB 881 were placed on the Informal Calendar.

HCS SB 687, relating to student transportation, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **HCS SB 687** was agreed to.

Representative Redmon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 687, Page 3, Section 160.530, Line 82, by inserting immediately after said line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis, **unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation.** The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 4, Section 304.060, Line 34, by inserting immediately after said line the following:

"302.272. **1.** No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

- (1) The applicant has a valid state license issued under this chapter;
- (2) The applicant is at least twenty-one years of age; and
- (3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination, **excluding the pre-trip inspection portion of the commercial driver's license skills test**, shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1** was adopted.

Representative Basye offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 687, Page 3, Section 160.530, Line 82, by inserting after all of said section and line the following:

"168.133. 1. The school district shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. Such persons include, but are not limited to, administrators, teachers, aides, paraprofessionals, assistants, secretaries, custodians, cooks, and nurses. The school district shall also ensure that a criminal background check is conducted for school bus drivers. The district may allow such drivers to operate buses pending the result of the criminal background check. For bus drivers, the school district shall be responsible for conducting the criminal background check on drivers employed by the school district. For drivers employed by a pupil transportation company, **a municipality, or any other entity** under contract with the school district, the criminal background check shall be conducted pursuant to section 43.540 and conform to the requirements established in the National Child Protection Act of 1993, as amended by the Volunteers for Children Act. Personnel who have successfully undergone a criminal background check and a check of the family care safety registry as part of the professional license application process under section 168.021 and who have received clearance on the checks within one prior year of employment shall be considered to have completed the background check requirement. A criminal background check under this section shall include a search of any information publicly available in an electronic format through a public index or single case display.

2. In order to facilitate the criminal history background check, the applicant shall submit a set of fingerprints collected pursuant to standards determined by the Missouri highway patrol. The fingerprints shall be used by the highway patrol to search the criminal history repository and shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

3. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

4. The department of elementary and secondary education shall facilitate an annual check of employed persons holding current active certificates under section 168.021 against criminal history records in the central repository under section 43.530, the sexual offender registry under sections 589.400 to ~~589.475~~ **589.426**, and child abuse central registry under sections 210.109 to 210.183. The department of elementary and secondary education

shall facilitate procedures for school districts to submit personnel information annually for persons employed by the school districts who do not hold a current valid certificate who are required by subsection 1 of this section to undergo a criminal background check, sexual offender registry check, and child abuse central registry check. The Missouri state highway patrol shall provide ongoing electronic updates to criminal history background checks of those persons previously submitted, both those who have an active certificate and those who do not have an active certificate, by the department of elementary and secondary education. This shall fulfill the annual check against the criminal history records in the central repository under section 43.530.

5. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530.

6. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty or nolo contendere to, or been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

7. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

8. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

9. A criminal background check and fingerprint collection conducted under subsections 1 and 2 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A school district may, in its discretion, conduct a new criminal background check and fingerprint collection under subsections 1 and 2 for a newly hired employee at the district's expense. A teacher's change in type of certification shall have no effect on the transferability or validity of such records.

10. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

11. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void."; and

Further amend said bill, Page 4, Section 304.060, Line 25, by inserting after all of said line the following:

"3. Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri may contract with any municipality for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade. Such contract shall require the presence of an adult supervisor who is approved by the school board on any municipal vehicle while such vehicle is transporting children under this subsection. Any time school children are being transported by a municipal vehicle under this subsection, such vehicle shall include a section of seating designated solely for use by school children. Municipalities entering into any such contract shall comply with the requirements of this section and sections 162.064, 162.065, 168.133, and 307.375."; and

Further amend said bill and section, by renumbering subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 2** was adopted.

On motion of Representative Rowland (155), **HCS SB 687, as amended**, was adopted.

On motion of Representative Rowland (155), **HCS SB 687, as amended**, was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Messenger	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 031

Anders	Arthur	Barnes 28	Beck	Burnett
Burns	Butler	Carpenter	Conway 10	Corlew
Curtis	Ellington	Gray	Hurst	Lavender
Marshall	McDaniel	McGee	Meredith 71	Moon
Morgan	Mosley	Newman	Nichols	Revis
Roberts	Runions	Smith 85	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 27	Brown 57	Cookson	Cross
Curtman	Fraker	Gannon	Helms	Higdon
Mitten	Peters	Pierson Jr	Pogue	Trent
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SB 626, SB 708, HCS SCS SB 769, SS#2 SCS SB 590, HCS SCS SBs 807 & 577, HCS SS SCS SB 918, SCS SBs 999 & 1000, HCS SB 800, SS SCS SB 568, HCS SS SB 597, SS SB 882 and HCS SCS SB 598 were placed on the Informal Calendar.

HCS SB 793, relating to juvenile court proceedings, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS SB 793** was agreed to.

Representative Bernskoetter offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 793, Page 22, Section 221.044, Line 5, by inserting immediately after said section and line the following:

"478.625. 1. Beginning on January 1, 2003, there shall be three circuit judges in the nineteenth judicial circuit consisting of the county of Cole.

2. One circuit judge shall be first elected in 1982. The second circuit judge shall be first elected in 1984. The third circuit judge shall be first elected in 2002.

3. Effective January 1, ~~[2003]~~ **2021, in compliance with section 478.320**, there shall be ~~[one less]~~ **two** associate circuit ~~[judge]~~ **judges** in Cole County ~~[than is provided pursuant to section 478.320]~~. **The second associate circuit judge shall be first elected in 2020.** "; and

Further amend said bill, Page 29, Section 1, Line 3, by inserting immediately after said section and line the following:

~~"[478.375. At such time as a new jail or law enforcement center is constructed within the sixth judicial circuit, a new circuit judgeship shall be added.]"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bernskoetter, **House Amendment No. 1** was adopted.

Representative Cornejo offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 793, Page 29, Section 610.131, Line 20, by inserting after said section and line the following:

"610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

- (1) Any class A felony offense;
- (2) Any dangerous felony as that term is defined in section 556.061;
- (3) Any offense that requires registration as a sex offender;

(4) Any felony offense where death is an element of the offense;
 (5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, 571.030, 571.060, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; and

(10) Any violations of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

(1) The petitioner's:

(a) Full name;

(b) Sex;

(c) Race;

(d) Driver's license number, if applicable; and

(e) Current address;

(2) Each offense, violation, or infraction for which the petitioner is requesting expungement;

(3) The approximate date the petitioner was charged for each offense, violation, or infraction; and

(4) The name of the county where the petitioner was charged for each offense, violation, or infraction and if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

(5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

(1) **At the time the petition is filed**, it has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;

(2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;

- (3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;
- (4) The person does not have charges pending;
- (5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and
- (6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

- (1) A license, certificate, or permit issued by this state to practice such individual's profession;
- (2) Any license issued under chapter 313 or permit issued under chapter 571;
- (3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;
- (4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;
- (5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or
- (6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection.

Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer “no” to an employer’s inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

- (1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and
- (2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency, prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: “I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief.”

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for Senate Bill No. 793, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Bill No. 793, Page 22, Section 211.435, Line 7, by deleting the word "**used**" and inserting in lieu thereof the following:

"distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425"; and

Further amend said bill, Page 29, Section 610.131, Line 20,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Cornejo, **House Amendment No. 2, as amended**, was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Schroer, **HCS SB 793, as amended**, was adopted.

On motion of Representative Schroer, **HCS SB 793, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Taylor	Trent	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Brown 57	Conway 104	Cookson
Curtman	Fitzpatrick	Higdon	Lichtenegger	Peters

Phillips	Pogue	Roden	Rowland 155	Swan
Tate	Unsicker	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SB 659, as amended**, and has taken up and passed **HCS SB 659**.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCS HCR 77, relating to the Bangert Island riverfront transformational project, was taken up by Representative Matthiesen.

On motion of Representative Matthiesen, **HCS HCR 77** was adopted.

On motion of Representative Matthiesen, **HCS HCR 77** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

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NOES: 004

Marshall	McDaniel	Moon	Shull 16
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PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brown 27	Brown 57	Butler	Conway 104
Cookson	Curtman	Ellington	Fitzpatrick	Fraker
Higdon	May	McGee	Miller	Peters
Phillips	Pogue	Rowland 155	Smith 85	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SCS SB 892: Representatives Walker (3), Bondon, Taylor, Anders and Morgan

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS SB 892, as amended**.

Senators: Walsh, Sifton, Munzlinger, Cunningham, Crawford

THIRD READING OF HOUSE BILLS

HCS#2 HB 1802 and **HCS HB 1577** were placed on the Informal Calendar.

HB 2644, relating to sheltered workshops, was taken up by Representative Rowland (29).

On motion of Representative Rowland (29), **HB 2644** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Curtis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater

Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 001

McDaniel

ABSENT WITH LEAVE: 018

Barnes 60	Brown 27	Brown 57	Conway 104	Cookson
Curtman	Davis	Fitzpatrick	Green	Haahr
Higdon	Peters	Phillips	Pogue	Rowland 155
Schroer	Smith 85	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight

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Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 003

Hurst	Moon	Wilson
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PRESENT: 001

McDaniel

ABSENT WITH LEAVE: 020

Brown 27	Brown 57	Burnett	Conway 104	Cookson
Curtis	Curtman	Fitzpatrick	Fitzwater	Haahr
Higdon	Marshall	Mathews	Peters	Phillips
Pogue	Rowland 155	Schroer	Smith 85	Unsicker

VACANCIES: 002

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2125, relating to the right to shop act, was taken up by Representative Helms.

On motion of Representative Helms, the title of **HCS HB 2125** was agreed to.

Representative Helms offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2125, Page 1, Section 103.185, Lines 5 and 6, by deleting said lines and inserting in lieu thereof the following:

"a health care provider participating in the carrier's network or the amount the carrier is required to pay under the carrier's policy for out-of-network covered benefits"; and

Further amend said bill and section, Pages 2 and 3, Lines 49 through 67, by deleting all of said lines; and

Further amend said section by renumbering accordingly; and

Further amend said bill and section, Page 3, Line 69, by deleting the word "**enrollees**" and inserting in lieu thereof the words "**health plan non-medicare primary members**"; and

Further amend said bill, page and section, Line 70, by inserting after the words "**five years**" the words "**and shall be implemented no later than the 2020 plan year**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 1** was adopted.

Representative Barnes (60) assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Helms, **HCS HB 2125, as amended**, was adopted.

On motion of Representative Helms, **HCS HB 2125, as amended**, was ordered perfected and printed.

BILLS IN CONFERENCE

CCR SS HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **CCR SS HB 1858** was adopted by the following vote:

AYES: 119

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bernskoetter	Berry	Bondon
Brattin	Burns	Chipman	Christofanelli	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Messenger
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Pfautsch	Pietzman
Pike	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

McDaniel

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PRESENT: 000

ABSENT WITH LEAVE: 041

Alferman	Bahr	Beard	Black	Brown 27
Brown 57	Burnett	Butler	Carpenter	Conway 10
Conway 104	Cookson	Cross	Curtis	Curtman
Ellebracht	Ellington	Fitzpatrick	Green	Higdon
Houx	Kendrick	Kidd	Lavender	May
Merideth 80	Miller	Mitten	Nichols	Peters
Phillips	Pierson Jr	Plocher	Pogue	Quade
Razer	Reisch	Rhoads	Schroer	Smith 85
Wilson				

VACANCIES: 002

On motion of Representative Christofanelli, **CCS SS HB 1858** was read the third time and passed by the following vote:

AYES: 120

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bernskoetter	Berry	Bondon
Brattin	Burns	Chipman	Christofanelli	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Messenger	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pietzman
Pike	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

McDaniel

PRESENT: 000

ABSENT WITH LEAVE: 040

Alferman	Bahr	Beard	Black	Brown 27
Brown 57	Burnett	Butler	Carpenter	Conway 10
Conway 104	Cookson	Cross	Curtis	Curtman

Ellebracht	Ellington	Fitzpatrick	Green	Higdon
Houghton	Houx	Kendrick	Kidd	Lavender
May	Merideth 80	Miller	Mitten	Peters
Phillips	Pierson Jr	Plocher	Pogue	Quade
Razer	Reisch	Rhoads	Schroer	Smith 85

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 1795, HCS HB 2157, HB 2632, HB 2607 and **HCS HB 2259** were placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 97 - Local Government
HCR 99 - Utilities
HCR 108 - Government Efficiency

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 69 - Ways and Means
HJR 79 - Economic Development
HJR 82 - Elections and Elected Officials
HJR 88 - Economic Development
HJR 103 - Economic Development

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1235 - Special Committee on Tourism
HB 1240 - Health and Mental Health Policy
HB 1258 - Health and Mental Health Policy
HB 1269 - Local Government
HB 1314 - General Laws
HB 1360 - General Laws
HB 1407 - Special Committee on Litigation Reform
HB 1433 - Crime Prevention and Public Safety
HB 1447 - Transportation
HB 1482 - Ways and Means
HB 1508 - Judiciary

HB 1560 - Health and Mental Health Policy
HB 1568 - Economic Development
HB 1593 - Elementary and Secondary Education
HB 1693 - Workforce Development
HB 1724 - Insurance Policy
HB 1764 - Transportation
HB 1765 - Special Committee on Government Oversight
HB 1810 - Crime Prevention and Public Safety
HB 1827 - Agriculture Policy
HB 1863 - Special Committee on Litigation Reform
HB 1917 - Judiciary
HB 2036 - Special Committee on Government Oversight
HB 2100 - General Laws
HB 2124 - Judiciary
HB 2141 - General Laws
HB 2142 - Elections and Elected Officials
HB 2291 - Special Committee on Government Oversight
HB 2345 - Utilities
HB 2346 - Insurance Policy
HB 2382 - Elementary and Secondary Education
HB 2385 - Transportation
HB 2387 - Special Committee on Litigation Reform
HB 2389 - Ways and Means
HB 2394 - Special Committee on Government Oversight
HB 2402 - Special Committee on Government Oversight
HB 2486 - Utilities
HB 2510 - Crime Prevention and Public Safety
HB 2575 - Economic Development
HB 2598 - Crime Prevention and Public Safety
HB 2619 - Elementary and Secondary Education
HB 2659 - Professional Registration and Licensing
HB 2674 - Health and Mental Health Policy
HB 2675 - Health and Mental Health Policy
HB 2677 - Local Government
HB 2684 - Judiciary
HB 2725 - Crime Prevention and Public Safety
HB 2729 - Insurance Policy

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 37 - Economic Development

COMMITTEE REPORTS

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SB 796**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Franklin, Helms, Mathews, Neely, Ross, Sommer and White

Noes (0)

Absent (3): Grier, McGee and Walker (74)

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **SS SCS SB 586**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Green, Higdon, Kidd, Lichtenegger, Meredith (71) and Roden

Noes (1): McDaniel

Absent (4): Curtis, Curtman, Ellington and Sommer

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 5612**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HCR 86**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Butler and Curtis

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HJR 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 953**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SCS SB 953** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

COMMUNICATIONS

May 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

It has come to my attention that in the Journal of the House for Wednesday, May 2, 2018, on page 2314, Representative Clem Smith is listed as voting “no” on the third reading of HCS SS SCS SBs 894 & 921.

Since Representative Clem Smith was absent with leave from the House, and participated in no other votes on May 2 before or after the vote on HCS SS SCS SBs 894 & 921, I believe Representative Smith’s vote on this bill was registered in error. Please take whatever corrective steps you deem appropriate.

Sincerely,

/s/ Gail McCann Beatty
Minority Floor Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 8, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.

Executive session will be held: SS SB 982

Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET

Tuesday, May 8, 2018, 8:30 AM, Senate Lounge.

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003, SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013.

CONSENT AND HOUSE PROCEDURE

Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584

Executive session will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584

Executive session may be held on any matter referred to the committee.

Removing HR 4853, HR 4880, HR 4904, HR 4987, HR 5132, HR 5204, HR 5324, HR 5422, HR 5868 and HR 6104 because date requested for chamber use has passed.

AMENDED

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 973

Executive session will be held: SB 973

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, May 8, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 5.

Public hearing will be held: SB 954, SCS SB 1007

Executive session will be held: SB 954, SCS SB 1007

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1513, HCR 97

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, May 9, 2018, 12:30 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 6.

Public hearing will be held: SCS SB 846

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 8, 2018, 5:40 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session will be held: HCS SB 796

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 3.

Executive session will be held: HCS SB 655, HCS SB 773, SB 786, HCS SB 808, HCS SB 884,
SS SCS SB 907, SB 981, HCS SCS SBs 946 & 947

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 4.

Executive session will be held: HB 2634

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from Missouri Department of Corrections Director Anne Precythe.

UTILITIES

Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 6.

Public hearing will be held: HB 2596

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-NINTH DAY, TUESDAY, MAY 8, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HCS HJR 100 - Plocher

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter

HB 2480 - Rhoads

HCS HB 2580 - Bondon

HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon

HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)
HCS HCR 86 - Moon

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent
SS SCS SB 652 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 743 - Redmon
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SS SCS SBs 603, 576 & 898 - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769 - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577 - Lichtenegger
HCS SS SCS SB 918 - Houghton
SCS SBs 999 & 1000 - Justus
HCS SB 800 - Corlew
SS SCS SB 568 - Fraker
HCS SS SB 597 - Wiemann
SS SB 882 - Bernskoetter
HCS SCS SB 598 - Korman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
HCS SS SCS SB 707, as amended - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-NINTH DAY, TUESDAY, MAY 8, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I therefore beg you to live a life worthy of the calling to which you have been called. (Ephesians 4:1)

Eternal God, who in Your word has revealed to us the way, the truth, and the life, lead us, we pray, to walk in Your way, help us to believe Your truth, and give us courage to live Your life. Strengthen our hearts that in the midst of doubts within and disturbances without we may hold fast to those things we believe to be right and good for all people.

Grant Your blessings to all who work under the dome of this capitol and to all who serve our State. May all of us be made strong to do what ought to be done and what must be done if law and order is to prevail, if justice is to be done, and if people are to live together in peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Max Politte.

The Journal of the sixty-eighth day was approved as printed by the following vote:

AYES: 119

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Black
Bondon	Brattin	Burnett	Burns	Butler
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Haahr	Haefner
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCreery	McGaugh
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade

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Razer	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roden	Rone	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 042

Adams	Beard	Berry	Brown 27	Brown 57
Carpenter	Chipman	Conway 10	Curtis	Curtman
Dinkins	Ellebracht	Ellington	Green	Grier
Hansen	Kelley 127	Kidd	Kolkmeyer	Matthiesen
May	McCann Beatty	McDaniel	McGee	Messenger
Mitten	Moon	Neely	Newman	Peters
Plocher	Pogue	Reiboldt	Roberts	Roeber
Ross	Rowland 29	Schroer	Smith 85	Spencer
Stephens 128	Wilson			

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 743, relating to elementary and secondary education, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HCS SB 743** was agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall ~~continue to~~ handle the funds from the **career and technical student** organizations ~~[in the same manner as it did during school year 2011-12]~~, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"160.430. 1. For purposes of this section and sections 160.432 and 160.435, "school of innovation" means a program approved by the school board of a school district with a curriculum, delivery method, or instructional model different from the traditional school model. A program qualifies as a school of innovation even if it does not have a building or facility that is separate from other district grade-level school buildings.

2. Students may attend a school of innovation and still be considered enrolled in a traditional school building for the purposes of cocurricular activities, extracurricular activities, and general courses available to both students in the school of innovation and students in the traditional public school setting.

3. The board of education of a school district may, by a majority vote of the entire board, establish a school of innovation. Before the vote, the board members shall prepare and distribute to all members a written description of the educational mission of the school of innovation, the research that supports that mission, the educational goals for the school of innovation, and the process the district intends to use to determine if the school of innovation is meeting those goals.

4. The school day, school hours, and school term of a school of innovation may be different from other schools in the district. Schools of innovation shall be required to meet the minimum school day or school term requirements in sections 160.011, 160.041, 171.031, and 171.033.

5. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a school of innovation shall equal, upon completion of the school year, one hundred five percent of the hours of attendance possible for the same or similar program delivered in the traditional school setting offered in the district. State funding shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of the program, with distribution of state funding to a school district at each increment equal to fifty-two and one-half percent of hours of attendance possible for the same or similar program delivered in the traditional program in the district.

6. For the first three years a school of innovation exists, the graduation rates, attendance rates, and scores on the statewide assessments established under section 160.518 of the students enrolled in the school of innovation shall not be considered when determining a district's accreditation status, unless the district chooses for those scores and rates to be considered.

7. The board of a school district that has established a school of innovation shall annually review the overall academic performance of the school of innovation and the progress the school of innovation has made toward achieving the educational goals set when the school was established. The board may, by a majority vote of the entire board, alter, amend, extend, or change the goals or educational mission of the school of innovation. The board may at any time vote to revoke the school's status as a school of innovation.

8. A superintendent of a school district with a school of innovation, or his or her designee, may assign specific teachers and district employees to a school of innovation, regardless of existing policies, practices, or collective bargaining agreements.

9. (1) The board of a school district that has established a school of innovation may, at its discretion, pay a teacher assigned to and teaching in the school of innovation more than what the teacher would otherwise receive on the teacher salary schedule in order to compensate for the additional training, alternative lesson plans, extended hours, and additional duties associated with the position.

(2) Teachers assigned to a school of innovation may earn tenure in the district, but the teachers have no right or entitlement to continue to work in a school of innovation.

(3) Teaching contracts for teachers assigned to a school of innovation shall not include a set number of days, months, or working hours. A teacher assigned to a school of innovation shall receive a school calendar outlining general attendance expectations.

(4) If a district reassigns a teacher from a school of innovation and then pays the teacher on the teacher salary schedule for the district, the reassignment shall not be considered a demotion under sections 168.102 to 168.130, even if the teacher's compensation is reduced.

10. Notwithstanding any provision of chapter 169 or any other provision of law, a teacher receiving retirement benefits under chapter 169 may, without losing his or her retirement benefits, teach on a full-time or part-time basis in a school of innovation if the teacher is certificated and has teaching experience in a subject that is essential to the mission of the school of innovation and the district can demonstrate that it has been unsuccessful in employing a teacher with the same certification and relevant experience in the subject area. A retired teacher who is employed to work at a school of innovation under this subsection shall not be eligible to earn tenure.

11. A school district that establishes a school of innovation may allow students who are not residents of the district to attend the school of innovation upon payment of tuition by the student, parents, or the student's resident school district or charter school. The school district that establishes the school of innovation shall not be responsible for the transportation of nonresident students. A school district may enter into an agreement with the district that has established the school of innovation to share staff, facilities, or other resources in lieu of or in addition to tuition.

12. (1) The board of a school district that has established or that seeks to establish a school of innovation may apply to the state board of education for a waiver of a state statute or regulation that impedes the establishment of a school of innovation or that is otherwise a barrier to the innovative educational mission.

(2) The state board of education shall hold a public hearing to determine if a waiver should be granted. The state board of education may, by a majority vote of the entire state board, waive a state statute or regulation for the limited purpose of operating the school of innovation. Such waiver shall last three years and may be extended by the state board of education for three-year terms upon evidence that the waiver has resulted in the desired educational innovation and opportunity.

13. The department of elementary and secondary education shall review all existing laws, regulations, and processes and take action to remove any identified barriers to school districts using innovative education models. The department of elementary and secondary education shall report to the governor before December 1, 2018, any state or federal statutes or regulations that could impede the establishment of schools of innovation.

14. Subject to appropriation, the governor, or a task force appointed by the governor, shall annually award ten competitive grants to school districts for the establishment, implementation, or expansion of schools of innovation.

160.432. A school district may enter into an agreement with one or more other school districts to provide students access to courses or schools, including schools of innovation. School districts may enter into agreements to share staff, facilities, or other resources in lieu of or in addition to tuition paid by a district for its students to access the courses or schools, including schools of innovation. The school district sponsoring the course or school, including the school of innovation, shall retain financial and legal responsibility unless determined otherwise in the agreement.

160.435. 1. A school district may enter into an agreement with one or more other school districts to cooperatively provide schools to educate resident students of all participating districts. Such schools shall be known as "cooperative schools". Cooperative school services may be provided in the facilities of any of the cooperating districts or in facilities leased by the cooperating districts or through a third-party vendor. The agreement shall describe the nature of the services to be provided. Services may include full-day instruction, individual courses, a specialized program of studies, or the establishment of a shared school of innovation.

2. Districts participating in a cooperative school shall equally share financial and legal responsibility for the school, courses, and employees assigned to such schools and courses, unless otherwise determined in the agreement. Participating districts shall contribute funds, facilities, staff, or other resources to operate the cooperative school as determined in the agreement.

3. A cooperative school shall be governed by a committee, with one appointed representative from each participating school district. The committee shall have the legal authority to create and oversee a budget, enter into contracts, employ staff, and pay bills associated with the cooperative school. The financial resources devoted to the cooperative school by the participating districts shall be kept in a separate account, shall be solely devoted to the cooperative school, and shall carry over from year to year to the benefit of the cooperative school.

4. If an agreement under this section expires and no new agreement is reached, a cooperative school may be dissolved by a unanimous vote of the representatives on the committee governing the cooperative school or by a vote of the boards of education of all the participating school districts. If dissolved, all resources, debt, or legal liability incurred shall be divided in accordance with the agreement.

5. Eligible students from participating districts shall have an equal opportunity to attend the cooperative school, as determined by the agreement. Any student enrolled in a participating district shall be reported by the sending participating district for state aid purposes. The cooperative school shall share information and student records with the school districts in which students are enrolled.

6. The committee governing the cooperative school shall employ teachers and other staff necessary to operate the cooperative school. The teaching or administrative contracts shall be with the committee governing the cooperative school rather than with the participating school districts. Teachers teaching at a cooperative school may earn tenure in the cooperative school in accordance with sections 168.102 to 168.130 but shall not earn tenure with any participating district based on employment in the cooperative school.

7. Teachers who were employed by a participating school district immediately before their employment with the cooperative school shall not lose years toward tenure in the participating district or lose tenure previously earned in the participating school district. However, the teacher shall not continue to earn years toward tenure in the participating district during his or her employment with the cooperative school.

8. If the committee governing the cooperative school determines that the school needs to reduce or rearrange staff due to a decrease in student enrollment, reorganization of the program, or financial conditions, teaching staff shall be placed on leaves of absence from the cooperative school in accordance with section 168.124. If a teacher is placed on leave of absence from the cooperative school but has previously earned tenure in a participating district immediately before his or her employment in the cooperative school, the participating district may reemploy the tenured teacher, and the teacher shall be considered tenured upon reemployment. If a teacher is placed on leave of absence from the cooperative school but was a probationary teacher in a participating district immediately before his or her employment with the cooperative school, and the participating district reemploys the teacher, the teacher shall not have lost years toward tenure previously earned with the participating district.

160.545. 1. There is hereby established [~~within the department of elementary and secondary education~~] the “A+ Schools Program” to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

- (1) All students be graduated from school;
- (2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and
- (3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

- (1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and
- (2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and
- (3) [~~Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and~~]
~~—————~~ (4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and
- [(5)] (4) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary

education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision ~~[(5)]~~ (4) of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 of this section.

8. The department of higher education shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection ~~[40]~~ 11 of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least ~~[three]~~ two years ~~[immediately prior to graduation]~~ that meets the requirements of subsection 2 of this section; except that, students who are active duty military dependents, and students who are ~~[dependants]~~ **dependents** of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty, who ~~[in the school year immediately preceding graduation]~~ meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the ~~[three-year]~~ **two-year** attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school **or through the semester immediately before taking the course for which he or she seeks reimbursement** as determined by rule of the department of higher education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department; and

(4) Who is a citizen or permanent resident of the United States.

9. **A student who meets the requirements established in subsection 8 of this section immediately before taking the course for which he or she seeks reimbursement shall receive reimbursement of the cost of tuition, books, and fees for any dual credit or dual enrollment course offered in a high school in association with a public community college or vocational or technical school, subject to the requirements of subsection 11 of this section. Eligible students who qualify for reimbursement under this subsection shall also receive reimbursement for the costs associated with an advanced placement course or test.**

10. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

~~[10-]~~ **11.** For a two-year private vocational or technical school to obtain reimbursements under subsection 8 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said bill and page, Section 162.401, Line 9, by inserting immediately after said line the following:

"162.1250. 1. School districts shall receive state school funding under sections 163.031, 163.043, and 163.087 for resident students who are enrolled in the school district and who are taking a virtual course or full-time virtual program offered by the school district. The school district may offer instruction in a virtual setting using technology, intranet, and internet methods of communications that could take place outside of the regular school district facility. The school district may develop a virtual program for any grade level, kindergarten through twelfth grade, with the courses available in accordance with district policy to any resident student of the district who is enrolled in the school district. Nothing in this section shall preclude a private, parochial, or home school student residing within a school district offering virtual courses or virtual programs from enrolling in the school district in accordance with the combined enrollment provisions of section 167.031 for the purposes of participating in the virtual courses or virtual programs.

2. Charter schools shall receive state school funding under section 160.415 for students enrolled in the charter school who are completing a virtual course or full-time virtual program offered by the charter school. Charter schools may offer instruction in a virtual setting using technology, intranet, and internet methods of communications. The charter school may develop a virtual program for any grade level, kindergarten through twelfth grade, with the courses available in accordance with school policy and the charter school's charter to any student enrolled in the charter school.

3. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a district or charter school virtual class shall equal, upon course completion, ~~[ninety-four]~~ **ninety-five** percent of the hours of attendance possible for such class delivered in the nonvirtual program in the student's resident district or charter school. Course completion shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of defined assignments and assessments, with distribution of state funding to a school district or charter school at each increment equal to forty-seven **and one-half** percent of hours of attendance possible for such course delivered in the nonvirtual program in a student's school district of residence or charter school.

4. When courses are purchased from an outside vendor, the district or charter school shall ensure that they are aligned with the ~~[show me curriculum]~~ **state learning** standards and comply with state requirements for teacher certification. The state board of education reserves the right to request information and materials sufficient to evaluate the online course. Online classes should be considered like any other class offered by the school district or charter school.

5. Any school district or charter school that offers instruction in a virtual setting, develops a virtual course or courses, or develops a virtual program of instruction shall ensure that the following standards are satisfied:

- (1) The virtual course or virtual program utilizes appropriate content-specific tools and software;
- (2) Orientation training is available for teachers, instructors, and students as needed;
- (3) Privacy policies are stated and made available to teachers, instructors, and students;

(4) Academic integrity and internet etiquette expectations regarding lesson activities, discussions, electronic communications, and plagiarism are stated to teachers, instructors, and students prior to the beginning of the virtual course or virtual program;

(5) Computer system requirements, including hardware, web browser, and software, are specified to participants;

(6) The virtual course or virtual program architecture, software, and hardware permit the online teacher or instructor to add content, activities, and assessments to extend learning opportunities;

(7) The virtual course or virtual program makes resources available by alternative means, including but not limited to, video and podcasts;

(8) Resources and notes are available for teachers and instructors in addition to assessment and assignment answers and explanations;

(9) Technical support and course management are available to the virtual course or virtual program teacher and school coordinator;

(10) The virtual course or virtual program includes assignments, projects, and assessments that are aligned with students' different visual, auditory, and hands-on learning styles;

(11) The virtual course or virtual program demonstrates the ability to effectively use and incorporate subject-specific and developmentally appropriate software in an online learning module; and

(12) The virtual course or virtual program arranges media and content to help transfer knowledge most effectively in the online environment.

6. Any special school district shall count any student's completion of a virtual course or program in the same manner as the district counts completion of any other course or program for credit.

7. A school district or charter school may contract with multiple providers of virtual courses or virtual programs, provided they meet the criteria for virtual courses or virtual programs under this section.

162.1251. 1. Any individual, organization, company, or charter school that offers a virtual course in Missouri, other than a school district, may request certification of the course by the department of elementary and secondary education. The department shall certify only courses that meet the following requirements as well as other factors determined relevant by the department to verify quality:

(1) The course is aligned with the state learning standards;

(2) The course is taught by a teacher who is certificated to teach in the state of Missouri;

(3) The course and its delivery method meet federal accessibility requirements to accommodate those who are disabled;

(4) The course complies with state and federal privacy requirements for student records;

(5) The course meets the same requirements imposed on virtual courses under section 162.1250;

(6) The course provider does not discriminate on the basis of race, color, religion, sex, national origin, ancestry, disability, English language learner status, or income level; and

(7) If the department requires that school districts administer a statewide assessment or end-of-course assessment in relation to the course, the course provider pays for and administers the assessment to students enrolled in the course.

2. The department of elementary and secondary education may charge a fee to all virtual course providers to pay for the costs of certification and recertification of virtual courses. The department may at any time request information and materials or interview staff or students to evaluate or reevaluate the virtual course or to verify continuing compliance with the requirements established by the department. The department shall investigate any complaint made against a virtual course provider. The department may revoke certification of a course or refuse to recertify a course if the course does not meet the requirements of this section or other relevant laws, the course provider does not comply with requests for information, or the department has articulable concerns regarding the quality of the course or the instruction provided in the course.

3. Each virtual course provider offering a course certified under this section shall annually report to the department of elementary and secondary education and post on the provider's website a report card detailing the number of students who have enrolled in the course and the number of students who have completed the course with a passing grade. If there is a statewide assessment or end-of-course assessment related to the course, the report card shall include the aggregate assessment scores of the students who took the assessment.

4. A virtual course provider offering a course certified under this section shall immediately transfer records upon the request of the parent, the student, or the school district or charter school that has paid for part or all of the virtual course for which the records are requested, regardless of whether additional tuition

or fees are owed for the course. School districts and charter schools are required to accept transferred credit from any virtual course certified by the department of elementary and secondary education upon receipt of adequate records verifying completion of the course by the student.

5. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

162.1252. 1. (1) If a school district or charter school does not offer a particular course a student wishes to take or a course substantially similar to the course a student wishes to take in the school the student attends and the school the student attends gives instruction in a grade or grades not lower than the sixth nor higher than the twelfth grade, the student or his or her parent may submit a written request to the superintendent or his or her designee or the principal of the charter school for the district or charter school to provide the course to the student virtually or otherwise. The written request shall explain why the district or charter school should provide the course to the student. The superintendent or his or her designee or the principal of the charter school shall notify the student or parent of his or her decision with respect to the request within forty-five days of receipt.

(2) If the superintendent or his or her designee or the principal of the charter school declines to offer the course virtually or otherwise, the parent or student may submit a written request to the school board or the governing board of the charter school to provide the course to the student. The school board or the governing board of the charter school shall act on the request within forty-five days of receipt. If the request is denied or not acted upon, and there is a certified virtual course offered in accordance with section 162.1251, the district or charter school shall pay the tuition for the student to take the course if the student meets the requirements of subsection 2 of this section; except that, the district or charter school is required to pay for only one virtual course each semester for a student.

2. To qualify for payment of a virtual course by the district or charter school, the student shall be currently enrolled in the school district or charter school and shall have been enrolled in and regularly attending the school district or charter school for at least one school year. If the student is receiving special educational services, as defined in section 162.675, the student's individualized education program team shall approve the course as appropriate for the student. The district or charter school is not required to pay the tuition for a student to take a virtual course if the student has dropped out of or failed to complete a virtual course within the past three years.

3. No school district or charter school shall pay, for any one course for a student, more than fourteen percent of the state adequacy target, as defined in section 163.011. The virtual course provider shall bill the school district or charter school on a monthly basis. If a student discontinues enrollment in the district or charter school, drops out of the course, or fails to adequately participate in the course, the district or charter school may stop making monthly payments to the virtual course provider.

4. If a school district or charter school pays for a virtual course as required in this section, the district or charter school may collect state aid for the course. For purposes of calculation and distribution of state school funding, attendance of a student enrolled in a virtual course shall equal, upon course completion, ninety-five percent of the hours of attendance possible for a similar course delivered in the nonvirtual program in the student's resident district or charter school. Course completion shall be calculated in two increments, fifty percent completion and one hundred percent completion, based on the student's completion of defined assignments and assessments, with distribution of state funding to a school district or charter school at each increment equal to forty-seven and one-half percent of hours of attendance possible for such course delivered in the nonvirtual program in the student's school district of residence or charter school.

5. The virtual course provider shall provide the school district or charter school all student records and progress reports regarding the performance and attendance of the district or charter school students taking the course.

6. Nothing in this section shall require any school district, any charter school, or the state to provide computers, equipment, or internet access to any student.

7. For purposes of this section, "charter school" shall mean a charter school that has declared itself a local educational agency."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"167.231. 1. Within all school districts except metropolitan districts the board of education shall provide transportation to and from school for all pupils living more than three and one-half miles from school and may provide transportation for all pupils. State aid for transportation shall be paid as provided in section 163.161 only on the basis of the cost of pupil transportation for those pupils living one mile or more from school, including transportation provided to and from publicly operated university laboratory schools. The board of education may provide transportation for pupils living less than one mile from school at the expense of the district and may prescribe reasonable rules and regulations as to eligibility of pupils for transportation, and, notwithstanding any other provision of law, no such district shall be subject to an administrative penalty when the district demonstrates pursuant to rule established by the state board of education that such students are required to cross a state highway or county arterial in the absence of sidewalks, traffic signals, or a crossing guard and that no existing bus stop location has been changed to permit a district to evade such penalty. If no increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from the school, the board may transport said pupils. If an increase in the tax levy of the school district is required to provide transportation for pupils living less than one mile from school, the board shall submit the question at a public election. If a two-thirds majority of the voters voting on the question at the election are in favor of providing the transportation, the board shall arrange and provide therefor.

2. The proposal and the ballots may be in substantially the following form:

Shall the board of education of the school district provide transportation at the expense of the district for pupils living less than one mile from school and be authorized to levy an additional tax of cents on the one hundred dollars assessed valuation to provide funds to pay for such transportation service?

☐ YES ☐ NO

(If you are in favor of the proposition (or question), place an X in the box opposite "YES". If you are opposed to the proposition (or question), place an X in the box opposite "NO".)

3. The board of education of any school district may provide transportation to and from school for any public school pupil not otherwise eligible for transportation under the provisions of state law, and may prescribe reasonable rules and regulations as to eligibility for transportation, if the parents or guardian of the pupil agree in writing to pay the actual cost of transporting the pupil. The minimum charge would be the actual cost of transporting the pupil for ninety school days, which actual cost is to be determined by the average per-pupil cost of transporting children in the school district during the preceding school year. The full actual cost shall be paid by the parent or guardian of the pupil and shall not be paid out of any state school aid funds or out of any other revenues of the school district. The cost of transportation may be paid in installments, and the board of education shall establish the cost of the transportation and the time or times and method of payment.

4. A school district or charter school may arrange to have students transported using alternative methods such as existing public transportation or vehicles other than a school bus, as long as the district or charter school pays the cost of the transportation or provides for the transportation without cost to the student.

168.011. 1. No person shall be employed to teach in any position in a public school until he **or she** has received a valid certificate of license entitling him **or her** to teach in that position.

2. Teaching in the state of Missouri, performing other related education duties, school administration, and teacher education are hereby declared to be professions with all the appropriate rights, responsibilities and privileges accorded to other recognized professions.

3. A district may collect state aid for a student attending a course virtually, through videoconferencing or electronically, even if the supervising employee in the classroom is not a certificated employee as long as the person teaching the course has a valid certificate of license entitling him or her to teach in that position or is employed by a postsecondary institution and is teaching a dual credit, dual enrollment, or advanced placement course.

168.021. 1. Certificates of license to teach in the public schools of the state shall be granted as follows:

(1) By the state board, under rules and regulations prescribed by it:

(a) Upon the basis of college credit;

(b) Upon the basis of examination;

(2) By the state board, under rules and regulations prescribed by the state board with advice from the advisory council established by section 168.015 to any individual who presents to the state board a valid doctoral degree from an accredited institution of higher education accredited by a regional accrediting association such as North Central Association. Such certificate shall be limited to the major area of postgraduate study of the holder, shall be issued only after successful completion of the examination required for graduation pursuant to rules adopted by the state board of education, and shall be restricted to those certificates established pursuant to subdivision (1) of subsection 3 of this section;

(3) By the state board, which shall issue the professional certificate classification in both the general and specialized areas most closely aligned with the current areas of certification approved by the state board, commensurate with the years of teaching experience of the applicant, and based upon the following criteria:

- (a) Recommendation of a state-approved baccalaureate-level teacher preparation program;
- (b) Successful attainment of the Missouri qualifying score on the exit assessment for teachers or administrators designated by the state board of education. Applicants who have not successfully achieved a qualifying score on the designated examinations will be issued a two-year nonrenewable provisional certificate; and
- (c) Upon completion of a background check as prescribed in section 168.133 and possession of a valid teaching certificate in the state from which the applicant's teacher preparation program was completed;

(4) By the state board, under rules prescribed by it, on the basis of a relevant bachelor's degree, or higher degree, and a passing score for the designated exit examination, for individuals whose academic degree and professional experience are suitable to provide a basis for instruction solely in the subject matter of banking or financial responsibility, at the discretion of the state board. Such certificate shall be limited to the major area of study of the holder and shall be restricted to those certificates established under subdivision (1) of subsection 3 of this section. Holders of certificates granted under this subdivision shall be exempt from the teacher tenure act under sections 168.102 to 168.130 and each school district shall have the decision-making authority on whether to hire the holders of such certificates; [✗]

(5) By the state board, under rules and regulations prescribed by it, on the basis of certification by the American Board for Certification of Teacher Excellence (ABCTE) and verification of ability to work with children as demonstrated by sixty contact hours in any one of the following areas as validated by the school principal: sixty contact hours in the classroom, of which at least forty-five must be teaching; sixty contact hours as a substitute teacher, with at least thirty consecutive hours in the same classroom; sixty contact hours of teaching in a private school; or sixty contact hours of teaching as a paraprofessional, for an initial four-year ABCTE certificate of license to teach, except that such certificate shall not be granted for the areas of early childhood education, or special education. For certification in the area of elementary education, ninety contact hours in the classroom shall be required, of which at least thirty shall be in an elementary classroom. Upon the completion of the requirements listed in paragraphs (a), (b), (c), and (d) of this subdivision, an applicant shall be eligible to apply for a career continuous professional certificate under subdivision (2) of subsection 3 of this section:

- (a) Completion of thirty contact hours of professional development within four years, which may include hours spent in class in an appropriate college curriculum;
- (b) Validated completion of two years of the mentoring program of the American Board for Certification of Teacher Excellence or a district mentoring program approved by the state board of education;
- (c) Attainment of a successful performance-based teacher evaluation; and
- (d) ~~[Participate]~~ **Participation** in a beginning teacher assistance program; or

(6) By the state board, under rules and regulations prescribed by it, on the basis of specialized knowledge and experience in a discrete subject area for which the certificate is issued.

2. All valid teaching certificates issued pursuant to law or state board policies and regulations prior to September 1, 1988, shall be exempt from the professional development requirements of this section and shall continue in effect until they expire, are revoked or suspended, as provided by law. When such certificates are required to be renewed, the state board or its designee shall grant to each holder of such a certificate the certificate most nearly equivalent to the one so held. Anyone who holds, as of August 28, 2003, a valid PC-I, PC-II, or continuous professional certificate shall, upon expiration of his or her current certificate, be issued the appropriate level of certificate based upon the classification system established pursuant to subsection 3 of this section.

3. Certificates of license to teach in the public schools of the state shall be based upon minimum requirements prescribed by the state board of education which shall include completion of a background check as prescribed in section 168.133. The state board shall provide for the following levels of professional certification: an initial professional certificate and a career continuous professional certificate.

(1) The initial professional certificate shall be issued upon completion of requirements established by the state board of education and shall be valid based upon verification of actual teaching within a specified time period established by the state board of education. The state board shall require holders of the four-year initial professional certificate to:

- (a) Participate in a mentoring program approved and provided by the district for a minimum of two years;
- (b) Complete thirty contact hours of professional development, which may include hours spent in class in an appropriate college curriculum, or for holders of a certificate under subdivision (4) of subsection 1 of this section, an amount of professional development in proportion to the certificate holder's hours in the classroom, if the certificate holder is employed less than full time; and

- (c) Participate in a beginning teacher assistance program.

(2) (a) The career continuous professional certificate shall be issued upon verification of completion of four years of teaching under the initial professional certificate and upon verification of the completion of the requirements articulated in paragraphs (a), (b), and (c) of subdivision (1) of this subsection or paragraphs (a), (b), (c), and (d) of subdivision (5) of subsection 1 of this section.

(b) The career continuous professional certificate shall be continuous based upon verification of actual employment in an educational position as provided for in state board guidelines and completion of fifteen contact hours of professional development per year which may include hours spent in class in an appropriate college curriculum. Should the possessor of a valid career continuous professional certificate fail, in any given year, to meet the fifteen-hour professional development requirement, the possessor may, within two years, make up the missing hours. In order to make up for missing hours, the possessor shall first complete the fifteen-hour requirement for the current year and then may count hours in excess of the current year requirement as make-up hours. Should the possessor fail to make up the missing hours within two years, the certificate shall become inactive. In order to reactivate the certificate, the possessor shall complete twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating his or her certificate. The requirements of this paragraph shall be monitored and verified by the local school district which employs the holder of the career continuous professional certificate.

(c) A holder of a career continuous professional certificate shall be exempt from the professional development contact hour requirements of paragraph (b) of this subdivision if such teacher has a local professional development plan in place within such teacher's school district and meets two of the three following criteria:

- a. Has ten years of teaching experience as defined by the state board of education;
- b. Possesses a master's degree; or
- c. Obtains a rigorous national certification as approved by the state board of education.

4. Policies and procedures shall be established by which a teacher who was not retained due to a reduction in force may retain the current level of certification. There shall also be established policies and procedures allowing a teacher who has not been employed in an educational position for three years or more to reactivate his or her last level of certification by completing twenty-four contact hours of professional development which may include hours spent in the classroom in an appropriate college curriculum within the six months prior to or after reactivating his or her certificate.

5. The state board shall, upon completion of a background check as prescribed in section 168.133, issue a professional certificate classification in the areas most closely aligned with an applicant's current areas of certification, commensurate with the years of teaching experience of the applicant, to any person who is hired to teach in a public school in this state and who possesses a valid teaching certificate from another state or certification under subdivision (4) of subsection 1 of this section, provided that the certificate holder shall annually complete the state board's requirements for such level of certification, and shall establish policies by which residents of states other than the state of Missouri may be assessed a fee for a certificate of license to teach in the public schools of Missouri. Such fee shall be in an amount sufficient to recover any or all costs associated with the issuing of a certificate of license to teach. The board shall promulgate rules to authorize the issuance of a provisional certificate of license, which shall allow the holder to assume classroom duties pending the completion of a criminal background check under section 168.133, for any applicant who:

- (1) Is the spouse of a member of the Armed Forces stationed in Missouri;
- (2) Relocated from another state within one year of the date of application;
- (3) Underwent a criminal background check in order to be issued a teaching certificate of license from another state; and
- (4) Otherwise qualifies under this section.

6. The state board may assess to holders of an initial professional certificate a fee, to be deposited into the excellence in education revolving fund established pursuant to section 160.268, for the issuance of the career

continuous professional certificate. However, such fee shall not exceed the combined costs of issuance and any criminal background check required as a condition of issuance. Applicants for the initial ABCTE certificate shall be responsible for any fees associated with the program leading to the issuance of the certificate, but nothing in this section shall prohibit a district from developing a policy that permits fee reimbursement.

7. Any member of the public school retirement system of Missouri who entered covered employment with ten or more years of educational experience in another state or states and held a certificate issued by another state and subsequently worked in a school district covered by the public school retirement system of Missouri for ten or more years who later became certificated in Missouri shall have that certificate dated back to his or her original date of employment in a Missouri public school.

170.039. 1. (1) School districts and charter schools sponsored by local boards of education may award an enrolled student credit for a high school course if the student is able to demonstrate proficiency in the knowledge, skills, and competencies in the subject area to the satisfaction of the district or charter school sponsored by a local board of education, regardless of whether the student has enrolled in the course with the district or charter school sponsored by a local board of education or completed the course.

(2) Districts and charter schools sponsored by local boards of education that offer proficiency-based credit as described in this section shall notify parents and students in the student handbook or, if a district or charter school sponsored by a local board of education does not provide a student handbook, through other means determined by the district or charter school sponsored by a local board of education.

(3) A student who chooses to demonstrate competency to earn credit as described in this section shall take any statewide assessments associated with any course for which the student earns proficiency-based credit.

2. A student who earns proficiency-based credits shall not be required to graduate earlier than his or her age-related cohorts even if the student earns more credits than necessary to graduate. However, if a student graduates from high school earlier than his or her age-related cohorts due to proficiency-based credits earned by the student, the district may continue to collect state aid for the student until the student's age-related cohorts graduate. The state aid earned in this manner shall be used to provide services to students who are at risk of not graduating on time or at all or to increase the number of students attending a career center from the number of students who attended in the 2017-18 school year.

3. If a student graduates early due to proficiency-based credits earned by the student, the district's collection of state aid for the student as described in subsection 2 of this section shall be determined by counting each course for which the student earned proficiency-based credit as equaling ninety-five percent of the hours of attendance possible for such course even though the student never actually attended the course. The district shall count only those courses necessary for the district to claim full-time status for the student until the student's age-related cohorts graduate."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 2** was adopted.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"610.031. 1. If the attorney general concludes that any person may have engaged in any act, conduct, or practice that violates any provision of chapter 109 or this chapter, the attorney general may apply for an order issued by a judge of the circuit court of Cole County to serve a civil investigative demand on any person who the attorney general believes may have information or evidence relevant to the suspected violation. A judge shall issue the order to serve the civil investigative demand if the judge finds that probable cause exists that a violation of chapter 109 or this chapter has occurred. Once a judge has issued an order to serve a civil investigative demand, the demand issued under this section may seek any information and documents that could be obtained by means of a subpoena duces tecum issued by a court of this state. A civil

investigative demand issued under this section may also require answers to written interrogatories that would be permitted by the Missouri supreme court rules.

2. A civil investigative demand issued under this section shall:

- (1) State the statute or statutes that the attorney general believes may have been violated;
- (2) Describe the class or classes of information and evidence to be produced with sufficient specificity so as to fairly indicate the material demanded;
- (3) Prescribe a return date, which shall be at least thirty days, by which the information and evidence is to be produced;
- (4) Identify the members of the attorney general's staff to whom the information and evidence requested is to be produced; and
- (5) Provide notice to the recipient of the demand of the recipient's ability to file a petition in the circuit court of Cole County to extend the return date for good cause or to quash or modify any portion of the demand.

3. Service of a civil investigative demand issued under this section may be made by:

- (1) Delivering a duly executed copy thereof to the person to be served, or to a partner or any officer or agent authorized by appointment or by law to receive service of process on behalf of such person;
- (2) Delivering a duly executed copy thereof to the principal place of business or the residence in this state of the person to be served;
- (3) Mailing by registered or certified mail a duly executed copy thereof addressed to the person to be served, at the person's principal place of business or residence in this state, or if such person has no place of business or residence in this state, to his or her principal office, place of business, or his or her residence; or
- (4) Mailing by registered or certified mail a duly executed copy thereof, requesting a return receipt signed by the addressee only, to the last known place of business, residence, or abode within or without this state of such person.

4. At any time prior to the return date specified in a civil investigative demand issued under this section or within twenty days after the civil investigative demand is served, whichever is earlier, the recipient of the civil investigative demand may file a petition in the circuit court of Cole County seeking to extend the return date for good cause or to quash or modify any portion of the civil investigative demand. A civil investigative demand issued under this section shall only be quashed or modified on the same basis as a subpoena duces tecum issued by a court of this state.

5. If any person fails to comply with any portion of a civil investigative demand served under this section, the attorney general may file a petition for an order to enforce the civil investigative demand. The attorney general may file such petition in the circuit court of Cole County or in any circuit court where such person has his or her principal place of business or residence. Any person who refuses to comply with an order enforcing a civil investigative demand shall be found in contempt.

6. Any person who, with the intent to avoid, evade, or prevent compliance with a civil investigative demand issued under this section, removes, conceals, withholds, destroys, alters, or falsifies any information or evidence responsive to a civil investigative demand served under this section shall be guilty of a class A misdemeanor. The attorney general shall have concurrent jurisdiction to enforce the provisions of this subsection.

7. No information, documentary material, or physical evidence requested pursuant to a civil investigative demand issued under this section shall, unless otherwise ordered by a court for good cause shown, be produced for or the contents thereof be disclosed to, any person other than the authorized employee of the attorney general without the consent of the person who produced such information, documentary material or physical evidence; provided, that under such reasonable terms and conditions as the attorney general shall prescribe, such information, documentary material or physical evidence shall be made available for inspection and copying by the person who produced such information, documentary material or physical evidence, or any duly authorized representative of such person. The attorney general, or any attorney designated by him or her, may use the information, documentary material, or physical evidence in the enforcement of chapter 109 or this chapter, by presentation before any court or by disclosure to law enforcement agencies of this state.

610.033. There is created within the office of the attorney general a transparency division. No assistant attorney general while assigned to the transparency division shall participate in the prosecution or defense of any civil claim on behalf of the state, any agency of the state, or any officer of the state, except the prosecution of an action alleging a violation of any provision of chapter 109 or this chapter."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3** was adopted.

Representative Ruth offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line and the following:

"161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of law, the governor shall, by and with the advice and consent of the senate, appoint a teacher representative to the state board of education who shall attend all meetings and participate in all deliberations of the board. The teacher representative shall not have the right to vote on any matter before the board or be counted in establishing a quorum under section 161.082.

2. The teacher representative shall be an active classroom teacher. For purposes of this section, "active classroom teacher" means a resident of the state of Missouri who is a full-time teacher with at least five years of teaching experience in the state of Missouri, who is certified to teach under the laws governing the certification of teachers in Missouri, and who is not on leave at the time of the appointment to the position of teacher representative. The teacher representative shall have the written support of the local school board prior to accepting the appointment.

3. The term of the teacher representative shall be four years, and appointments made under this section shall be made in rotation from each congressional district beginning with the first congressional district and continuing in numerical order.

4. If a vacancy occurs for any reason in the position of teacher representative, the governor shall appoint, by and with the advice and consent of the senate, a replacement for the unexpired term. Such replacement shall be a resident of the same congressional district as the teacher representative being replaced, shall meet the qualifications set forth under subsection 2 of this section, and shall serve until his or her successor is appointed and qualified. If the general assembly is not in session at the time for making an appointment, the governor shall make a temporary appointment until the next session of the general assembly, when the governor shall nominate a person to fill the position of teacher representative.

5. If the teacher representative ceases to be an active classroom teacher, as defined under subsection 2 of this section, or fails to follow the board's attendance policy, the teacher representative's position shall immediately become vacant unless an absence is caused by sickness or some accident preventing the teacher representative's arrival at the time and place appointed for the meeting.

6. The teacher representative shall receive the same reimbursement for expenses as members of the state board of education receive under section 161.022.

7. At no time shall more than one nonvoting member serve on the state board of education.

8. The provisions of this section shall expire on August 28, 2025.

161.072. 1. The state board of education shall meet semiannually in December and in June in Jefferson City. Other meetings may be called by the president of the board on seven days' written notice to the members. In the absence of the president, the commissioner of education shall call a meeting on request of three members of the board, and if both the president and the commissioner of education are absent or refuse to call a meeting, any three members of the board may call a meeting by similar notices in writing. The business to come before the board shall be available by free electronic record at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members of the board by the staff shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available by free electronic media at least five business days in advance of the meeting.

2. Upon an affirmative vote of the members of the board who are present and who are not teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed to the teacher representative."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 4** was adopted.

Representative Wood offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"168.800. 1. If a school district uses a salary schedule in which a teacher receives a higher salary if he or she has earned a master's degree, the school district shall compensate any teacher who has earned thirty credit hours in graduate-level or undergraduate-level courses in a field closely related to subjects taught by the teacher and approved by the school board of the district as if the teacher had earned the master's degree required to receive a higher salary on the salary schedule. If the district's salary schedule has different levels of compensation based on the type of master's degree, the district shall compensate the teacher as if the teacher had earned the master's degree with the lowest level of compensation on the salary schedule.

2. The department of elementary and secondary education shall ensure that its evaluations, data collections, and website are updated to reflect the requirements of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walker (3) raised a point of order that a member was in violation of Rule 85.

The Chair advised members to constrain comments to the amendment under consideration.

On motion of Representative Wood, **House Amendment No. 5** was adopted.

Representative Redmon offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"164.011. 1. The school board of each district annually shall prepare an estimate of the amount of money to be raised by taxation for the ensuing school year, the rate required to produce the amount, and the rate necessary to sustain the school or schools of the district for the ensuing school year, to meet principal and interest payments on the bonded debt of the district and to provide the funds to meet other legitimate district purposes. In preparing the estimate, the board shall have sole authority in determining what part of the total authorized rate shall be used to provide revenue for each of the funds as authorized by section 165.011. Prior to setting tax rates for the teachers' and incidental funds, the school board of each school district annually shall set the tax rate for the capital projects fund as necessary to meet the expenditures of the capital projects fund after all transfers allowed pursuant to subsection 4 of section 165.011. Furthermore the tax rate set in the capital projects fund shall not require the reduction of the equalized combined tax rates for the teachers' and incidental funds to be less than the greater of the minimum operating levy for the current year for school purposes established under subsection 2 of section 163.021.

2. The school board of each district shall forward the estimate to the county clerk on or before September first. In school districts divided by county lines, the estimate shall be forwarded to the proper officer of each county in which any part of the district lies.

3. When revising its tax rate each year, the aggregate increase in the valuation of property assessed by the state tax commission for the current year over that of the previous year shall be considered new construction and improvement.

4. The department of elementary and secondary education and any other government agency involved in the tax rate process shall update the necessary forms, reports, and documents in order to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 6** was adopted.

Representative Houghton offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.646. **1. No contribution or expenditure of public funds shall be made directly by any officer, employee or agent of any political subdivision to advocate, support, or oppose any ballot measure or candidate for public office. For the purposes of this subsection, the term "contribution or expenditure" shall include, but not be limited to, any use of funds or equipment, supplies, facilities, electricity, ink, paper, or employee time paid for by the political subdivision. For the purposes of this subsection, the term "political subdivision" shall include any political subdivision of the state, and any special district or subdistrict, including any school district. This section shall not be construed to prohibit any public official of a political subdivision from making public appearances or from issuing press releases concerning any such ballot measure, provided that the political subdivision makes no direct contribution or expenditure of public funds to produce, print, or distribute any such press release.**

2. Any purposeful violation of this section shall be a class B misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 7** was adopted.

Representative Sommer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said line the following:

"170.314. 1. The provisions of this section shall be known and may be cited as the "Missouri S.A.F.E. (Strategic Action For Emergencies) Act".

2. There is hereby established the "School Safety Task Force". The joint committee on education shall provide technical and administrative support as required by the task force to fulfill its duties. Any such support involving monetary expenses shall first be approved by the chair of the joint committee on education. All task force members shall be appointed before November 1, 2018. The membership of the task force shall be inclusive and reflect the racial, gender, geographic, urban, rural, and economic diversity of the state. The membership of the task force shall consist of all of the following:

- (1) A teacher, appointed by the governor;**
- (2) The commissioner of education, or his or her designee;**
- (3) The commissioner of higher education, or his or her designee;**
- (4) The president of a four-year university, appointed by a council comprised of presidents and chancellors of public institutions of higher education in Missouri;**
- (5) The superintendent of the Missouri state highway patrol, or his or her designee;**

- (6) The director of the department of mental health, or his or her designee;
 - (7) The director of the state emergency management agency, or his or her designee;
 - (8) The commissioner of the office of administration, or his or her designee;
 - (9) A school superintendent, appointed by a statewide association of school superintendents;
 - (10) A member of a local school board, appointed by a statewide association of school boards;
 - (11) A school resource officer, appointed by a statewide association of school resource officers;
 - (12) A licensed school counselor, appointed by a statewide association supporting school counselors;
 - (13) A sheriff, appointed by a statewide association of sheriffs;
 - (14) A police chief, appointed by a statewide association of police chiefs;
 - (15) A local emergency management director, appointed by a statewide association of emergency management and public safety professionals;
 - (16) The chair of the house elementary and secondary education committee, or his or her designee;
 - (17) The chair of the senate education committee, or his or her designee;
 - (18) A member of the house of representatives, appointed by the speaker of the house of representatives;
 - (19) A member of the senate, appointed by the president pro tempore of the senate;
 - (20) An attorney specializing in education law, appointed by the Missouri bar association;
 - (21) The state fire marshal, or his or her designee;
 - (22) An active law enforcement officer with experience in active shooter and other emergency situations in schools, appointed by a statewide association of peace officers;
 - (23) A licensed clinical social worker, appointed by a statewide organization supporting licensed clinical social workers;
 - (24) A school psychologist, appointed by a statewide association supporting school psychologists; and
 - (25) A school social worker, appointed by a statewide association supporting school social workers.
3. Any member of the task force who is appointed under this section shall serve a term of three years. A member of the task force may be reappointed to serve on the task force. Any vacancy in such appointed membership shall be filled for the remainder of the unexpired term in the manner of the original appointment.
4. The school safety task force shall be divided into four subcommittees. The chair and vice chair of the task force, along with the chairs of each subcommittee, shall comprise the executive committee of the task force, which shall set the duties of the subcommittees. Each subcommittee shall study one of the following four issues:
- (1) School climate and discipline;
 - (2) Mental health and special needs of students;
 - (3) Physical security and emergency preparedness; and
 - (4) Substance abuse and gang intervention.
5. The school safety task force shall:
- (1) Complete a comprehensive annual review and assessment of state laws, rules, protocols, and minimum standards in place concerning school safety and security;
 - (2) Identify gaps in school safety and security that need to be addressed;
 - (3) Examine the various funding streams for school-based mental health services and determine how these streams may best be used in order to provide more accessible and efficient delivery of mental health programs;
 - (4) Examine school mental health staffing ratios and provide suggestions that allow for the full delivery of services and effective school-community partnerships, including collaboration between school districts;
 - (5) Develop standards for district-level policies to promote effective school discipline and mental health intervention services;
 - (6) Examine current intra- and interagency collaboration and suggest ways to improve cooperation;
 - (7) Examine how to best support multitiered systems of support; and
 - (8) As needed, submit recommendations for immediate, achievable legislative actions to the governor, the speaker of the house of representatives, the president pro tempore of the senate, and the appropriate legislative committees to ensure that public schools across the state are as safe, secure, and protected as possible.
6. The task force shall hold its first meeting no later than February 1, 2019, with the date, time, and location of the meeting designated by the speaker of the house of representatives.

7. The task force shall meet at least four times within one year of the effective date of this section, and at least annually thereafter, to determine if any recommendations should be made to the general assembly to enhance school safety.

8. At the first meeting of the task force, the task force shall elect a chair, vice chair, and other officers, as determined by the task force, and shall set dates, times, and locations of subsequent meetings. A simple majority of appointed members shall constitute a quorum for any task force committee or subcommittee, but a committee or subcommittee may hear testimony without a quorum.

9. Members of the task force shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the task force according to the policies and procedures of their respective appointing authorities.

10. If the task force has any legislative recommendations, it shall submit its findings and recommendations in writing to the general assembly by December thirty-first of each year.

170.315. 1. There is hereby established the Active Shooter and Intruder Response Training ~~[for Schools]~~ Program (ASIRT).

2. (1) Each school district and each charter school shall establish:

- (a) A schools safety and emergency response procedure; and
- (b) An active shooter and intruder response training program.

(2) Both the procedure and the training required to be established under this subsection shall include and address timely response to emergencies including, but not limited to, invasions by armed outsiders, hostage situations, armed students, and any other dangerous situations.

3. Each school district and charter school ~~[may, by July 1, 2014,]~~ shall include in its teacher and school employee training a component on how to properly respond to students who provide them with information about a threatening situation and how to address situations in which there is a potentially dangerous or armed intruder in the school. Training ~~[may]~~ shall also include information and techniques on how to address situations where an active shooter is present in the school or on school property.

~~[2-]~~ 4. Each school district and charter school ~~[may]~~ shall conduct the active shooter and intruder response training on an annual basis. ~~[If no formal training has previously occurred, the length of the training may be eight hours. The length of annual continuing training may be four hours.]~~

~~—————~~ ~~[3-]~~ 5. All school personnel of each school district and each charter school shall participate in the annual active shooter and intruder response training, which shall include a simulated active shooter and intruder response drill conducted and led by law enforcement professionals. Each drill ~~[may]~~ shall include an explanation of its purpose and a safety briefing. The training shall require each participant to know and understand how to respond in the event of an actual emergency on school property or at a school event. The drill ~~[may]~~ shall include:

- (1) Allowing school personnel to respond to the simulated emergency in whatever way they have been trained or informed; and
- (2) Allowing school personnel to attempt and implement new methods of responding to the simulated emergency based upon previously used unsuccessful methods of response.

~~[4-]~~ 6. All instructors for the active shooter and intruder response training program shall be certified by the department of public safety's peace officers standards training commission.

~~[5-]~~ 7. School districts and charter schools ~~[may]~~ shall consult and collaborate with the department of public safety, law enforcement authorities, emergency response agencies, ~~[and]~~ or other organizations and entities trained to deal with active shooters or potentially dangerous or armed intruders to develop and establish the active shooter and intruder response training program and the schools safety and emergency response procedure.

~~[6-]~~ 8. Public schools shall foster an environment in which students feel comfortable sharing information they have regarding a potentially threatening or dangerous situation with a responsible adult."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 8** was adopted.

Representative Rehder offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) Present students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person[~~—Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure~~];

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline; ~~and~~

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends; **and**

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature, especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rhoads assumed the Chair.

Representative Kelly (141) offered **House Amendment No. 1 to House Amendment No. 9**.

*House Amendment No. 1
to
House Amendment No. 9*

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 743, Page 1, Lines 28 and 29, by deleting all of said lines and inserting in lieu thereof the following:

"be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kelly (141), **House Amendment No. 1 to House Amendment No. 9** was adopted.

Representative Burnett offered **House Amendment No. 2 to House Amendment No. 9**.

House Amendment No. 2
to
House Amendment No. 9

AMEND House Amendment No. 9 to House Committee Substitute for Senate Bill No. 743, Page 2, Lines 32 through 44, by deleting all of said lines and inserting in lieu thereof the following:

~~"[7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.~~

~~8. As used in this section, the following terms mean:~~

~~(1) "Abortion", the same meaning as such term is defined in section 188.015;~~

~~(2) "Abortion services":~~

~~(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;~~

~~(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or~~

~~(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother.]; and"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler

Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 012

Brown 27	Curtman	Davis	Ellebracht	Gray
Mitten	Peters	Pogue	Reisch	Runions
Schroer	Spencer			

VACANCIES: 002

Representative Burnett moved that **House Amendment No. 2 to House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Christofanelli:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Lavender	May	McCann Beatty	McCreery
McGee	Meridith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Roberts	Rowland 29	Smith 85	Stevens 46	Unsicker
Walker 74	Wessels			

NOES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth

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Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Cookson	Cornejo	Curtman
Ellebracht	Kendrick	Mitten	Peters	Pogue
Revis	Runions	Schroer	Washington	

VACANCIES: 002

On motion of Representative Rehder, **House Amendment No. 9, as amended**, was adopted.

Representative Pike offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"168.770. 1. For purposes of this section, the following terms mean:

(1) "School librarian", a teacher who holds a certificate of license to teach under section 168.021 and is certified as a library media specialist by the department of elementary and secondary education;

(2) "School library information and technology program", a school-based program that is staffed by a school librarian and that provides a broad, flexible array of services, resources, and instruction that support student mastery of the essential academic learning requirements and state standards in all subject areas and the implementation of any school improvement plan of the district.

2. Before July 1, 2019, the department of elementary and secondary education shall develop a process for recognition of a district's school library information and technology program.

3. The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 10** was adopted.

Representative Corlew offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"171.200. 1. This section and section 173.1551 shall be known and may be cited as the "Cronkite New Voices Act".

2. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public high school, distributed or generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a public high school student who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a school district to supervise or provide instruction relating to school-sponsored media.

3. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

4. School districts and student-media advisors may regulate the number, length, frequency, and format of school-sponsored media. Review of material prepared for school-sponsored media and encouragement of the expression of such material in a manner that is consistent with professional standards of English and journalism shall not be deemed to be or construed as an abridgement of the right to freedom of expression in school-sponsored media or a restraint on publication of the material therein.

5. A school district shall not authorize any prior restraint of any school-sponsored media except if the administration or student-media advisor reasonably determines or anticipates that the media:

(1) Is libelous or slanderous;
(2) Constitutes an invasion of privacy;
(3) Violates federal or state law;
(4) Is a threat of violence;
(5) Advertises a product or service that is illegal or is not permitted to be sold to minors by law;
(6) Violates the rights of others;
(7) Is likely to incite students to commit an unlawful act or to violate school district policy or procedure;

(8) Is likely to materially and substantially disrupt or interfere with the orderly operation of the school; or

(9) Is vulgar, obscene, offensively lewd, profane, threatening, or intimidating.

6. Subject to the limitations imposed by this section, student journalists are responsible for determining the news, opinion, and advertising content of school-sponsored media. Student-media advisors are responsible for teaching and encouraging free and responsible expression of material and professional standards of English and journalism. No student-media advisor shall be disciplined, terminated from employment, transferred, or relieved of duties imposed under this subsection for refusal to abridge or infringe upon the right to freedom of expression conferred by this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of a school district's policy. No school district, member of the board of education, student-media advisor, or employee of a school district shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities have interfered with or altered the content of the student speech or expression, and then only to the extent of the interference or alteration of the speech or expression.

8. Each school district shall adopt a written policy regarding the freedom of the press and expression by students in accordance with this section. The policy shall include reasonable provisions for the time, place, and manner of student expression. The policy may also include limitations regarding language that may be defined as vulgar, obscene, offensively lewd, profane, harassing, threatening, or intimidating.

173.1551. 1. For purposes of this section, the following terms mean:

(1) "School-sponsored media", any material that is prepared, substantially written, published, or broadcast by a student journalist at a public institution of higher education in this state, distributed or

generally made available to members of the student body, and prepared under the direction of a student-media advisor. The term "school-sponsored media" does not include any media intended for distribution or transmission solely in the classroom in which the media is produced;

(2) "Student journalist", a student of a public institution of higher education who gathers, compiles, writes, edits, photographs, records, produces, or prepares content for dissemination in school-sponsored media;

(3) "Student-media advisor", an individual employed, appointed, or designated by a public institution of higher education in this state to supervise or provide instruction relating to school-sponsored media.

2. Subject to the provisions of this section, the freedom of the press in school-sponsored media shall be protected. A student journalist has the right to exercise freedom of speech and of the press in school-sponsored media. Material in school-sponsored media shall not be suppressed solely because it involves political or controversial subject matter.

3. Subject to subsection 4 of this section, a student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. This subsection shall not be construed to prevent a student-media advisor from teaching professional standards of English and journalism to student journalists.

4. This section does not authorize or protect expression by a student that:

- (1) Is libelous or slanderous;
- (2) Constitutes an invasion of privacy;
- (3) Violates federal or state law;
- (4) Is likely to incite students to commit an unlawful act or to violate institution policy or procedure; or
- (5) Is likely to materially and substantially disrupt or interfere with the orderly operation of the institution.

5. Except as provided in subsection 4 of this section, a student journalist at a public institution of higher education in the state shall not be disciplined for exercising his or her freedom of expression in school-sponsored media.

6. A student-media advisor at a public institution of higher education in the state shall not be dismissed, suspended, disciplined, reassigned, transferred, or otherwise retaliated against for protecting or refusing to infringe on the rights of student journalists outlined in this section.

7. No publication or other expression of matter by students in the exercise of rights under this section shall be deemed to be an expression of an institution's policy. No public institution of higher education or a member of the institution's governing body or employee thereof shall be held liable in any civil or criminal action for any publication or other expression of matter by student journalists in the exercise of rights under this section except to the extent that such persons or entities actively participated in the conduct that is the subject of the civil or criminal action.

177.086. 1. Any school district authorizing the construction of facilities which may exceed an expenditure of ~~[fifteen]~~ fifty thousand dollars shall publicly advertise, once a week for two consecutive weeks, in a newspaper of general circulation, qualified pursuant to chapter 493, located within the city in which the school district is located, or if there be no such newspaper, in a qualified newspaper of general circulation in the county, or if there be no such newspaper, in a qualified newspaper of general circulation in an adjoining county, and may advertise in business, trade, or minority newspapers, for bids on said construction.

2. No bids shall be entertained by the school district which are not made in accordance with the specifications furnished by the district and all contracts shall be let to the lowest responsible bidder complying with the terms of the letting, provided that the district shall have the right to reject any and all bids.

3. All bids must be submitted sealed and in writing, to be opened publicly at time and place of the district's choosing."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 11** was adopted.

HCS SB 743, as amended, was laid over.

On motion of Representative Vescovo, the House recessed until 2:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Andrews	Basye	Beard
Bondon	Burnett	Burns	Conway 10	Dogan
Engler	Francis	Gannon	Hannegan	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Korman
Mathews	Matthiesen	May	Morse 151	Muntzel
Neely	Redmon	Reiboldt	Revis	Roeber
Rowland 29	Taylor	Walsh	White	

NOES: 001

Curtis

PRESENT: 081

Adams	Anderson	Austin	Bahr	Bangert
Baringer	Beck	Berry	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cross	Davis
Dinkins	Dohrman	Eggleston	Evans	Fitzwater
Franklin	Franks Jr	Frederick	Gregory	Grier
Haefner	Hansen	Harris	Helms	Higdon
Hill	Houghton	Houx	Johnson	Kendrick
Knight	Kolkmeyer	Lauer	Lichtenegger	Love
Lynch	Marshall	McCann Beatty	McCreery	McGaugh
Meredith 71	Messenger	Miller	Moon	Morgan
Mosley	Newman	Nichols	Pfautsch	Pike
Quade	Razer	Reisch	Rhoads	Roberts
Roden	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Spencer
Stacy	Stephens 128	Swan	Tate	Vescovo
Walker 3	Washington	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 045

Arthur	Barnes 60	Barnes 28	Bernskoetter	Black
Brown 27	Brown 57	Butler	Carpenter	Cookson
Cornejo	Curtman	DeGroot	Ellebracht	Ellington
Fitzpatrick	Fraker	Gray	Green	Haahr
Kidd	Lant	Lavender	McDaniel	McGee
Merideth 80	Mitten	Morris 140	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Pogue	Rehder
Remole	Rone	Shull 16	Smith 85	Sommer
Stevens 46	Trent	Unsicker	Walker 74	Wessels

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 743, as amended, relating to elementary and secondary education, was again taken up by Representative Redmon.

Representative Ruth offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after said line the following:

"167.225. 1. As used in this section, the following terms mean:

- (1) ~~["Blind persons", individuals who:~~
~~—— (a) Have a visual acuity of 20/200 or less in the better eye with conventional correction, or have a limited field of vision such that the widest diameter of the visual field subtends an angular distance not greater than twenty degrees; or~~
~~—— (b) Have a reasonable expectation of visual deterioration; or~~
~~—— (c) Cannot read printed material at a competitive rate of speed and with facility due to lack of visual acuity;~~
~~—— (2)] "Braille", the system of reading and writing through touch [commonly known as standard English braille];~~

~~[(3)]~~ (2) "Student", any student who ~~[is blind or any student eligible for special education services for visually impaired as defined in P.L. 94-142]~~ **has an impairment in vision that, even with correction, adversely affects a child's educational performance and who is determined eligible for special education services under the Individuals with Disabilities Education Act.**

2. All students ~~[may]~~ **shall** receive instruction in braille reading and writing as part of their individualized education plan **unless the individual education program team determines, after an evaluation of a student's reading and writing skills, needs, and appropriate reading and writing media, including an evaluation of the student's future needs for instruction in braille or the use of braille, that instruction in braille or the use of braille is not appropriate.** No student shall be denied ~~[the opportunity of]~~ instruction in braille reading and writing solely because the student has some remaining vision.

3. Instruction in braille reading and writing shall be sufficient to enable each student to communicate effectively and efficiently at a level commensurate with ~~[his]~~ **the student's** sighted peers of comparable grade level and intellectual functioning. The student's individualized education plan shall specify:

- (1) How braille will be implemented as the primary mode for learning through integration with normal classroom activities. If braille will not be provided to a child who is blind, the reason for not incorporating it in the individualized education plan shall be documented therein;
- (2) The date on which braille instruction will commence;
- (3) The level of competency in braille reading and writing to be achieved by the end of the period covered by the individualized education plan; and
- (4) The duration of each session.

4. As part of the certification process, teachers certified in the education of blind and visually impaired children shall be required to demonstrate competence in reading and writing braille. The department of elementary and secondary education shall adopt assessment procedures to assess such competencies which are consistent with standards adopted by the National Library Service for the Blind and Physically Handicapped, Library of Congress, Washington, D. C."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 12** was adopted.

Representative Dinkins offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.665. 1. Any school district within the state may designate one or more elementary or secondary school teachers ~~[or]~~, administrator **or other designated school personnel** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the teacher ~~[or]~~, administrator **or other designated school personnel**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

4. Upon detention of a person under subsection 3 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

5. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

6. Any teacher ~~[or]~~, administrator **or other designated school personnel** of an elementary or secondary school who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district which employs him or her as a teacher ~~[or]~~, administrator **or other designated school personnel**. Along with this request, any teacher ~~[or]~~, administrator **or other designated school personnel** seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all teachers ~~[and]~~, administrators **and other designated school personnel** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

7. No school district may designate a teacher ~~[or]~~, administrator **or other designated school personnel** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

8. Any school district that designates a teacher ~~[or]~~, administrator **or other designated school personnel** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

- (1) The full name, date of birth, and address of the officer;
- (2) The name of the school district; and
- (3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

9. A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school

district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

10. The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

11. Before a school district may designate a teacher ~~[or]~~, administrator **or other designated school personnel** as a school protection officer, the school board shall hold a public hearing on whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. The board may determine at a closed meeting, as "closed meeting" is defined under section 610.010, whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Redmon raised a point of order that members were in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Brattin offered **House Substitute Amendment No. 1 for House Amendment No. 13.**

*House Substitute Amendment No. 1
for
House Amendment No. 13*

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.665. 1. Any school district within the state may designate one or more ~~[elementary or secondary school teachers or administrators]~~ **employees of the district** as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the ~~[teacher or administrator]~~ **employee**. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. **Any ammunition in the possession of a school protection officer who is carrying a concealed firearm while on school property in his or her role as an employee of the district shall be Dynamic Research Technologies ammunition or ammunition equivalent to or similar to such ammunition.**

4. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

~~[4-]~~ 5. Upon detention of a person under subsection ~~[3]~~ 4 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

~~[5-]~~ 6. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

~~[6-]~~ 7. Any ~~[teacher or administrator of an elementary or secondary school]~~ **employee of a district** who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the superintendent of the school district which employs him or her ~~[as a teacher or administrator]~~. Along with this request, any ~~[teacher or administrator]~~ **employee** seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all ~~[teachers and administrators]~~ **employees** seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

~~[7-]~~ 8. No school district may designate ~~[a teacher or administrator]~~ **an employee** as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

~~[8-]~~ 9. Any school district that designates ~~[a teacher or administrator]~~ **an employee** as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

- (1) The full name, date of birth, and address of the officer;
- (2) The name of the school district; and
- (3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

~~[9-]~~ 10. A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

~~[10-]~~ 11. The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

~~[11- Before a school district may designate a teacher or administrator]~~ 12. **If an employee submits a request for designation as a school protection officer to the superintendent, the school board shall promptly hold a public hearing ~~[on]~~ and determine by a vote at the hearing whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. The request for designation as a school protection officer shall also require the school board ~~[may determine at]~~ to hold a closed meeting, as "closed meeting" is defined under section 610.010, and determine by a vote at the closed meeting whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device. The school board shall hold the closed meeting and vote on the issue regardless of whether the employee specifically requested authorization to carry a concealed firearm or a self-defense spray device on school property in his or her request for designation as a school protection officer.**

13. Each school district shall consider implementing a school protection officer program consistent with the provisions of this section. The school board of each school district shall hold a public hearing and determine by a vote at the hearing whether to implement such a program.

14. Any school board that approves a school protection officer program by a vote described in subsection 13 of this section shall notify all the employees of the district of the program and the option to request designation as a school protection officer."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"590.205. 1. The POST commission shall establish minimum standards for school protection officer training instructors, training centers, and training programs.

2. The director shall develop and maintain a list of approved school protection officer training instructors, training centers, and training programs. **The director shall allow private companies to serve as training centers and operate training programs under this section.** The director shall not place any instructor, training center, or training program on its approved list unless such instructor, training center, or training program meets all of the POST commission requirements under this section and section 590.200. The director shall make this approved list available to every school district in the state. The required training to become a school protection officer shall be provided by those firearm instructors, private and public, who have successfully completed a department of public safety POST certified law enforcement firearms instructor school.

3. Each person seeking entrance into a school protection officer training center or training program shall submit a fingerprint card and authorization for a criminal history background check to include the records of the Federal Bureau of Investigation to the training center or training program where such person is seeking entrance. The training center or training program shall cause a criminal history background check to be made and shall cause the resulting report to be forwarded to the school district where the ~~[elementary school teacher or administrator]~~ **employee** is seeking to be designated as a school protection officer.

4. No person shall be admitted to a school protection officer training center or training program unless such person submits proof to the training center or training program that he or she has a valid concealed carry endorsement or permit.

5. A certificate of school protection officer training program completion may be issued to any applicant by any approved school protection officer training instructor. On the certificate of program completion the approved school protection officer training instructor shall affirm that the individual receiving instruction has taken and passed a school protection officer training program that meets the requirements of this section and section 590.200 and indicate whether the individual has a valid concealed carry endorsement or permit. The instructor shall also provide a copy of such certificate to the director of the department of public safety.

6. The POST commission shall establish requirements for the continuing education of all school protection officers. All school protection officers shall annually receive four hours of firearms skill development training.

7. At least two times each year, all school protection officers shall participate in a joint training on school protection with a local law enforcement agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer

Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Curtis
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Barnes 60	Black	Brown 27	Burns
Conway 10	Cookson	Corlew	Ellington	Evans
Grier	Haahr	Lichtenegger	McDaniel	Miller
Mitten	Peters	Phillips	Pietzman	Plocher
Pogue	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Brattin, **House Substitute Amendment No. 1 for House Amendment No. 13** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haefner	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pike	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 038

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Green	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Bernskoetter	Black	Brown 27
Burns	Cookson	Corlew	Dogan	Evans
Grier	Haahr	Hannegan	Kidd	Lichtenegger
McDaniel	Miller	Mitten	Newman	Peters
Phillips	Pietzman	Plocher	Pogue	Rhoads
Smith 85	Walker 74			

VACANCIES: 002

Representative Pfautsch offered **House Amendment No. 14.**

House Amendment No. 14

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said line the following:

"161.217. 1. The department of elementary and secondary education, in collaboration with the Missouri Head Start State Collaboration Office and the departments of health and senior services, mental health, and social services, shall develop, as a three-year pilot program, a voluntary early learning quality assurance report. The early learning quality assurance report shall be developed based on evidence-based practices.

2. Participation in the early learning quality assurance report pilot program shall be voluntary for any licensed or license-exempt early learning providers that are center-based or home-based and are providing services for children from any ages from birth up to kindergarten.

3. The early learning quality assurance report may include, but is not limited to, information regarding staff qualifications, instructional quality, professional development, health and safety standards, parent engagement, and community engagement.

4. The early learning quality assurance report shall not be used for enforcement of compliance with any law or for any punitive purposes.

5. The department of elementary and secondary education shall promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset three years after August 28, ~~2016~~ **2019**, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset three years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pfautsch, **House Amendment No. 14** was adopted.

Representative Roeber offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"160.410. 1. A charter school shall enroll:

(1) All pupils resident in the district in which it operates;
(2) Nonresident pupils eligible to attend a district's school under an urban voluntary transfer program;
(3) Nonresident pupils who transfer from an unaccredited district under section 167.131, provided that the charter school is an approved charter school, as defined in section 167.131, and subject to all other provisions of section 167.131;

(4) In the case of a charter school whose mission includes student drop-out prevention or recovery, any nonresident pupil from the same or an adjacent county who resides in a residential care facility, a transitional living group home, or an independent living program whose last school of enrollment is in the school district where the charter school is established, who submits a timely application; and

(5) In the case of a workplace charter school, any student eligible to attend under subdivision (1) or (2) of this subsection whose parent is employed in the business district, who submits a timely application, unless the number of applications exceeds the capacity of a program, class, grade level or building. The configuration of a business district shall be set forth in the charter and shall not be construed to create an undue advantage for a single employer or small number of employers.

2. If capacity is insufficient to enroll all pupils who submit a timely application, the charter school shall have an admissions process that assures all applicants of an equal chance of gaining admission and does not discriminate based on parents' ability to pay fees or tuition except that:

(1) A charter school may establish a geographical area around the school whose residents will receive a preference for enrolling in the school, provided that such preferences do not result in the establishment of racially or socioeconomically isolated schools and provided such preferences conform to policies and guidelines established by the state board of education;

(2) A charter school may also give a preference for admission of children whose siblings attend the school or whose parents are employed at the school or in the case of a workplace charter school, a child whose parent is employed in the business district or at the business site of such school; and

(3) Charter ~~[alternative and special purpose]~~ schools may also give a preference for admission to high-risk students, as defined in subdivision (5) of subsection 2 of section 160.405, when the school targets these students through its proposed mission, curriculum, teaching methods, and services.

3. A charter school shall not limit admission based on race, ethnicity, national origin, disability, income level, proficiency in the English language or athletic ability, but may limit admission to pupils within a given age group or grade level. Charter schools may limit admission based on gender only when the school is a single-gender school. Students of a charter school who have been enrolled for a full academic year shall be counted in the performance of the charter school on the statewide assessments in that calendar year, unless otherwise exempted as English language learners. For purposes of this subsection, "full academic year" means the last Wednesday in September through the administration of the Missouri assessment program test without transferring out of the school and re-enrolling.

4. A charter school shall make available for public inspection, and provide upon request, to the parent, guardian, or other custodian of any school-age pupil resident in the district in which the school is located the following information:

- (1) The school's charter;
- (2) The school's most recent annual report card published according to section 160.522;
- (3) The results of background checks on the charter school's board members; and

(4) If a charter school is operated by a management company, a copy of the written contract between the governing board of the charter school and the educational management organization or the charter management organization for services. The charter school may charge reasonable fees, not to exceed the rate specified in section 610.026 for furnishing copies of documents under this subsection.

5. When a student attending a charter school who is a resident of the school district in which the charter school is located moves out of the boundaries of such school district, the student may complete the current semester and shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

6. If a change in school district boundary lines occurs under section 162.223, 162.431, 162.441, or 162.451, or by action of the state board of education under section 162.081, including attachment of a school district's territory to another district or dissolution, such that a student attending a charter school prior to such change no longer resides in a school district in which the charter school is located, then the student may complete the current academic year at the charter school. The student shall be considered a resident student. The student's parent or legal guardian shall be responsible for the student's transportation to and from the charter school.

7. The provisions of sections 167.018 and 167.019 concerning foster children's educational rights are applicable to charter schools."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Henderson	Higdon	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lauer
Love	Lynch	Mathews	Matthiesen	McGaugh
Messenger	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pike	Redmon	Reiboldt
Remole	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson	Wood	Mr. Speaker

NOES: 039

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 032

Arthur	Barnes 60	Brown 27	Brown 57	Burns
Chipman	Cookson	DeGroot	Ellebracht	Ellington
Fraker	Haahr	Helms	Houx	Kidd
Lichtenegger	Marshall	McDaniel	Miller	Peters
Phillips	Pietzman	Plocher	Pogue	Rehder
Reisch	Rhoads	Roden	Rone	Smith 85
Walker 74	Wiemann			

VACANCIES: 002

On motion of Representative Roeber, **House Amendment No. 15** was adopted.

Representative Swan offered **House Amendment No. 16**.

House Amendment No. 16

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3-] **4.** Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special".; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May offered **House Amendment No. 1 to House Amendment No. 16**.

House Amendment No. 1
to
House Amendment No. 16

AMEND House Amendment No. 16 to House Committee Substitute for Senate Bill No. 743, Page 1, Line 1, by inserting after the number "743," the following:

"Page 1, Section 162.401, Line 9, by inserting after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of

the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 1 to House Amendment No. 16** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative May:

AYES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brattin	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Dinkins
Ellington	Engler	Franks Jr	Gray	Green
Haefner	Hansen	Harris	Higdon	Hurst
Johnson	Kendrick	Lavender	Marshall	Matthiesen
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Morse 151	Mosley
Neely	Newman	Nichols	Pierson Jr	Quade
Razer	Remole	Revis	Roberts	Roden
Rowland 29	Runions	Shull 16	Stevens 46	Tate
Unsicker	Washington	Wessels	White	

NOES: 073

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bondon	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Hannegan	Helms	Henderson	Hill
Houghton	Justus	Kelly 141	Knight	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
McGaugh	Messenger	Morris 140	Muntzel	Pfautsch
Pike	Plocher	Redmon	Reiboldt	Reisch
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 029

Bahr	Barnes 60	Bernskoetter	Berry	Black
Brown 27	Brown 57	Chipman	Cookson	Cross
Ellebracht	Grier	Haahr	Houx	Kelley 127
Kidd	Kolkmeier	Mathews	McDaniel	McGee
Miller	Peters	Phillips	Pietzman	Pogue
Rehder	Rhoads	Smith 85	Walker 74	

VACANCIES: 002

On motion of Representative Swan, **House Amendment No. 16** was adopted.

Representative Lynch assumed the Chair.

Representative Korman offered **House Amendment No. 17**.

House Amendment No. 17

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"178.931. 1. Beginning July 1, 2018, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to the amount calculated under subsection 2 of this section but at least the amount necessary to ensure that at least twenty-one dollars is paid for each six-hour or longer day worked by a handicapped employee.

2. In order to calculate the monthly amount due to each sheltered workshop, the department shall:

- (1) Determine the quotient obtained by dividing the appropriation for the fiscal year by twelve; and**
- (2) Divide the amount calculated under subdivision (1) of this subsection among the sheltered**

workshops in proportion to each sheltered workshop's number of hours submitted to the department for the preceding calendar month.

3. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.

~~[178.930. 1. (1) Beginning July 1, 2009, and until June 30, 2010, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Eighteen dollars shall be paid for each six hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty hour week or a six hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.~~

~~(2) Beginning July 1, 2010, and thereafter, the department of elementary and secondary education shall pay monthly, out of the funds appropriated to it for that purpose, to each sheltered workshop a sum equal to ninety five dollars for each standard workweek (Monday through Friday) of up to and including thirty hours worked during the preceding calendar month. Nineteen dollars shall be paid for each six hour or longer day worked by a handicapped employee on Saturdays or Sundays. For each handicapped worker employed by a sheltered workshop for less than a thirty hour week~~

or a six hour day on Saturdays or Sundays, the workshop shall receive a percentage of the corresponding amount normally paid based on the percentage of time worked by the handicapped employee.

~~2. The department shall accept, as prima facie proof of payment due to a sheltered workshop, information as designated by the department, either in paper or electronic format. A statement signed by the president, secretary, and manager of the sheltered workshop, setting forth the dates worked and the number of hours worked each day by each handicapped person employed by that sheltered workshop during the preceding calendar month, together with any other information required by the rules or regulations of the department, shall be maintained at the workshop location.~~

~~3. There is hereby created in the state treasury the "Sheltered Workshop Per Diem Revolving Fund" which shall be administered by the commissioner of the department of elementary and secondary education. All moneys appropriated pursuant to subsection 1 of this section shall be deposited in the fund and expended as described in subsection 1 of this section.~~

~~4. The balance of the sheltered workshop per diem revolving fund shall not exceed five hundred thousand dollars at the end of each fiscal year and shall be exempt from the provisions of section 33.080 relating to the transfer of unexpended balances to the general revenue fund. Any unexpended balance in the sheltered workshop per diem revolving fund at the end of each fiscal year exceeding five hundred thousand dollars shall be deposited in the general revenue fund.]~~

Section B. Because immediate action is necessary to ensure that as many people can be employed in sheltered workshops as possible, and that the employment of people can occur as soon as possible, the repeal of section 178.930 and the enactment of section 178.931 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal of section 178.930 and the enactment of section 178.931 of this act shall be in full force and effect on July 1, 2018, or upon its passage and approval, whichever occurs later."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Redmon offered House Amendment No. 1 to House Amendment No. 17.

*House Amendment No. 1
to
House Amendment No. 17*

AMEND House Amendment No. 17 to House Committee Substitute for Senate Bill No. 743, Page 2, Lines 24 to 32, by deleting all of said lines and inserting in lieu thereof the following:

~~"shall be deposited in the general revenue fund.]"~~; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1 to House Amendment No. 17** was adopted.

On motion of Representative Korman, **House Amendment No. 17, as amended**, was adopted.

Representative Rowland (155) offered **House Amendment No. 18.**

House Amendment No. 18

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.011. As used in chapters 160, 161, 162, 163, 164, 165, 167, 168, 170, 171, 177 and 178, the following terms mean:

- (1) "District" or "school district", when used alone, may include seven-director, urban, and metropolitan school districts;
- (2) "Elementary school", a public school giving instruction in a grade or grades not higher than the eighth grade;
- (3) "Family literacy programs", services of sufficient intensity in terms of hours, and of sufficient duration, to make sustainable changes in families that include:
 - (a) Interactive literacy activities between parents and their children;
 - (b) Training of parents regarding how to be the primary teacher of their children and full partners in the education of their children;
 - (c) Parent literacy training that leads to high school completion and economic self sufficiency; and
 - (d) An age-appropriate education to prepare children of all ages for success in school;
- (4) "Graduation rate", the quotient of the number of graduates in the current year as of June thirtieth divided by the sum of the number of graduates in the current year as of June thirtieth plus the number of twelfth graders who dropped out in the current year plus the number of eleventh graders who dropped out in the preceding year plus the number of tenth graders who dropped out in the second preceding year plus the number of ninth graders who dropped out in the third preceding year;
- (5) "High school", a public school giving instruction in a grade or grades not lower than the ninth nor higher than the twelfth grade;
- (6) "Metropolitan school district", any school district the boundaries of which are coterminous with the limits of any city which is not within a county;
- (7) "Public school" includes all elementary and high schools operated at public expense;
- (8) "School board", the board of education having general control of the property and affairs of any school district;
- (9) "School term", a minimum of one hundred seventy-four school days, as that term is defined in section 160.041, for schools with a five-day school week or a minimum of one hundred forty-two school days, as that term is defined in section 160.041, for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance as scheduled by the board pursuant to section 171.031 during a twelve-month period in which the academic instruction of pupils is actually and regularly carried on for a group of students in the public schools of any school district. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required with no minimum number of school days required.** A school term may be within a school year or may consist of parts of two consecutive school years, but does not include summer school. A district may choose to operate two or more terms for different groups of children. A school term for students participating in a school flex program as established in section 160.539 may consist of a combination of actual pupil attendance and attendance at college or technical career education or approved employment aligned with the student's career academic plan for a total of ~~one thousand forty-four~~ **the required number of hours as provided in this subdivision;**
- (10) "Secretary", the secretary of the board of a school district;
- (11) "Seven-director district", any school district which has seven directors and includes urban districts regardless of the number of directors an urban district may have unless otherwise provided by law;
- (12) "Taxpayer", any individual who has paid taxes to the state or any subdivision thereof within the immediately preceding twelve-month period or the spouse of such individual;
- (13) "Town", any town or village, whether or not incorporated, the plat of which has been filed in the office of the recorder of deeds of the county in which it is situated;
- (14) "Urban school district", any district which includes more than half of the population or land area of any city which has not less than seventy thousand inhabitants, other than a city which is not within a county.

160.041. 1. The "minimum school day" consists of three hours for schools with a five-day school week or four hours for schools with a four-day school week in which the pupils are under the guidance and direction of teachers in the teaching process. A "school month" consists of four weeks of five days each for schools with a five-

day school week or four weeks of four days each for schools with a four-day school week. **In school year 2019-20 and subsequent years, no minimum number of school days shall be required, and "school day" shall mean any day in which, for any amount of time, pupils are under the guidance and direction of teachers in the teaching process.** The "school year" commences on the first day of July and ends on the thirtieth day of June following.

2. Notwithstanding the provisions of subsection 1 of this section, the commissioner of education is authorized to reduce the required number of hours ~~and~~ or days in which the pupils are under the guidance and direction of teachers in the teaching process if:

(1) There is damage to or destruction of a public school facility which requires the dual utilization of another school facility; or

(2) Flooding or other inclement weather as defined in subsection 1 of section 171.033 prevents students from attending the public school facility.

Such reduction shall not extend beyond two calendar years in duration."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"163.021. 1. A school district shall receive state aid for its education program only if it:

(1) Provides for a minimum of one hundred seventy-four days and one thousand forty-four hours of actual pupil attendance in a term scheduled by the board pursuant to section 160.041 for each pupil or group of pupils, except that the board shall provide a minimum of one hundred seventy-four days and five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils. If any school is dismissed because of inclement weather after school has been in session for three hours, that day shall count as a school day including afternoon session kindergarten students. When the aggregate hours lost in a term due to inclement weather decreases the total hours of the school term below the required minimum number of hours by more than twelve hours for all-day students or six hours for one-half-day kindergarten students, all such hours below the minimum must be made up in one-half day or full day additions to the term, except as provided in section 171.033. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance with no minimum number of school days shall be required for each pupil or group of pupils; except that, the board shall provide a minimum of five hundred twenty-two hours of actual pupil attendance in a term for kindergarten pupils with no minimum number of school days;**

(2) Maintains adequate and accurate records of attendance, personnel and finances, as required by the state board of education, which shall include the preparation of a financial statement which shall be submitted to the state board of education the same as required by the provisions of section 165.111 for districts;

(3) Levies an operating levy for school purposes of not less than one dollar and twenty-five cents after all adjustments and reductions on each one hundred dollars assessed valuation of the district; **and**

(4) Computes average daily attendance as defined in subdivision (2) of section 163.011 as modified by section 171.031. Whenever there has existed within the district an infectious disease, contagion, epidemic, plague or similar condition whereby the school attendance is substantially reduced for an extended period in any school year, the apportionment of school funds and all other distribution of school moneys shall be made on the basis of the school year next preceding the year in which such condition existed.

2. For the 2006-07 school year and thereafter, no school district shall receive more state aid, as calculated under subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, unless it has an operating levy for school purposes, as determined pursuant to section 163.011, of not less than two dollars and seventy-five cents after all adjustments and reductions. Any district which is required, pursuant to Article X, Section 22 of the Missouri Constitution, to reduce its operating levy below the minimum tax rate otherwise required under this subsection shall not be construed to be in violation of this subsection for making such tax rate reduction. Pursuant to Section 10(c) of Article X of the state constitution, a school district may levy the operating levy for school purposes required by this subsection less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution if such rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. Nothing in this section shall be construed to mean that a school district is guaranteed to receive an amount not less than the amount the school district received per eligible pupil for the school year 1990-91. The provisions of this subsection shall not apply to any school district located in a county of the second classification which has a nuclear power plant located in such district or to any school district located in a county of the third classification which has

an electric power generation unit with a rated generating capacity of more than one hundred fifty megawatts which is owned or operated or both by a rural electric cooperative except that such school districts may levy for current school purposes and capital projects an operating levy not to exceed two dollars and seventy-five cents less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution.

3. No school district shall receive more state aid, as calculated in section 163.031, for its education program, exclusive of categorical add-ons, than it received per eligible pupil for the school year 1993-94, if the state board of education determines that the district was not in compliance in the preceding school year with the requirements of section 163.172, until such time as the board determines that the district is again in compliance with the requirements of section 163.172.

4. No school district shall receive state aid, pursuant to section 163.031, if such district was not in compliance, during the preceding school year, with the requirement, established pursuant to section 160.530 to allocate revenue to the professional development committee of the district.

5. No school district shall receive more state aid, as calculated in subsections 1 and 2 of section 163.031, for its education program, exclusive of categorical add-ons, than it received per weighted average daily attendance for the school year 2005-06 from the foundation formula, line 14, gifted, remedial reading, exceptional pupil aid, fair share, and free textbook payment amounts, if the district did not comply in the preceding school year with the requirements of subsection 5 of section 163.031.

6. Any school district that levies an operating levy for school purposes that is less than the performance levy, as such term is defined in section 163.011, shall provide written notice to the department of elementary and secondary education asserting that the district is providing an adequate education to the students of such district. If a school district asserts that it is not providing an adequate education to its students, such inadequacy shall be deemed to be a result of insufficient local effort. The provisions of this subsection shall not apply to any special district established under sections 162.815 to 162.940.

163.073. 1. When an education program, as approved under section 219.056, is provided for pupils by the division of youth services in one of the facilities operated by the division for children who have been assigned there by the courts, the division of youth services shall be entitled to state aid for pupils being educated by the division of youth services in an amount to be determined as follows: the total amount apportioned to the division of youth services shall be an amount equal to the average per weighted average daily attendance amount apportioned for the preceding school year under section 163.031, multiplied by the number of full-time equivalent students served by facilities operated by the division of youth services. The number of full-time equivalent students shall be determined by dividing by one hundred seventy-four days the number of student-days of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts and who have been determined as inappropriate for attendance in a local public school. A student day shall mean one day of education services provided for one student. **In school year 2019-20 and subsequent years, the number of full-time equivalent students shall be the quotient of the number of student-hours of education service provided by the division of youth services to elementary and secondary students who have been assigned to the division by the courts, and who have been determined as inappropriate for attendance in a local public school, divided by one thousand forty-four hours. A student hour shall mean one hour of education services provided for one student.** In addition, other provisions of law notwithstanding, the division of youth services shall be entitled to funds under section 163.087. The number of full-time equivalent students as defined in this section shall be considered as "September membership" and as "average daily attendance" for the apportioning of funds under section 163.087.

2. The educational program approved under section 219.056 as provided for pupils by the division of youth services shall qualify for funding for those services provided to handicapped or severely handicapped children. The department of elementary and secondary education shall cooperate with the division of youth services in arriving at an equitable funding for the services provided to handicapped children in the facilities operated by the division of youth services.

3. Each local school district or special school district constituting the domicile of a child placed in programs or facilities operated by the division of youth services or residing in another district pursuant to assignment by the division of youth services shall pay toward the per pupil cost of educational services provided by the serving district or agency an amount equal to the average sum produced per child by the local tax effort of that district. A special school district shall pay the average sum produced per child by the local tax efforts of the component districts. This amount paid by the local school district or the special school district shall be on the basis of full-time equivalence as determined in section 163.011, not to exceed the actual per pupil local tax effort.

171.031. 1. Each school board shall prepare annually a calendar for the school term, specifying the opening date, **days of planned attendance**, and providing a minimum term of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week, and one thousand forty-four hours of actual pupil attendance. **In school year 2019-20 and subsequent years, one thousand forty-four hours of actual pupil attendance shall be required for the school term with no minimum number of school days.** In addition, such calendar shall include six make-up days for possible loss of attendance due to inclement weather as defined in subsection 1 of section 171.033. **In school year 2019-20 and subsequent years, such calendar shall include thirty-six make-up hours for possible loss of attendance due to inclement weather, as defined in subsection 1 of section 171.033, with no minimum number of make-up days.**

2. Each local school district may set its opening date each year, which date shall be no earlier than ten calendar days prior to the first Monday in September. No public school district shall select an earlier start date unless the district follows the procedure set forth in subsection 3 of this section.

3. A district may set an opening date that is more than ten calendar days prior to the first Monday in September only if the local school board first gives public notice of a public meeting to discuss the proposal of opening school on a date more than ten days prior to the first Monday in September, and the local school board holds said meeting and, at the same public meeting, a majority of the board votes to allow an earlier opening date. If all of the previous conditions are met, the district may set its opening date more than ten calendar days prior to the first Monday in September. The condition provided in this subsection must be satisfied by the local school board each year that the board proposes an opening date more than ten days before the first Monday in September.

4. If any local district violates the provisions of this section, the department of elementary and secondary education shall withhold an amount equal to one quarter of the state funding the district generated under section 163.031 for each date the district was in violation of this section.

5. The provisions of subsections 2 to 4 of this section shall not apply to school districts in which school is in session for twelve months of each calendar year.

6. The state board of education may grant an exemption from this section to a school district that demonstrates highly unusual and extenuating circumstances justifying exemption from the provisions of subsections 2 to 4 of this section. Any exemption granted by the state board of education shall be valid for one academic year only.

~~[7. No school day for schools with a five day school week shall be longer than seven hours except for vocational schools which may adopt an eight hour day in a metropolitan school district and a school district in a first class county adjacent to a city not within a county, and any school that adopts a four day school week in accordance with section 171.029.]~~

171.033. 1. "Inclement weather", for purposes of this section, shall be defined as ice, snow, extreme cold, flooding, or a tornado, but such term shall not include excessive heat.

2. (1) A district shall be required to make up the first six days of school lost or cancelled due to inclement weather and half the number of days lost or cancelled in excess of six days if the makeup of the days is necessary to ensure that the district's students will attend a minimum of one hundred forty-two days and a minimum of one thousand forty-four hours for the school year except as otherwise provided in this section. Schools with a four-day school week may schedule such make-up days on Fridays.

(2) **Notwithstanding subdivision (1) of this subsection, in school year 2019-20 and subsequent years, a district shall be required to make up the first thirty-six hours of school lost or cancelled due to inclement weather and half the number of hours lost or cancelled in excess of thirty-six if the makeup of the hours is necessary to ensure that the district's students attend a minimum of one thousand forty-four hours for the school year, except as otherwise provided under subsections 3 and 4 of this section.**

3. (1) In the 2009-10 school year and subsequent years, a school district may be exempt from the requirement to make up days of school lost or cancelled due to inclement weather in the school district when the school district has made up the six days required under subsection 2 of this section and half the number of additional lost or cancelled days up to eight days, resulting in no more than ten total make-up days required by this section.

(2) **In school year 2019-20 and subsequent years, a school district may be exempt from the requirement to make up school lost or cancelled due to inclement weather in the school district when the school district has made up the thirty-six hours required under subsection 2 of this section and half the number of additional lost or cancelled hours up to forty-eight, resulting in no more than sixty total make-up hours required by this section.**

4. The commissioner of education may provide, for any school district ~~[in which schools are in session for twelve months of each calendar year]~~ that cannot meet the minimum school calendar requirement of at least one hundred seventy-four days for schools with a five-day school week or one hundred forty-two days for schools with a four-day school week and one thousand forty-four hours of actual pupil attendance **or, in school year 2019-20 and**

subsequent years, one thousand forty-four hours of actual pupil attendance, upon request, a waiver to be excused from such requirement. This waiver shall be requested from the commissioner of education and may be granted if the school was closed due to circumstances beyond school district control, including inclement weather[~~- flooding~~] or fire.

~~[171.029. 1. The school board of any school district in the state, upon adoption of a resolution by the vote of a majority of all its members to authorize such action, may establish a four-day school week or other calendar consisting of less than one hundred seventy-four days in lieu of a five-day school week. Upon adoption of a four-day school week or other calendar consisting of less than one hundred seventy-four days, the school shall file a calendar with the department of elementary and secondary education in accordance with section 171.031. Such calendar shall include, but not be limited to, a minimum term of one hundred forty-two days and one thousand forty-four hours of actual pupil attendance.—~~

~~2. If a school district that attends less than one hundred seventy-four days meets at least two fewer performance standards on two successive annual performance reports than it met on its last annual performance report received prior to implementing a calendar year of less than one hundred seventy-four days, it shall be required to revert to a one hundred seventy-four day school year in the school year following the report of the drop in the number of performance standards met.— When the number of performance standards met reaches the earlier number, the district may return to the four-day week or other calendar consisting of less than one hundred seventy-four days in the next school year.]~~

Section B. The repeal of section 171.029 of this act shall become effective July 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland (155), **House Amendment No. 18** was adopted.

Representative Sommer offered **House Amendment No. 19**.

House Amendment No. 19

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting after all of said line the following:

"162.720. 1. Where a sufficient number of children are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, districts may establish special programs for such gifted children.

2. The state board of education shall determine standards for such programs. Approval of such programs shall be made by the state department of elementary and secondary education based upon project applications submitted by July fifteenth of each year.

3. No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.

4. Any district with a gifted education program approved under subsection 2 of this section shall have a policy, approved by the board of education of the district, that establishes a process that outlines the procedures and conditions under which parents or guardians may request a review of the decision that determined that their child did not qualify to receive services through the district's gifted education program.

5. School districts and school district employees shall be immune from liability for any and all acts or omissions relating to the decision that a child did not qualify to receive services through the district's gifted education program.

162.722. 1. Each school district shall establish a policy, approved by the board of education of the district, that allows acceleration for students who demonstrate:

(1) Advanced performance or potential for advanced performance; and

(2) **The social and emotional readiness for acceleration.**

2. The policy shall allow, for students described in this section, at least the following types of acceleration:

- (1) **Subject acceleration; and**
- (2) **Whole grade acceleration."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 19** was adopted.

Representative Christofanelli offered **House Amendment No. 20.**

House Amendment No. 20

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting immediately after all of said section and line the following:

"171.054. 1. Any absence of a student from a public school, including any charter school, on a particular day or days or at a particular time of day for the reason that the student's parent or legal guardian is an active duty member of the uniformed services and:

- (1) Has been called to duty for and will deploy within the next month to a combat zone or combat support posting;**
- (2) Is on leave from a deployment to a combat zone or combat support posting; or**
- (3) Has returned, within the previous month, from deployment to a combat zone or combat support posting**

shall be counted as excused to the extent permitted under subsection 2 of this section.

2. The school board of each school district and the governing body of each charter school shall allow at least five days of excused absences for any student to visit the student's parent or legal guardian relative to the leave or deployment of the parent or legal guardian, as described under subsection 1 of this section. Nothing shall prevent the school board or governing body of a charter school from establishing a policy that allows more than five days of such excused absences.

3. The student granted an excused absence under this section and his or her parent or legal guardian shall be responsible for obtaining assignments from the student's teacher or teachers before any period of excused absence."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 20** was adopted.

Representative Unsicker offered **House Amendment No. 21.**

House Amendment No. 21

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting immediately after all of said line the following:

"162.702. 1. A private school that is contacted by the parents or guardians of any child for purposes of enrolling their child in the private school shall provide the parents or guardians of the child with the informational materials described in subsection 2 of this section at least one day before the child officially enrolls in the private school.

2. The department of elementary and secondary education shall develop the informational materials to be provided to parents or guardians under subsection 1 of this section and post the materials on its website. The informational materials shall:

(1) Describe the state's obligation under the Individuals with Disabilities Education Act (IDEA) to ensure a free appropriate public education in the least restrictive environment is made available to all eligible children with disabilities and summarize how the courts have interpreted this obligation;

(2) Explain that if parents or guardians of a child with a disability decide to enroll their child in a private school, the child is considered a parentally placed private school child under the IDEA and does not have the right to a free appropriate public education; and

(3) Describe the level of services and due process rights required under the IDEA for a child with a disability enrolled in a public school in comparison to the level of services and due process rights required under the IDEA for a child with a disability enrolled in a private school."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor resumed the Chair.

Representative Unsicker moved that **House Amendment No. 21** be adopted.

Which motion was defeated.

Representative Lauer offered **House Amendment No. 22**.

House Amendment No. 22

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after said section and line the following:

"160.572. 1. For purposes of this section, the following terms mean:

(1) "ACT assessment", the ACT assessment or the ACT Plus Writing assessment;

(2) "WorkKeys", the ACT WorkKeys assessments required for the National Career Readiness Certificate.

2. (1) In any school year in which the department of elementary and secondary education directs a state-funded census administration of the ACT assessment to any group of students, any student who would be allowed or required to participate in the census administration shall receive the opportunity, on any date within three months before the census administration, to participate in a state-funded administration of WorkKeys.

(2) Any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection shall not participate in any state-funded census administration of the ACT assessment.

(3) The department of elementary and secondary education shall not require school districts or charter schools to administer the ACT assessment to any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection.

3. (1) In any school year in which a school district directs the administration of the ACT assessment to any group of its students to be funded by the district, any student who would be allowed or required to participate in the district-funded administration shall receive the opportunity, on any date within three months before the administration, to participate in an administration of WorkKeys funded by the school district.

(2) Nothing in this section shall require a school district to fund the administration of the ACT assessment to any student who participated in a district-funded administration of WorkKeys as described under subdivision (1) of this subsection."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after said section and line the following:

"167.902. 1. The department of economic development shall annually identify occupations in which a critical need or shortage of trained personnel exists in the labor markets in this state and provide such

information to the state board of education. Upon receipt of such data, the state board of education shall, in collaboration with the department of economic development, compile the following data and information:

- (1) Information on how to obtain industry-recognized certificates and credentials;
 - (2) Information on how to obtain a license and the requirements for a license when licensure is required for an occupation;
 - (3) Access to assessments and interest inventories that provide insight into the types of careers that would be suitable for students;
 - (4) Resources that describe the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;
 - (5) Resources that describe the typical salaries for occupations and salary trends;
 - (6) Information on how to obtain financial assistance for postsecondary education;
 - (7) Information on how to choose a college, school, or apprenticeship that aligns with the student's career goals and values;
 - (8) Information on self-employment;
 - (9) Resources related to creating a resume, interviewing, networking, and finding job opportunities;
- and
- (10) Information on the skills and traits necessary to succeed in various careers.

2. The educational materials and data derived from the state board of education's collaboration with the department of economic development under subsection 1 of this section shall be distributed by the board to each high school in this state for the purpose of emphasizing areas of critical workforce needs and shortages in the labor markets in this state to high school students to support such students' career pathway decisions. Each high school shall provide its students with the information provided to the school by the state board of education before November first of every school year.

168.024. 1. For purposes of this section, "local business externship" means an experience in which a teacher, supervised by his or her school or school district, gains practical experience at a business in the local community in which the teacher is employed through observation and interaction with employers and employees who are working on issues related to subjects taught by the teacher.

2. Any hours spent in a local business externship shall count as contact hours of professional development under section 168.021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 22** was adopted.

Representative Matthiesen offered **House Amendment No. 23**.

House Amendment No. 23

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.261. 1. The local board of education of each school district shall clearly establish a written policy of discipline, including the district's determination on the use of corporal punishment and the procedures in which punishment will be applied. A written copy of the district's discipline policy and corporal punishment procedures, if applicable, shall be provided to the pupil and parent or legal guardian of every pupil enrolled in the district at the beginning of each school year and also made available in the office of the superintendent of such district, during normal business hours, for public inspection. **The district may satisfy this notice requirement by posting a copy of the policy and procedures on the district's website.** All employees of the district shall annually receive instruction related to the specific contents of the policy of discipline and any interpretations necessary to implement the provisions of the policy in the course of their duties, including but not limited to approved methods of dealing with acts of school violence, disciplining students with disabilities and instruction in the necessity and requirements for confidentiality.

2. The policy shall require school administrators to report acts of school violence to all teachers at the attendance center and, in addition, to other school district employees with a need to know. For the purposes of this chapter or chapter 167, "need to know" is defined as school personnel who are directly responsible for the student's education or who otherwise interact with the student on a professional basis while acting within the scope of their

assigned duties. As used in this section, the phrase "act of school violence" or "violent behavior" means the exertion of physical force by a student with the intent to do serious physical injury as defined in section 556.061 to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. The policy shall at a minimum require school administrators to report, as soon as reasonably practical, to the appropriate law enforcement agency any of the following crimes, or any act which if committed by an adult would be one of the following crimes:

- (1) First degree murder under section 565.020;
- (2) Second degree murder under section 565.021;
- (3) Kidnapping under section 565.110 as it existed prior to January 1, 2017, or kidnapping in the first degree under section 565.110;
- (4) First degree assault under section 565.050;
- (5) Rape in the first degree under section 566.030;
- (6) Sodomy in the first degree under section 566.060;
- (7) Burglary in the first degree under section 569.160;
- (8) Burglary in the second degree under section 569.170;
- (9) Robbery in the first degree under section 569.020 as it existed prior to January 1, 2017, or robbery in the first degree under section 570.023;
- (10) Distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or manufacture of a controlled substance under section 579.055;
- (11) Distribution of drugs to a minor under section 195.212 as it existed prior to January 1, 2017, or delivery of a controlled substance under section 579.020;
- (12) Arson in the first degree under section 569.040;
- (13) Voluntary manslaughter under section 565.023;
- (14) Involuntary manslaughter under section 565.024 as it existed prior to January 1, 2017, involuntary manslaughter in the first degree under section 565.024, or involuntary manslaughter in the second degree under section 565.027;
- (15) Second degree assault under section 565.060 as it existed prior to January 1, 2017, or second degree assault under section 565.052;
- (16) Rape in the second degree under section 566.031;
- (17) Felonious restraint under section 565.120 as it existed prior to January 1, 2017, or kidnapping in the second degree under section 565.120;
- (18) Property damage in the first degree under section 569.100;
- (19) The possession of a weapon under chapter 571;
- (20) Child molestation in the first degree pursuant to section 566.067 as it existed prior to January 1, 2017, or child molestation in the first, second, or third degree pursuant to section 566.067, 566.068, or 566.069;
- (21) Sodomy in the second degree pursuant to section 566.061;
- (22) Sexual misconduct involving a child pursuant to section 566.083;
- (23) Sexual abuse in the first degree pursuant to section 566.100; **or**
- (24) ~~[Harassment under section 565.090 as it existed prior to January 1, 2017, or harassment in the first degree under section 565.090; or~~
- ~~(25)]~~ Stalking under section 565.225 as it existed prior to January 1, 2017, or stalking in the first degree under section 565.225[;]

committed on school property, including but not limited to actions on any school bus in service on behalf of the district or while involved in school activities. The policy shall require that any portion of a student's individualized education program that is related to demonstrated or potentially violent behavior shall be provided to any teacher and other school district employees who are directly responsible for the student's education or who otherwise interact with the student on an educational basis while acting within the scope of their assigned duties. The policy shall also contain the consequences of failure to obey standards of conduct set by the local board of education, and the importance of the standards to the maintenance of an atmosphere where orderly learning is possible and encouraged.

3. The policy shall provide that any student who is on suspension for any of the offenses listed in subsection 2 of this section or any act of violence or drug-related activity defined by school district policy as a serious violation of school discipline pursuant to subsection 9 of this section shall have as a condition of his or her

suspension the requirement that such student is not allowed, while on such suspension, to be within one thousand feet of any school property in the school district where such student attended school or any activity of that district, regardless of whether or not the activity takes place on district property unless:

(1) Such student is under the direct supervision of the student's parent, legal guardian, or custodian and the superintendent or the superintendent's designee has authorized the student to be on school property;

(2) Such student is under the direct supervision of another adult designated by the student's parent, legal guardian, or custodian, in advance, in writing, to the principal of the school which suspended the student and the superintendent or the superintendent's designee has authorized the student to be on school property;

(3) Such student is enrolled in and attending an alternative school that is located within one thousand feet of a public school in the school district where such student attended school; or

(4) Such student resides within one thousand feet of any public school in the school district where such student attended school in which case such student may be on the property of his or her residence without direct adult supervision.

4. Any student who violates the condition of suspension required pursuant to subsection 3 of this section may be subject to expulsion or further suspension pursuant to the provisions of sections 167.161, 167.164, and 167.171. In making this determination consideration shall be given to whether the student poses a threat to the safety of any child or school employee and whether such student's unsupervised presence within one thousand feet of the school is disruptive to the educational process or undermines the effectiveness of the school's disciplinary policy. Removal of any pupil who is a student with a disability is subject to state and federal procedural rights. This section shall not limit a school district's ability to:

(1) Prohibit all students who are suspended from being on school property or attending an activity while on suspension;

(2) Discipline students for off-campus conduct that negatively affects the educational environment to the extent allowed by law.

5. The policy shall provide for a suspension for a period of not less than one year, or expulsion, for a student who is determined to have brought a weapon to school, including but not limited to the school playground or the school parking lot, brought a weapon on a school bus or brought a weapon to a school activity whether on or off of the school property in violation of district policy, except that:

(1) The superintendent or, in a school district with no high school, the principal of the school which such child attends may modify such suspension on a case-by-case basis; and

(2) This section shall not prevent the school district from providing educational services in an alternative setting to a student suspended under the provisions of this section.

6. For the purpose of this section, the term "weapon" shall mean a firearm as defined under 18 U.S.C. Section 921 and the following items, as defined in section 571.010: a blackjack, a concealable firearm, an explosive weapon, a firearm, a firearm silencer, a gas gun, a knife, knuckles, a machine gun, a projectile weapon, a rifle, a shotgun, a spring gun or a switchblade knife; except that this section shall not be construed to prohibit a school board from adopting a policy to allow a Civil War reenactor to carry a Civil War era weapon on school property for educational purposes so long as the firearm is unloaded. The local board of education shall define weapon in the discipline policy. Such definition shall include the weapons defined in this subsection but may also include other weapons.

7. All school district personnel responsible for the care and supervision of students are authorized to hold every pupil strictly accountable for any disorderly conduct in school or on any property of the school, on any school bus going to or returning from school, during school-sponsored activities, or during intermission or recess periods.

8. Teachers and other authorized district personnel in public schools responsible for the care, supervision, and discipline of schoolchildren, including volunteers selected with reasonable care by the school district, shall not be civilly liable when acting in conformity with the established policies developed by each board, including but not limited to policies of student discipline or when reporting to his or her supervisor or other person as mandated by state law acts of school violence or threatened acts of school violence, within the course and scope of the duties of the teacher, authorized district personnel or volunteer, when such individual is acting in conformity with the established policies developed by the board. Nothing in this section shall be construed to create a new cause of action against such school district, or to relieve the school district from liability for the negligent acts of such persons.

9. Each school board shall define in its discipline policy acts of violence and any other acts that constitute a serious violation of that policy. "Acts of violence" as defined by school boards shall include but not be limited to exertion of physical force by a student with the intent to do serious bodily harm to another person while on school property, including a school bus in service on behalf of the district, or while involved in school activities. School districts shall for each student enrolled in the school district compile and maintain records of any serious violation of

the district's discipline policy. Such records shall be made available to teachers and other school district employees with a need to know while acting within the scope of their assigned duties, and shall be provided as required in section 167.020 to any school district in which the student subsequently attempts to enroll.

10. Spanking, when administered by certificated personnel and in the presence of a witness who is an employee of the school district, or the use of reasonable force to protect persons or property, when administered by personnel of a school district in a reasonable manner in accordance with the local board of education's written policy of discipline, is not abuse within the meaning of chapter 210. The provisions of sections 210.110 to 210.165 notwithstanding, the children's division shall not have jurisdiction over or investigate any report of alleged child abuse arising out of or related to the use of reasonable force to protect persons or property when administered by personnel of a school district or any spanking administered in a reasonable manner by any certificated school personnel in the presence of a witness who is an employee of the school district pursuant to a written policy of discipline established by the board of education of the school district, as long as no allegation of sexual misconduct arises from the spanking or use of force.

11. If a student reports alleged sexual misconduct on the part of a teacher or other school employee to a person employed in a school facility who is required to report such misconduct to the children's division under section 210.115, such person and the superintendent of the school district shall report the allegation to the children's division as set forth in section 210.115. Reports made to the children's division under this subsection shall be investigated by the division in accordance with the provisions of sections 210.145 to 210.153 and shall not be investigated by the school district under subsections 12 to 20 of this section for purposes of determining whether the allegations should or should not be substantiated. The district may investigate the allegations for the purpose of making any decision regarding the employment of the accused employee.

12. Upon receipt of any reports of child abuse by the children's division other than reports provided under subsection 11 of this section, pursuant to sections 210.110 to 210.165 which allegedly involve personnel of a school district, the children's division shall notify the superintendent of schools of the district or, if the person named in the alleged incident is the superintendent of schools, the president of the school board of the school district where the alleged incident occurred.

13. If, after an initial investigation, the superintendent of schools or the president of the school board finds that the report involves an alleged incident of child abuse other than the administration of a spanking by certificated school personnel or the use of reasonable force to protect persons or property when administered by school personnel pursuant to a written policy of discipline or that the report was made for the sole purpose of harassing a public school employee, the superintendent of schools or the president of the school board shall immediately refer the matter back to the children's division and take no further action. In all matters referred back to the children's division, the division shall treat the report in the same manner as other reports of alleged child abuse received by the division.

14. If the report pertains to an alleged incident which arose out of or is related to a spanking administered by certificated personnel or the use of reasonable force to protect persons or property when administered by personnel of a school district pursuant to a written policy of discipline or a report made for the sole purpose of harassing a public school employee, a notification of the reported child abuse shall be sent by the superintendent of schools or the president of the school board to the law enforcement in the county in which the alleged incident occurred.

15. The report shall be jointly investigated by the law enforcement officer and the superintendent of schools or, if the subject of the report is the superintendent of schools, by a law enforcement officer and the president of the school board or such president's designee.

16. The investigation shall begin no later than forty-eight hours after notification from the children's division is received, and shall consist of, but need not be limited to, interviewing and recording statements of the child and the child's parents or guardian within two working days after the start of the investigation, of the school district personnel allegedly involved in the report, and of any witnesses to the alleged incident.

17. The law enforcement officer and the investigating school district personnel shall issue separate reports of their findings and recommendations after the conclusion of the investigation to the school board of the school district within seven days after receiving notice from the children's division.

18. The reports shall contain a statement of conclusion as to whether the report of alleged child abuse is substantiated or is unsubstantiated.

19. The school board shall consider the separate reports referred to in subsection 17 of this section and shall issue its findings and conclusions and the action to be taken, if any, within seven days after receiving the last of the two reports. The findings and conclusions shall be made in substantially the following form:

(1) The report of the alleged child abuse is unsubstantiated. The law enforcement officer and the investigating school board personnel agree that there was not a preponderance of evidence to substantiate that abuse occurred;

(2) The report of the alleged child abuse is substantiated. The law enforcement officer and the investigating school district personnel agree that the preponderance of evidence is sufficient to support a finding that the alleged incident of child abuse did occur;

(3) The issue involved in the alleged incident of child abuse is unresolved. The law enforcement officer and the investigating school personnel are unable to agree on their findings and conclusions on the alleged incident.

20. The findings and conclusions of the school board under subsection 19 of this section shall be sent to the children's division. If the findings and conclusions of the school board are that the report of the alleged child abuse is unsubstantiated, the investigation shall be terminated, the case closed, and no record shall be entered in the children's division central registry. If the findings and conclusions of the school board are that the report of the alleged child abuse is substantiated, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school district and shall include the information in the division's central registry. If the findings and conclusions of the school board are that the issue involved in the alleged incident of child abuse is unresolved, the children's division shall report the incident to the prosecuting attorney of the appropriate county along with the findings and conclusions of the school board, however, the incident and the names of the parties allegedly involved shall not be entered into the central registry of the children's division unless and until the alleged child abuse is substantiated by a court of competent jurisdiction.

21. Any superintendent of schools, president of a school board or such person's designee or law enforcement officer who knowingly falsifies any report of any matter pursuant to this section or who knowingly withholds any information relative to any investigation or report pursuant to this section is guilty of a class A misdemeanor.

22. In order to ensure the safety of all students, should a student be expelled for bringing a weapon to school, violent behavior, or for an act of school violence, that student shall not, for the purposes of the accreditation process of the Missouri school improvement plan, be considered a dropout or be included in the calculation of that district's educational persistence ratio."; and

Further amend said bill, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

~~"167.117. 1. [In any instance when any person is believed to have committed an act which if committed by an adult would be assault in the first, second or third degree, sexual assault, or deviate sexual assault against a pupil or school employee, while on school property, including a school bus in service on behalf of the district, or while involved in school activities, the principal shall immediately report such incident to the appropriate local law enforcement agency and to the superintendent, except in any instance when any person is believed to have committed an act which if committed by an adult would be assault in the third degree and a written agreement as to the procedure for the reporting of such incidents of third degree assault has been executed between the superintendent of the school district and the appropriate local law enforcement agency, the principal shall report such incident to the appropriate local law enforcement agency in accordance with such agreement.] For purposes of this section, "on school premises" means on any school property including, but not limited to, a school playground or school parking lot; on any school bus in service on behalf of the school district; or while involved in school activities regardless of whether the activity is on or off school property.~~

2. In any instance when a pupil is discovered to have on or about such pupil's person, or among such pupil's possessions, or placed elsewhere on ~~[the] school premises[; including but not limited to the school playground or the school parking lot, on a school bus or at a school activity whether on or off of school property]~~ any controlled substance as defined in section 195.010 or any weapon as defined in subsection 6 of section 160.261 in violation of school policy, the principal shall ~~[immediately]~~ **as soon as reasonably practical** report such incident to the appropriate local law enforcement agency and to the superintendent. **In any instance when a school employee becomes aware that a pupil is in possession of a controlled substance or any weapon on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.**

3. ~~[In any instance when a teacher becomes aware of an assault as set forth in subsection 1 of this section or finds a pupil in possession of a weapon or controlled substances as set forth in subsection 2 of this section, the teacher shall immediately report such incident to the principal.] In any instance when a pupil is believed to have committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the principal shall as soon as reasonably practical report such incident to the appropriate law enforcement~~

agency; to the superintendent; and, if there is a victim, to the parents or legal guardian of each victim. In any instance when a school employee becomes aware that a pupil has committed an act listed in subdivisions (1) to (24) of subsection 2 of section 160.261 on school premises, the school employee shall as soon as reasonably practical report such incident to the principal.

4. A school employee, superintendent, or such person's designee who in good faith provides information to law enforcement or juvenile authorities pursuant to this section or section 160.261 **or provides information to law enforcement or juvenile authorities regarding an instance in which a pupil is believed to have committed a crime on school premises** shall not be civilly liable for providing such information.

5. Any school official responsible for reporting pursuant to this section or section 160.261 who willfully neglects or refuses to perform this duty shall be subject to the penalty established pursuant to section 162.091."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

On motion of Representative Matthiesen, **House Amendment No. 23** was adopted.

Representative Rowland (155) offered **House Amendment No. 24**.

House Amendment No. 24

AMEND House Committee Substitute for Senate Bill No. 743, Page 2, Section 163.018, Line 39, by inserting after all of said section and line the following:

"167.128. 1. If a school district contains a facility that serves neglected or delinquent children residing in a court-ordered group home, an institution for neglected children, or an institution for delinquent children, the department of elementary and secondary education shall be prohibited from creating any report or publication related to the Missouri school improvement program, or any successor program, in which data from the district's regularly enrolled pupils is aggregated with data from the children residing in such facilities.

2. Nothing in this section shall exempt the district in which a facility described in this section is located from providing educational services according to federal law. However, for accountability purposes under state and federal law, the department of elementary and secondary education shall not count the students residing in any such facility as part of the school district in which the facility is located, but shall instead aggregate all neglected and delinquent children residing in facilities described in this section and issue any reports as if the students and facilities were their own separate local educational agency."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rowland (155), **House Amendment No. 24** was adopted.

Representative Sommer offered **House Amendment No. 25**.

House Amendment No. 25

AMEND House Committee Substitute for Senate Bill No. 743, Page 1, Section 162.401, Line 9, by inserting after all of said line the following:

"162.720. 1. ~~[Where a sufficient number of children]~~ If three percent or more of students enrolled in a school district are determined to be gifted and their development requires programs or services beyond the level of those ordinarily provided in regular public school programs, ~~[districts may establish special programs for such gifted children]~~ the district shall establish a state-approved gifted program for gifted children.

2. If a school district has an average daily attendance of three hundred fifty students or less, the district's gifted program shall not be required to provide gifted services by a teacher certificated to teach gifted education. If any teacher who provides gifted services through such district's gifted program is not certificated to teach gifted education, the teacher shall annually participate in at least six clock hours of professional development focused on gifted services.

3. The state board of education shall determine standards for such **gifted** programs and **gifted services**. Approval of ~~[such]~~ **gifted** programs shall be made by the state department of elementary and secondary education based upon project applications submitted ~~[by July fifteenth of each year]~~ **at a time and in a form determined by the department of elementary and secondary education.**

~~[3-]~~ 4. No district shall make a determination as to whether a child is gifted based on the child's participation in an advanced placement course or international baccalaureate course. Districts shall determine a child is gifted only if the child meets the definition of gifted children as provided in section 162.675.

5. **The department of elementary and secondary education may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 25** was adopted.

On motion of Representative Redmon, **HCS SB 743, as amended**, was adopted.

On motion of Representative Redmon, **HCS SB 743, as amended**, was read the third time and passed by the following vote:

AYES: 085

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Francis
Franklin	Frederick	Gannon	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Houghton	Houx	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Rhoads	Roden
Roeber	Rone	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Trent	Vescovo
Walker 3	Walsh	White	Wood	Mr. Speaker

NOES: 059

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 28	Beck	Bernskoetter	Berry
Burnett	Burns	Butler	Carpenter	Conway 10
Curtis	Curtman	Ellington	Franks Jr	Gray

Green	Harris	Hill	Hurst	Johnson
Kendrick	Lavender	Marshall	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Remole	Revis	Roberts	Ross	Runions
Spencer	Stevens 46	Taylor	Unsicker	Walker 74
Washington	Wessels	Wiemann	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 017

Black	Brown 27	Chipman	Cookson	Ellebracht
Fitzpatrick	Fraker	Gregory	Haahr	Kidd
Peters	Phillips	Pietzman	Pogue	Rowland 29
Schroer	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HB 2015** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HB 2015** was delivered to the Governor by the Chief Clerk of the House.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 660, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SB 660, as amended, relating to mental health, was taken up by Representative Fitzwater.

Representative Fitzwater moved that the House refuse to recede from its position on **HCS SB 660, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 660: Representatives Fitzwater, Ruth, Haefner, Walker (74), and Stevens (46)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 2, as amended**, to **SB 768** and has taken up and passed **SB 768, as amended**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 918, relating to working animals, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCS SS SCS SB 918**, relating to political subdivisions, was agreed to.

Representative Houghton offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, In the Title, Line 3, by deleting the words "**working animals**" and inserting in lieu thereof the words "**political subdivisions**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 1** was adopted.

Representative Alferman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"88.770. 1. The board of aldermen may provide for and regulate the lighting of streets and the erection of lamp posts, poles and lights therefor, and may make contracts with any person, association or corporation, either private or municipal, for the lighting of the streets and other public places of the city with gas, electricity or otherwise, except that each initial contract shall be ratified by a majority of the voters of the city voting on the question and any renewal contract or extension shall be subject to voter approval of the majority of the voters voting on the question, pursuant to the provisions of section 88.251. The board of aldermen may erect, maintain and operate gas works, electric light works, or light works of any other kind or name, and to erect lamp posts, electric light poles, or any other apparatus or appliances necessary to light the streets, avenues, alleys or other public places, and to supply private lights for the use of the inhabitants of the city and its suburbs, and may regulate the same, and may prescribe and regulate the rates to be paid by the consumers thereof, and may acquire by purchase, donation or condemnation suitable grounds within or without the city upon which to erect such works and the right-of-way to and from such works, and also the right-of-way for laying gas pipes, electric wires under or above the grounds, and erecting posts and poles and such other apparatus and appliances as may be necessary for the efficient operation of such works. The board of aldermen may, in its discretion, grant the right to any person, persons or corporation, to erect such works and lay the pipe, wires, and erect the posts, poles and other necessary apparatus and appliances therefor, upon such terms as may be prescribed by ordinance. Such rights shall not extend for a longer time than

twenty years, but may be renewed for another period or periods not to exceed twenty years per period. Every initial grant shall be approved by a majority of the voters of the municipality voting on the question, and each renewal or extension of such rights shall be subject to voter approval of the majority of the voters voting on the question, pursuant to the provisions of section 88.251. Nothing herein contained shall be so construed as to prevent the board of aldermen from contracting with any person, persons or corporation for furnishing the city with gas or electric lights in cities where franchises have already been granted, and where gas or electric light plants already exist, without a vote of the people, except that the board of aldermen may sell, convey, encumber, lease, abolish or otherwise dispose of any public utilities owned by the city including electric light systems, electric distribution systems or transmission lines, or any part of the electric light systems, electric or other heat systems, electric or other power systems, electric or other railways, gas plants, telephone systems, telegraph systems, transportation systems of any kind, waterworks, equipments and all public utilities not herein enumerated and everything acquired therefor, after first having passed an ordinance setting forth the terms of the sale, conveyance or encumbrance and when ratified by two-thirds of the voters voting on the question, **except for the sale of a water or wastewater system, or the sale of a gas plant, which shall be authorized by a simple majority vote of the voters voting on the question. In the event the board of aldermen determines the proposed sale of a water or wastewater system shall be placed before voters, a public informational meeting shall be held at least thirty days prior to any vote on the matter. The municipality in question shall notify its customers of the informational meeting via radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting.**

2. The ballots shall be substantially in the following form and shall indicate the property, or portion thereof, and whether the same is to be sold, leased or encumbered:

Shall _____ (Indicate the property by stating whether electric distribution system, electric transmission lines or waterworks, etc.) be _____ (Indicate whether sold, leased or encumbered.)?"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 2, Line 13, by inserting after all of said line the following:

"Further amend said bill, Page 4, Section 209.204, Line 57, by inserting after all of said section and line the following:

"247.200. **1.** The district shall have the right to lay its mains in public highways, roads, streets and alleys included in the district, but the same shall be done under reasonable rules and regulations of governmental bodies having jurisdiction of such public places. This shall apply to maintenance and repair jobs. In the construction of ditches, laying of mains, filling of ditches after mains are laid, connection of service pipes and repairing of lines, due regard must be taken of the rights of the public in its use of thoroughfares and the equal rights of other utilities thereto.

2. No district shall require a secondary deposit from commercial property owners. For the purposes of this subsection, a commercial property is a property that is zoned for commercial use by the zoning authority that has jurisdiction over the property.

3. If a water meter has been removed from a property or if services to a property have been discontinued, no future charges may be made to the customer for service to that property. Any charges made after service is discontinued or the water meter is removed shall be credited to the customer and applied toward any future charges to such customer by the district.

247.285. 1. No metropolitan water supply district shall require a secondary deposit from commercial property owners. For the purposes of this subsection, a commercial property is a property that is zoned for commercial use by the zoning authority that has jurisdiction over the property.

3. If a water meter has been removed from a property or if services to a property have been discontinued, no future charges shall be made to the customer for service to that property. Any charges made after service is discontinued or the water meter is removed shall be credited to the customer and applied toward any future charges to such customer by the metropolitan water supply district."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor resumed the Chair.

Speaker Richardson resumed the Chair.

Representative Taylor resumed the Chair.

Representative Roden moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Wood offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 2, Line 12, by deleting all of said line and inserting in lieu thereof the following:

"transmission lines or waterworks, etc.) be _____ (Indicate whether sold, leased or encumbered.)?"

89.080. Such local legislative body shall provide for the appointment of a board of adjustment, and in the regulations and restrictions adopted pursuant to the authority of sections 89.010 to 89.140 may provide that the board of adjustment may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained. The board of adjustment shall consist of five members, who shall be residents of the municipality except as provided in section 305.410. The membership of the first board appointed shall serve respectively, one for one year, one for two years, one for three years, one for four years, and one for five years. Thereafter members shall be appointed for terms of five years each. Three alternate members may be appointed to serve in the absence of or the disqualification of the regular members. All members and alternates shall be removable for cause by the appointing authority upon written charges and after public hearing. Vacancies shall be filled for the unexpired term of any member whose term becomes vacant. The board shall elect its own chairman who shall serve for one year. The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to sections 89.010 to 89.140. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record. **A record of all testimony, objections thereto and rulings thereon, shall be:**

(1) Taken down by a reporter employed by the board for that purpose; or
(2) Made by a competent person utilizing any form of audiotape, videotape, or digital recording.";
and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Alferman, **House Amendment No. 2, as amended**, was adopted.

Representative Shaul (113) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 4, Section 209.204, Line 57, by inserting immediately after said line the following:

"260.283. [1. ~~All merchants, itinerant vendors, and peddlers doing business in this state shall have the option to provide customers either a paper or a plastic bag for the packaging of any item or good purchased, provided such purchase is of a size and manner commensurate with the use of paper and plastic bags.~~

~~2. Notwithstanding any other provision of law, no political subdivision shall impose any ban, fee, or tax upon the use of either paper or plastic bags for packaging of any item or good purchased from a merchant, itinerant vendor, or peddler. No political subdivision shall prohibit a consumer from using a reusable bag for the packaging of any item or good purchased from a merchant, itinerant vendor, or peddler.]~~

1. As used in this section, "auxiliary container" means any bag, cup, package, container, bottle, or other packaging that is:

(1) Made of cloth, paper, plastic, foamed plastic, expanded plastic, cardboard, corrugated material, aluminum, glass, post-consumer recycled material, or similar material including, but not limited to, coated or laminated materials; and

(2) Designed for, but not limited to, consuming, transporting, or protecting merchandise, food, or beverages from, or at, a food service facility or retail facility.

2. Except for subsection 4 of this section, notwithstanding any law, ordinance, or rule to the contrary, no political subdivision shall restrict, tax, prohibit, or issue any ordinance regulating the use, disposition, or sale of auxiliary containers.

3. Nothing in this section shall prohibit or limit any county or municipal ordinance or agreement regarding a recycling program or the disposal of solid waste.

4. Subsection 2 of this section shall not apply to the use of auxiliary containers on property owned by a county or municipality."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul (113), **House Amendment No. 3** was adopted.

Representative Brattin offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting after all of said section and line the following:

"575.353. 1. A person commits the offense of assault on a police animal if he or she knowingly attempts to kill or disable or knowingly causes or attempts to cause serious physical injury to a police animal when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody of or under the control of a law enforcement officer, department of corrections officer, municipal police department, fire department or a rescue unit or agency.

2. The offense of assault on a police animal is a class [€] A misdemeanor~~[, unless the assault results in the death of such animal or disables such animal to the extent it is unable to be utilized as a police animal, in which case it is a class E felony]~~. **No person shall be charged with the offense of assault of a police animal if he or she is acting in self defense.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Franks Jr. raised a point of order that **House Amendment No. 4** is not germane to the bill.

Speaker Richardson resumed the Chair.

The Chair ruled the point of order not well taken.

Representative Taylor resumed the Chair.

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 4**.

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Line 11, by deleting words "class [€] A" and inserting in lieu thereof the words "class [€] B"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Brattin, **House Amendment No. 4, as amended**, was adopted.

Representative Houghton offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Pages 4-5, Section 262.760, Lines 1-11, by deleting said lines and inserting in lieu thereof the following:

"262.760. 1. No village, town, city, or county, including any home rule city, shall impose any order, ordinance, policy, or regulation prohibiting the use of a working animal unless such use poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each village, town, city, or county, including any home rule city, may adopt reasonable rules and regulations governing such animals so long as such rules and regulations are not intended to ban the use of such working animals for entertainment, transportation, educational exhibits, or exhibition.

2. No village, town, city, or county, including any home rule city, shall impose any order, ordinance, policy, or regulation prohibiting working animals on public streets unless such street, or time of day for a particular street, poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each village, town, city, or county, including any home rule city, may adopt orders, ordinances, policies, and regulations that further the public health, safety, and welfare."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 5** was adopted.

Representative Cornejo offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting immediately after said section and line the following:

"304.935. No political subdivision of this state shall impose a tax or other requirement, including performance standards, where such tax or other requirement relates specifically to the operation of vehicles, or capability of vehicles to operate, without real-time input by a conventional human driver, including with regard to the transportation of persons or goods for compensation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 6**.

*House Amendment No. 1
to
House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Line 5, by deleting all of said line and inserting in lieu thereof the following:

- ""263.245. 1. **Subject to voter approval under section 263.247**, all owners of land in:
- (1) Any county with a township form of government, located north of the Missouri River and having no portion of the county located east of U.S. Highway 63 ~~[and located in];~~
 - (2) Any county of the third classification without a township form of government and with more than four thousand one hundred but fewer than four thousand two hundred inhabitants~~;~~; or ~~[in]~~
 - (3) Any county of the third classification without a township form of government and with more than two thousand three hundred but fewer than two thousand four hundred inhabitants

shall control all brush growing on such owner's property that is designated as the county right-of-way or county maintenance easement part of such owner's property and which is adjacent to any county road. Such brush shall be cut, burned, or otherwise destroyed as often as necessary in order to keep such lands accessible for purposes of maintenance and safety of the county road **and to prevent brush from interfering with any vehicle that may travel the road.**

2. The county commission, either upon its own motion or upon receipt of a written notice requesting the action from any residents of the county in which the county road bordering the lands in question is located or upon written request of any person regularly using the county road, may control such brush so as to allow easy access to the land described in subsection 1 of this section, and for that purpose the county commission, or its agents, servants, or employees shall have authority to enter on such lands without being liable to an action of trespass therefor, and shall keep an accurate account of the expenses incurred in eradicating the brush, and shall verify such statement under seal of the county commission, and transmit the same to the officer whose duty it is or may be to extend state and county taxes on tax books or bills against real estate. Such officer shall extend the aggregate expenses so charged against each tract of land as a special tax, which shall then become ~~[a lien on such lands,]~~ **due on such landowner's real and personal property tax assessment** and be collected as state and county taxes are collected by law and paid to the county commission and credited to the county control fund.

3. Before proceeding to control brush as provided in this section, the county commission of the county in which the land is located shall notify the owner of the land of the requirements of this law ~~[by certified mail, return receipt requested, from a list]~~ **in writing using any mail service with delivery tracking and an address** supplied by the officer who prepares the tax list~~[-]~~ and shall allow the owner of the land thirty days from ~~[acknowledgment date of return receipt, or]~~ the date of ~~[refusal of acceptance of]~~ delivery ~~[as the case may be,]~~ to eradicate all such brush growing on land designated as the county right-of-way or county maintenance easement part of such owner's land and which is adjacent to the county road. In the event that the property owner cannot be located by ~~[certified]~~ mail, notice shall be placed in a newspaper of general circulation in the county in which the land is located at least thirty days before the county commission removes the brush pursuant to subsection 2 of this section. Such property owner shall be granted an automatic thirty-day extension due to hardship by notifying the county commission that such owner cannot comply with the requirements of this section, due to hardship, within the first thirty-day period. The property owner may be granted a second extension by a majority vote of the county commission. There shall be no further extensions. For the purposes of this subsection, "hardship" may be financial, physical or any other condition that the county commission deems to be a valid reason to allow an extension of time to comply with the requirements of this section.

4. County commissions shall not withhold rock, which is provided from funds from the county aid road trust fund, for maintaining county roads due to the abutting property owner's refusal to remove brush located on land designated as the county right-of-way or county maintenance easement part of such owner's land. County commissions shall use such rock on the county roads, even though the brush is not removed, or county commissions may resort to the procedures in this section to remove the brush.

5. The county right-of-way or county maintenance easement shall extend fifteen feet from the center of the county road or the distance set forth in the original conveyance, whichever is greater. For purposes of this subsection, the "center of the county road" shall be the point equidistant from both edges of the drivable ground of the road in its current condition.

6. In the event a county is required to obtain a land survey to enforce this section, the costs of such survey shall be divided equally between the county and the landowner.

305.935. No political subdivision of this state shall impose a tax or other requirement,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 6** was adopted.

On motion of Representative Cornejo, **House Amendment No. 6, as amended**, was adopted.

Representative Roeber offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said line the following:

"115.646. **1.** No contribution or expenditure of public funds shall be made directly by any officer, **board member, director, administrator**, employee, or agent of any political subdivision **or special district** to advocate, support, or oppose any ballot measure or any candidate for public office. **No officer, board member, director, administrator, employee, or agent of any political subdivision or special district shall directly use public resources or property paid for with public funds to advocate, support, or oppose any ballot measure or any candidate for public office.** This section shall not be construed to prohibit any ~~[public official]~~ **officer, board member, director, administrator, employee, or agent** of a political subdivision **or special district** from making public appearances ~~[or from]~~, issuing press releases, **or testifying before the general assembly** concerning any such ballot measure **as long as such officer, board member, director, administrator, employee, or agent does not do so in his or her official capacity while receiving compensation by the political subdivision or special district for time worked.**

2. This section shall not be construed to prohibit a political subdivision or special district from employing a legislative liaison to communicate with members of the general assembly regarding policies or procedures, including ballot measures, of the political subdivision or special district.

3. Any resident of a political subdivision or special district who wishes to challenge any contribution or expenditure of public funds or any use of public resources or property paid for with public funds may bring an action in any circuit court of the political subdivision or special district in which the alleged violation occurred. The political subdivision or special district and the officer, board member, director, administrator, employee, or agent who allegedly violated this section shall be named as party defendants. The petition shall set forth a description of any use of public resources or property paid for with public funds at issue, any contribution at issue, and any expenditure at issue and the facts that gave rise to a violation and shall pray leave to produce such proof. The court shall consider the petition and evidence, hear arguments, and in its decision determine whether a violation of this section occurred.

4. If the court decides a violation of this section occurred, the court shall order payment by the political subdivision or special district of all the plaintiff's costs and attorney's fees.

5. (1) If the court decides a contribution or expenditure of public funds was made by an officer, board member, director, or administrator of the political subdivision or special district in violation of this section, the political subdivision or special district shall be subject to a civil penalty in an amount equal to ten times the amount of the contribution or expenditure or one thousand dollars, whichever is greater.

(2) If the court decides public resources or property paid for with public funds were used by an officer, board member, director, or administrator of the political subdivision or special district in violation of this section, the political subdivision or special district shall be subject to a civil penalty in the amount of one thousand dollars.

(3) If an officer, board member, director, or administrator of the political subdivision or special district knew or should have known of a violation under subsection 6 of this section, the political subdivision or special district shall be subject to a civil penalty in an amount described in subdivision (1) or (2) of this subsection, corresponding to the type of violation that occurred.

6. If the court decides a contribution or expenditure of public funds was made or public resources or property paid for with public funds were used by an employee or agent of the political subdivision or special district who is not an officer, board member, director, or administrator of the political subdivision or special district in violation of this section and it was the first such violation by such employee or agent, the court shall not impose a civil penalty. A second or subsequent violation of this section by such employee or agent shall subject the political subdivision or special district to the penalties under subsection 5 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roeber, **House Amendment No. 7** was adopted.

Representative Curtman offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"34.040. 1. All purchases in excess of ~~[three]~~ **ten** thousand dollars shall be based on competitive bids, except as otherwise provided in this chapter.

2. On any purchase where the estimated expenditure shall be ~~[twenty-five]~~ **one hundred** thousand dollars or over, except as provided in subsection 6 of this section, the commissioner of administration shall:

(1) Advertise for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before bids for such purchases are to be opened. Other methods of advertisement, which may include minority business purchase councils, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post a notice of the proposed purchase in his or her office; and
 (3) Solicit bids by mail or other reasonable method generally available to the public from prospective suppliers. All bids for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening bids.

3. The contract shall be let to the lowest and best bidder. The commissioner of administration shall have the right to reject any or all bids and advertise for new bids, or purchase the required supplies on the open market if they can be so purchased at a better price. When bids received pursuant to this section are unreasonable or unacceptable as to terms and conditions, noncompetitive, or the low bid exceeds available funds and it is determined in writing by the commissioner of administration that time or other circumstances will not permit the delay required to resolicit competitive bids, a contract may be negotiated pursuant to this section, provided that each responsible bidder who submitted such bid under the original solicitation is notified of the determination and is given a reasonable opportunity to modify their bid and submit a best and final bid to the state. In cases where the bids received are noncompetitive or the low bid exceeds available funds, the negotiated price shall be lower than the lowest rejected bid of any responsible bidder under the original solicitation.

4. The director of the department of revenue shall follow bidding procedures as contained in this chapter and may promulgate rules necessary to establish such procedures. No points shall be awarded on a request for proposal for a contract license office to a bidder for a return-to-the-state provision offer.

5. All bids shall be based on standard specifications wherever such specifications have been approved by the commissioner of administration. The commissioner of administration shall make rules governing the delivery, inspection, storage and distribution of all supplies so purchased and governing the manner in which all claims for supplies delivered shall be submitted, examined, approved and paid. The commissioner shall determine the amount of bond or deposit and the character thereof which shall accompany bids or contracts.

6. The department of natural resources may, without the approval of the commissioner of administration required pursuant to this section, enter into contracts of up to five hundred thousand dollars to abate illegal waste tire sites pursuant to section 260.276 when the director of the department determines that urgent action is needed to protect public health, safety, natural resources or the environment. The department shall follow bidding procedures pursuant to this section and may promulgate rules necessary to establish such procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

7. The commissioner of administration and other agencies to which the state purchasing law applies shall not contract for goods or services with a vendor if the vendor or an affiliate of the vendor makes sales at retail of tangible personal property or for the purpose of storage, use, or consumption in this state but fails to collect and properly pay the tax as provided in chapter 144. For the purposes of this section, "affiliate of the vendor" shall mean any person or entity that is controlled by or is under common control with the vendor, whether through stock ownership or otherwise.

8. The commissioner of administration shall be authorized to hold a reverse auction to procure merchandise, supplies, raw materials, or finished goods if price is the primary factor in evaluating bids. The office of administration shall promulgate rules regarding the handling of the reverse auction process. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

34.042. 1. When the commissioner of administration determines that the use of competitive bidding is either not practicable or not advantageous to the state, supplies may be procured by competitive proposals. The commissioner shall state the reasons for such determination, and a report containing those reasons shall be maintained with the vouchers or files pertaining to such purchases. All purchases in excess of ~~[five]~~ **ten** thousand dollars to be made under this section shall be based on competitive proposals.

2. On any purchase where the estimated expenditure shall be ~~[twenty-five]~~ **one hundred** thousand dollars or over, the commissioner of administration shall:

(1) Advertise for proposals in at least two daily newspapers of general circulation in such places as are most likely to reach prospective offerors and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before proposals for such purchases are to be opened. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post notice of the proposed purchase; and

(3) Solicit proposals by mail or other reasonable method generally available to the public from prospective offerors.

All proposals for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening proposals. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.

3. The contract shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals and under rules promulgated by the commissioner of administration, negotiations may be conducted with responsible offerors who submit proposals selected by the commissioner of administration on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the solicitation requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals; **however, a request for a proposal may set forth the manner for determining which offerors are eligible for negotiation including, but not limited to, the use of shortlisting.** Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors. The commissioner of administration shall have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.

4. The commissioner shall make available, upon request, to any members of the general assembly, information pertaining to competitive proposals, including the names of bidders and the amount of each bidder's offering for each contract.

34.044. 1. The commissioner of administration may waive the requirement of competitive bids or proposals for supplies when the commissioner has determined in writing that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the commissioner shall rescind the waiver and proceed to procure the supplies through the competitive processes as described in this chapter. A single feasible source exists when:

(1) Supplies are proprietary and only available from the manufacturer or a single distributor; or

(2) Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or

(3) Supplies are available at a discount from a single distributor for a limited period of time.

2. On any single feasible source purchase where the estimated expenditure shall be ~~[five]~~ **ten** thousand dollars or over, the commissioner of administration shall post notice of the proposed purchase. Where the estimated expenditure is ~~[twenty-five]~~ **one hundred** thousand dollars or over, the commissioner of administration shall also advertise the commissioner's intent to make such purchase in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least five days before the contract is to be let. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased. The requirement for advertising may be waived, if not feasible, due to the supplies being available at a discount for only a limited period of time.

34.047. Notwithstanding any provision in section 34.040, section 34.100, or any other law to the contrary, departments shall have the authority to purchase products and services related to information technology when the estimated expenditure of such purchase shall not exceed ~~[seventy-five]~~ **one hundred fifty** thousand dollars, the length of any contract or agreement does not exceed twelve months, the department complies with the informal methods of procurement established in section 34.040, and 1 CSR 40-1.050(1) for expenditures of less than ~~[twenty-five]~~ **one hundred** thousand dollars, and the department posts notice of such proposed purchase on the online bidding/vendor registration system maintained by the office of administration. For the purposes of this section,

"information technology" shall mean any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text.

34.353. 1. Each contract for the purchase or lease of manufactured goods or commodities by any public agency, and each contract made by a public agency for construction, alteration, repair, or maintenance of any public works shall contain a provision that any manufactured goods or commodities used or supplied in the performance of that contract or any subcontract thereto shall be manufactured or produced in the United States.

2. This section shall not apply where the purchase, lease, or contract involves an expenditure of less than ~~[twenty-five]~~ **one hundred** thousand dollars. This section shall not apply when only one line of a particular good or product is manufactured or produced in the United States.

3. This section shall not apply where the executive head of the public agency certifies in writing that:

(1) The specified products are not manufactured or produced in the United States in sufficient quantities to meet the agency's requirements or cannot be manufactured or produced in the United States within the necessary time in sufficient quantities to meet the agency's requirements;

(2) Obtaining the specified products manufactured or produced in the United States would increase the cost of the contract by more than ten percent;

(3) The specified products are to be purchased or leased by a state-supported four-year institute of higher education and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years;

(4) The specified products are to be purchased or leased by a publicly supported institution and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years; or

(5) The political subdivision has adopted a formal written policy to encourage the purchase of products manufactured or produced in the United States.

4. The certificate required by this section shall specify the nature of the contract, the product being purchased or leased, the names and addresses of the United States manufacturers and producers contacted by the public agency or the project architect or engineer, and an indication that such manufacturers or producers could not supply sufficient quantities or that the price of the products would increase the cost of the contract by more than ten percent.

5. Certificates required by this section shall be maintained by the public agency for a period of three years."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Berry offered **House Amendment No. 1 to House Amendment No. 8.**

*House Amendment No. 1
to
House Amendment No. 8*

AMEND House Amendment No. 8 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 4, Line 12, by inserting after all of said line the following:

"34.048. In any contract for purchasing supplies as defined in section 34.010 ~~[not exceeding the threshold for competitive bids set forth under section 34.040]~~, the office of administration ~~[shall not prevent]~~ **may, for** any department, office, board, commission, bureau, institution, political subdivision, or any other agency of the state ~~[from purchasing supplies from an authorized]~~, **participate in a cooperative purchasing agreement whereby supplies are procured pursuant to a contract that is open to state entities and established by the** General Services Administration ~~[vendor]~~ including "GSA Advantage", "GSA e-Buy", or successor sources. **The office of administration may utilize such cooperative purchasing when such participation is determined to be advantageous to the state.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Curtman, **House Amendment No. 8, as amended**, was adopted.

Representative Roeber offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting after all of said section and line the following:

"321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases.

527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society, **fire protection district**, or municipal or other corporation of any character whatsoever."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roeber, **House Amendment No. 9** was adopted.

Representative Berry offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"67.2050. 1. As used in this section, unless the context clearly indicates otherwise, the following terms mean:

- (1) "Facility", a location composed of real estate, buildings, fixtures, machinery, and equipment;**
- (2) "Municipality", any county, city, incorporated town, or village of the state;**
- (3) "NAICS", the 2007 edition of the North American Industry Classification System developed under the direction and guidance of the federal Office of Management and Budget. Any NAICS sector, subsector, industry group, or industry identified in this section shall include its corresponding classification in previous and subsequent federal industry classification systems;**
- (4) "Technology business facility", a facility purchased, constructed, extended, or improved under this section, provided that such business facility is engaged in:**
 - (a) Wired telecommunications carriers (NAICS 517110);**
 - (b) Data processing, hosting, and related services (NAICS 518210); or**

(c) Internet publishing and broadcasting and web search portals (NAICS 519130) at the business facility;

(5) "Technology business facility project" or "project", the purchase, construction, extension, or improvement of technology business facilities, whether of the facility as a whole or of any one or more of the facility's components of real estate, buildings, fixtures, machinery, or equipment.

2. The governing body of any municipality may:

(1) Carry out technology business facility projects for economic development under this section;

(2) Accept grants from the federal and state governments for technology business facility project purposes and may enter into such agreements as are not contrary to the laws of this state, which may be required as a condition of grants by the federal government or its agencies; and

(3) Receive gifts and donations from private sources to be used for technology business facility project purposes.

3. The governing body of the municipality may enter into loan agreements and may sell, lease, or mortgage to private persons, partnerships, or corporations any one or more of the components of a facility received, purchased, constructed, or extended by the municipality for development of a technology business facility project. The loan agreement, installment sale agreement, lease, or other such document shall contain such other terms as are agreed upon between the municipality and the obligor, provided that such terms shall be consistent with this section. If, in the judgment of the governing body of the municipality, the technology business facility project will result in economic benefits to the municipality, the governing body may lawfully enter into an agreement that includes nominal monetary consideration to the municipality in exchange for the use of one or more components of the facility.

4. Transactions involving the lease or rental of any components of a project under this section shall be specifically exempted from the provisions of the local sales tax law as defined under sections 32.085, 144.010 to 144.525, 144.600 to 144.761, and 238.235 and exempted from the computation of the tax levied, assessed, or payable under the local sales tax law as defined under sections 32.085, 144.010 to 144.525, 144.600 to 144.746, and 238.235.

5. Leasehold interests granted and held under this section shall not be subject to property taxes.

6. Any payments in lieu of taxes expected to be made by any lessee of the project shall be applied in accordance with this section. The lessee may reimburse the municipality for its actual costs of administering the plan. All amounts paid in excess of such actual costs shall, immediately upon receipt thereof, be disbursed by the municipality's treasurer or other financial officer to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity.

7. The county assessor shall include the current assessed value of all property within the affected taxing entities in the aggregate valuation of assessed property entered upon the assessor's book and verified under section 137.245, and such value shall be used for the purpose of the debt limitation on local government under article VI, section 26(b) of the Constitution of Missouri.

8. The governing body of any municipality may sell or otherwise dispose of the property, buildings, or plants acquired under this section to private persons or corporations for technology business facility project purposes upon approval by the governing body. The terms and method of the sale or other disposal shall be established by the governing body so as to reasonably protect the economic well-being of the municipality and to promote the development of technology business facility projects. A private person or corporation that initially transfers property to the municipality for the purposes of a technology business facility project and that does not charge a purchase price to the municipality shall retain the right, upon request to the municipality, to have the municipality retransfer the donated property to the person or corporation at no cost.

9. The provisions of this section shall not be construed to allow political subdivisions to provide telecommunications services or telecommunications facilities to the extent that they are prohibited from doing so under section 392.410."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 10** was adopted.

Representative Houghton offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"67.115. 1. This section shall be known as the "Fairness to Homeowners Act". This section shall only apply to all counties of the first classification and all political subdivisions of counties of the first classification of this state, as defined in section 70.120, without exception, inclusive of the governing body, commissions, board, contractors, and employees of such political subdivisions.

2. The political subdivision, governing body, or department responsible for reviewing and approving building plans of single family residential buildings in accordance with a residential building code observed by the political subdivision, including, but not limited to, the international residential code and its successors, replacements, updates, supplements, or building codes governing the construction of a residential structure for the issuance of a building permit, shall approve or deny such building plans within eight business days following submission of such plans. Any denied plans shall be accompanied by a documented list of specific code violations which shall be addressed in order to obtain a building permit. If denied plans are resubmitted and properly address such written reasons for denial, the revised building plans shall be reconsidered and approved within seven business days of resubmission without any new or additional recommendations made on such plans, unless the resubmission contains a defect not contained in the original submission. In the event any resubmitted plans are not approved or denied within seven business days, such plans shall be deemed approved as resubmitted and a permit for the work described in the building plans shall be issued within three business days.

3. The recipient of a building permit may retain an engineer or architect licensed in the state of Missouri to conduct structural inspections of the concrete, footing, and foundation work being undertaken pursuant to a building permit in lieu of the political subdivision, governing body, or department of such political subdivision conducting building permit inspections. Such licensed engineer or architect shall have a business license in the political subdivision in which the inspection is held if required to do so by said political subdivision. The political subdivision may create an approval process for licensed engineers and architects to be authorized to certify the building inspections. An engineer or architect may be removed from the approved third-party inspection list if the engineer or architect fails to maintain his or her professional certification or fails to follow required procedures outlined in the political subdivision's policy. To avoid a conflict of interest, inspections may not be performed for a contractor if the inspector or certifying person is employed by, or affiliated with, the contractor through a partnership, corporation, or other business entity. The licensed engineer or architect shall submit reports to the political subdivision of the work being undertaken under the building permit on the uniform inspection forms in use by the political subdivision. Structural inspections shall include concrete footings and foundation walls. Should the recipient of a building permit choose to use a licensed engineer or architect to conduct the structural inspections on the dwelling, this shall not prohibit the political subdivision from conducting framing, mechanical, plumbing, electrical, or other required inspections before the drywall cover up."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 11** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 073

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hansen

Helms	Houghton	Houx	Hurst	Kelley 127
Kelly 141	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Lynch	Marshall	Mathews	Messenger
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Ross	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Tate	Taylor	Trent	Walker 3
Walsh	White	Wilson		

NOES: 052

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burns	Butler	Curtis	Ellington
Francis	Gray	Green	Harris	Henderson
Hill	Justus	Kendrick	Korman	Lavender
Love	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Newman	Nichols	Pierson Jr	Pike	Quade
Razer	Revis	Roberts	Roden	Rowland 155
Rowland 29	Runions	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wessels
Wiemann	Wood			

PRESENT: 000

ABSENT WITH LEAVE: 036

Barnes 60	Barnes 28	Beard	Bernskoetter	Black
Brown 27	Burnett	Carpenter	Conway 10	Conway 104
Cookson	Ellebracht	Engler	Fitzpatrick	Fitzwater
Fraker	Franks Jr	Haahr	Hannegan	Higdon
Johnson	Kidd	Matthiesen	McDaniel	Miller
Moon	Mosley	Peters	Phillips	Pietzman
Pogue	Rone	Ruth	Smith 85	Vescovo
Mr. Speaker				

VACANCIES: 002

Representative Reiboldt offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 918, Page 5, Section 262.760, Line 19, by inserting after all of said section and line the following:

"266.600. 1. No political subdivision shall adopt or enforce any ordinance, rule, or regulation relating to the labeling, cultivation, or other use of seeds or fertilizers as such terms are defined or used in sections 266.021 and 266.291, respectively. The provisions of this section shall not apply to any ordinance, rule, or regulation enacted prior to August 28, 2018.

2. This section shall not apply to rice seed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 12** was adopted.

HCS SS SCS SB 918, as amended, was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1364** entitled:

An act to repeal sections 292.606, 319.129, and 414.032, RSMo, and to enact in lieu thereof four new sections relating to petroleum products.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2330**.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 597, relating to fees for insurance services, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SS SB 597**, relating to insurance services, was agreed to.

Speaker Richardson resumed the Chair.

Representative Wiemann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 1, In the Title, Line 6, by deleting the words "fees for"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 1** was adopted.

HCS SS SB 597, as amended, was laid over.

HCS SB 800, relating to juvenile court proceedings, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HCS SB 800** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 800, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"211.021. [4-] As used in this chapter, unless the context clearly requires otherwise:

(1) "Adult" means a person ~~[seventeen]~~ **eighteen** years of age or older ~~[except for seventeen year old children as defined in this section];~~

(2) "Child" means any person under ~~[seventeen]~~ **eighteen** years of age ~~[and shall mean, in addition, any person over seventeen but not yet eighteen years of age alleged to have committed a status offense];~~

(3) "Juvenile court" means the juvenile division or divisions of the circuit court of the county, or judges while hearing juvenile cases assigned to them;

(4) "Legal custody" means the right to the care, custody and control of a child and the duty to provide food, clothing, shelter, ordinary medical care, education, treatment and discipline of a child. Legal custody may be taken from a parent only by court action and if the legal custody is taken from a parent without termination of parental rights, the parent's duty to provide support continues even though the person having legal custody may provide the necessities of daily living;

(5) "Parent" means either a natural parent or a parent by adoption and if the child is illegitimate, "parent" means the mother;

(6) "Shelter care" means the temporary care of juveniles in physically unrestricting facilities pending final court disposition. These facilities may include:

(a) "Foster home", the private home of foster parents providing twenty-four-hour care to one to three children unrelated to the foster parents by blood, marriage or adoption;

(b) "Group foster home", the private home of foster parents providing twenty-four-hour care to no more than six children unrelated to the foster parents by blood, marriage or adoption;

(c) "Group home", a child care facility which approximates a family setting, provides access to community activities and resources, and provides care to no more than twelve children;

(7) "Status offense", any offense as described in subdivision (2) of subsection 1 of section 211.031.

~~[2- The amendments to subsection 1 of this section, as provided for in this act, shall not take effect until such time as appropriations by the general assembly for additional juvenile officer full time equivalents and deputy juvenile officer full time equivalents shall exceed by one million nine hundred thousand dollars the amount spent by the state for such officers in fiscal year 2007 and appropriations by the general assembly to single first class counties for juvenile court personnel costs shall exceed by one million nine hundred thousand dollars the amount spent by the state for such juvenile court personnel costs in fiscal year 2007 and notice of such appropriations has been given to the revisor of statutes.]~~

211.031. 1. Except as otherwise provided in this chapter, the juvenile court or the family court in circuits that have a family court as provided in sections 487.010 to 487.190 shall have exclusive original jurisdiction in proceedings:

(1) Involving any child ~~[or person seventeen years of age]~~ who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The parents, or other persons legally responsible for the care and support of the child ~~[or person seventeen years of age]~~, neglect or refuse to provide proper support, education which is required by law, medical, surgical or other care necessary for his or her well-being; except that reliance by a parent, guardian or custodian upon remedial treatment other than medical or surgical treatment for a child ~~[or person seventeen years of age]~~ shall not be construed as neglect when the treatment is recognized or permitted pursuant to the laws of this state;

(b) The child ~~[or person seventeen years of age]~~ is otherwise without proper care, custody or support; or

(c) The child ~~[or person seventeen years of age]~~ was living in a room, building or other structure at the time such dwelling was found by a court of competent jurisdiction to be a public nuisance pursuant to section 195.130;

(d) The child ~~[or person seventeen years of age is a child]~~ **is** in need of mental health services and the parent, guardian or custodian is unable to afford or access appropriate mental health treatment or care for the child;

(2) Involving any child who may be a resident of or found within the county and who is alleged to be in need of care and treatment because:

(a) The child while subject to compulsory school attendance is repeatedly and without justification absent from school; or

(b) The child disobeys the reasonable and lawful directions of his or her parents or other custodian and is beyond their control; or

(c) The child is habitually absent from his or her home without sufficient cause, permission, or justification; or

(d) The behavior or associations of the child are otherwise injurious to his or her welfare or to the welfare of others; or

(e) The child is charged with an offense not classified as criminal, or with an offense applicable only to children; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, or any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(3) Involving any child who is alleged to have violated a state law or municipal ordinance, or any person who is alleged to have violated a state law or municipal ordinance prior to attaining the age of ~~[seventeen]~~ **eighteen** years, in which cases jurisdiction may be taken by the court of the circuit in which the child or person resides or may be found or in which the violation is alleged to have occurred; except that, the juvenile court shall not have jurisdiction over any child fifteen years of age who is alleged to have violated a state or municipal traffic ordinance or regulation, the violation of which does not constitute a felony, and except that the juvenile court shall have concurrent jurisdiction with the municipal court over any child who is alleged to have violated a municipal curfew ordinance, and except that the juvenile court shall have concurrent jurisdiction with the circuit court on any child who is alleged to have violated a state or municipal ordinance or regulation prohibiting possession or use of any tobacco product;

(4) For the adoption of a person;

(5) For the commitment of a child ~~[or person seventeen years of age]~~ to the guardianship of the department of social services as provided by law; and

(6) Involving an order of protection pursuant to chapter 455 when the respondent is less than ~~[seventeen]~~ **eighteen** years of age.

2. Transfer of a matter, proceeding, jurisdiction or supervision for a child ~~[or person seventeen years of age]~~ who resides in a county of this state shall be made as follows:

(1) Prior to the filing of a petition and upon request of any party or at the discretion of the juvenile officer, the matter in the interest of a child ~~[or person seventeen years of age]~~ may be transferred by the juvenile officer, with the prior consent of the juvenile officer of the receiving court, to the county of the child's residence or the residence of the person ~~[seventeen]~~ **eighteen** years of age for future action;

(2) Upon the motion of any party or on its own motion prior to final disposition on the pending matter, the court in which a proceeding is commenced may transfer the proceeding of a child ~~[or person seventeen years of age]~~ to the court located in the county of the child's residence ~~[or the residence of the person seventeen years of age]~~, or the county in which the offense pursuant to subdivision (3) of subsection 1 of this section is alleged to have occurred for further action;

(3) Upon motion of any party or on its own motion, the court in which jurisdiction has been taken pursuant to subsection 1 of this section may at any time thereafter transfer jurisdiction of a child ~~[or person seventeen years of age]~~ to the court located in the county of the child's residence ~~[or the residence of the person seventeen years of age]~~ for further action with the prior consent of the receiving court;

(4) Upon motion of any party or upon its own motion at any time following a judgment of disposition or treatment pursuant to section 211.181, the court having jurisdiction of the cause may place the child ~~[or person seventeen years of age]~~ under the supervision of another juvenile court within or without the state pursuant to section 210.570 with the consent of the receiving court;

(5) Upon motion of any child ~~[or person seventeen years of age]~~ or his or her parent, the court having jurisdiction shall grant one change of judge pursuant to Missouri supreme court rules;

(6) Upon the transfer of any matter, proceeding, jurisdiction or supervision of a child ~~[or person seventeen years of age]~~, certified copies of all legal and social documents and records pertaining to the case on file with the clerk of the transferring juvenile court shall accompany the transfer.

3. In any proceeding involving any child ~~[or person seventeen years of age]~~ taken into custody in a county other than the county of the child's residence ~~[or the residence of a person seventeen years of age]~~, the juvenile court of the county of the child's residence ~~[or the residence of a person seventeen years of age]~~ shall be notified of such taking into custody within seventy-two hours.

4. When an investigation by a juvenile officer pursuant to this section reveals that the only basis for action involves an alleged violation of section 167.031 involving a child who alleges to be home schooled, the juvenile officer shall contact a parent or parents of such child to verify that the child is being home schooled and not in

violation of section 167.031 before making a report of such a violation. Any report of a violation of section 167.031 made by a juvenile officer regarding a child who is being home schooled shall be made to the prosecuting attorney of the county where the child legally resides.

5. The disability or disease of a parent shall not constitute a basis for a determination that a child is a child in need of care or for the removal of custody of a child from the parent without a specific showing that there is a causal relation between the disability or disease and harm to the child.

211.032. 1. Except as otherwise provided in a circuit participating in a pilot project established by the Missouri supreme court, when a child ~~[or person seventeen years of age]~~, alleged to be in need of care and treatment pursuant to subdivision (1) of subsection 1 of section 211.031, is taken into custody, the juvenile or family court shall notify the parties of the right to have a protective custody hearing. Such notification shall be in writing.

2. Upon request from any party, the court shall hold a protective custody hearing. Such hearing shall be held within three days of the request for a hearing, excluding Saturdays, Sundays and legal holidays. For circuits participating in a pilot project established by the Missouri supreme court, the parties shall be notified at the status conference of their right to request a protective custody hearing.

3. No later than February 1, 2005, the Missouri supreme court shall require a mandatory court proceeding to be held within three days, excluding Saturdays, Sundays, and legal holidays, in all cases under subdivision (1) of subsection 1 of section 211.031. The Missouri supreme court shall promulgate rules for the implementation of such mandatory court proceedings and may consider recommendations from any pilot projects established by the Missouri supreme court regarding such proceedings. Nothing in this subsection shall prevent the Missouri supreme court from expanding pilot projects prior to the implementation of this subsection.

4. The court shall hold an adjudication hearing no later than sixty days after the child has been taken into custody. The court shall notify the parties in writing of the specific date, time, and place of such hearing. If at such hearing the court determines that sufficient cause exists for the child to remain in the custody of the state, the court shall conduct a dispositional hearing no later than ninety days after the child has been taken into custody and shall conduct review hearings regarding the reunification efforts made by the division every ninety to one hundred twenty days for the first year the child is in the custody of the division. After the first year, review hearings shall be held as necessary, but in no event less than once every six months for as long as the child is in the custody of the division.

5. At all hearings held pursuant to this section the court may receive testimony and other evidence relevant to the necessity of detaining the child out of the custody of the parents, guardian or custodian.

6. By January 1, 2005, the supreme court shall develop rules regarding the effect of untimely hearings.

7. If the placement of any child in the custody of the children's division will result in the child attending a school other than the school the child was attending when taken into custody:

(1) The child's records from such school shall automatically be forwarded to the school that the child is transferring to upon notification within two business days by the division; or

(2) Upon request of the foster family, the guardian ad litem, or the volunteer advocate and whenever possible, the child shall be permitted to continue to attend the same school that the child was enrolled in and attending at the time the child was taken into custody by the division. The division, in consultation with the department of elementary and secondary education, shall establish the necessary procedures to implement the provisions of this subsection.

211.033. 1. No person under the age of ~~[seventeen]~~ **eighteen** years, except those transferred to the court of general jurisdiction under the provisions of section 211.071 shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of ~~[seventeen]~~ **eighteen** to a juvenile detention facility.

2. Nothing in this section shall be construed as creating any civil or criminal liability for any law enforcement officer, juvenile officer, school personnel, or court personnel for any action taken or failure to take any action involving a minor child who remains under the jurisdiction of the juvenile court under this section if such action or failure to take action is based on a good faith belief by such officer or personnel that the minor child is not under the jurisdiction of the juvenile court.

~~[3. The amendments to subsection 2 of this section, as provided for in this act, shall not take effect until such time as the provisions of section 211.021 shall take effect in accordance with subsection 2 of section 211.021.]~~

211.041. When jurisdiction over the person of a child has been acquired by the juvenile court under the provisions of this chapter in proceedings coming within the applicable provisions of section 211.031, the jurisdiction of the child may be retained for the purpose of this chapter until he or she has attained the age of twenty-one years, except in cases where he or she is committed to and received by the division of youth services, unless jurisdiction has been returned to the committing court by provisions of chapter 219 through requests of the court to the division of youth services and except in any case where he or she has not paid an assessment imposed in accordance with

section 211.181 or in cases where the judgment for restitution entered in accordance with section 211.185 has not been satisfied. Every child over whose person the juvenile court retains jurisdiction shall be prosecuted under the general law for any violation of a state law or of a municipal ordinance which he or she commits after he or she becomes ~~[seventeen]~~ **eighteen** years of age. The juvenile court shall have no jurisdiction with respect to any such violation and, so long as it retains jurisdiction of the child, shall not exercise its jurisdiction in such a manner as to conflict with any other court's jurisdiction as to any such violation.

211.061. 1. When a child is taken into custody with or without warrant for an offense, the child, together with any information concerning the child and the personal property found in the child's possession, shall be taken immediately and directly before the juvenile court or delivered to the juvenile officer or person acting for ~~[him]~~ **the child**.

2. If any person is taken before a circuit or associate circuit judge not assigned to juvenile court or a municipal judge, and it is then, or at any time thereafter, ascertained that he or she was under the age of ~~[seventeen]~~ **eighteen** years at the time he or she is alleged to have committed the offense, or that he or she is subject to the jurisdiction of the juvenile court as provided by this chapter, it is the duty of the judge forthwith to transfer the case or refer the matter to the juvenile court, and direct the delivery of such person, together with information concerning him or her and the personal property found in his or her possession, to the juvenile officer or person acting as such.

3. When the juvenile court is informed that a child is in detention it shall examine the reasons therefor and shall immediately:

(1) Order the child released; or

(2) Order the child continued in detention until a detention hearing is held. An order to continue the child in detention shall only be entered upon the filing of a petition or motion to modify and a determination by the court that probable cause exists to believe that the child has committed acts specified in the petition or motion that bring the child within the jurisdiction of the court under subdivision (2) or (3) of subsection 1 of section 211.031.

4. A juvenile shall not remain in detention for a period greater than twenty-four hours unless the court orders a detention hearing. If such hearing is not held within three days, excluding Saturdays, Sundays and legal holidays, the juvenile shall be released from detention unless the court for good cause orders the hearing continued. The detention hearing shall be held within the judicial circuit at a date, time and place convenient to the court. Notice of the date, time and place of a detention hearing, and of the right to counsel, shall be given to the juvenile and his or her custodian in person, by telephone, or by such other expeditious method as is available.

211.071. 1. If a petition alleges that a child between the ages of twelve and ~~[seventeen]~~ **eighteen** has committed an offense which would be considered a felony if committed by an adult, the court may, upon its own motion or upon motion by the juvenile officer, the child or the child's custodian, order a hearing and may, in its discretion, dismiss the petition and such child may be transferred to the court of general jurisdiction and prosecuted under the general law; except that if a petition alleges that any child has committed an offense which would be considered first degree murder under section 565.020, second degree murder under section 565.021, first degree assault under section 565.050, forcible rape under section 566.030 as it existed prior to August 28, 2013, rape in the first degree under section 566.030, forcible sodomy under section 566.060 as it existed prior to August 28, 2013, sodomy in the first degree under section 566.060, first degree robbery under section 569.020 **as it existed prior to January 1, 2017, or first degree robbery under section 570.023, [or] distribution of drugs under section 195.211 as it existed prior to January 1, 2017, or the manufacturing of a controlled substance under section 579.055,** or has committed two or more prior unrelated offenses which would be felonies if committed by an adult, the court shall order a hearing, and may in its discretion, dismiss the petition and transfer the child to a court of general jurisdiction for prosecution under the general law.

2. Upon apprehension and arrest, jurisdiction over the criminal offense allegedly committed by any person between ~~[seventeen]~~ **eighteen** and twenty-one years of age over whom the juvenile court has retained continuing jurisdiction shall automatically terminate and that offense shall be dealt with in the court of general jurisdiction as provided in section 211.041.

3. Knowing and willful age misrepresentation by a juvenile subject shall not affect any action or proceeding which occurs based upon the misrepresentation. Any evidence obtained during the period of time in which a child misrepresents his or her age may be used against the child and will be subject only to rules of evidence applicable in adult proceedings.

4. Written notification of a transfer hearing shall be given to the juvenile and his or her custodian in the same manner as provided in sections 211.101 and 211.111. Notice of the hearing may be waived by the custodian. Notice shall contain a statement that the purpose of the hearing is to determine whether the child is a proper subject

to be dealt with under the provisions of this chapter, and that if the court finds that the child is not a proper subject to be dealt with under the provisions of this chapter, the petition will be dismissed to allow for prosecution of the child under the general law.

5. The juvenile officer may consult with the office of prosecuting attorney concerning any offense for which the child could be certified as an adult under this section. The prosecuting or circuit attorney shall have access to police reports, reports of the juvenile or deputy juvenile officer, statements of witnesses and all other records or reports relating to the offense alleged to have been committed by the child. The prosecuting or circuit attorney shall have access to the disposition records of the child when the child has been adjudicated pursuant to subdivision (3) of subsection 1 of section 211.031. The prosecuting attorney shall not divulge any information regarding the child and the offense until the juvenile court at a judicial hearing has determined that the child is not a proper subject to be dealt with under the provisions of this chapter.

6. A written report shall be prepared in accordance with this chapter developing fully all available information relevant to the criteria which shall be considered by the court in determining whether the child is a proper subject to be dealt with under the provisions of this chapter and whether there are reasonable prospects of rehabilitation within the juvenile justice system. These criteria shall include but not be limited to:

- (1) The seriousness of the offense alleged and whether the protection of the community requires transfer to the court of general jurisdiction;
- (2) Whether the offense alleged involved viciousness, force and violence;
- (3) Whether the offense alleged was against persons or property with greater weight being given to the offense against persons, especially if personal injury resulted;
- (4) Whether the offense alleged is a part of a repetitive pattern of offenses which indicates that the child may be beyond rehabilitation under the juvenile code;
- (5) The record and history of the child, including experience with the juvenile justice system, other courts, supervision, commitments to juvenile institutions and other placements;
- (6) The sophistication and maturity of the child as determined by consideration of his **or her** home and environmental situation, emotional condition and pattern of living;
- (7) The age of the child;
- (8) The program and facilities available to the juvenile court in considering disposition;
- (9) Whether or not the child can benefit from the treatment or rehabilitative programs available to the juvenile court; and
- (10) Racial disparity in certification.

7. If the court dismisses the petition to permit the child to be prosecuted under the general law, the court shall enter a dismissal order containing:

- (1) Findings showing that the court had jurisdiction of the cause and of the parties;
- (2) Findings showing that the child was represented by counsel;
- (3) Findings showing that the hearing was held in the presence of the child and his **or her** counsel; and
- (4) Findings showing the reasons underlying the court's decision to transfer jurisdiction.

8. A copy of the petition and order of the dismissal shall be sent to the prosecuting attorney.

9. When a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the prosecution of the child results in a conviction, the jurisdiction of the juvenile court over that child is forever terminated, except as provided in subsection 10 of this section, for an act that would be a violation of a state law or municipal ordinance.

10. If a petition has been dismissed thereby permitting a child to be prosecuted under the general law and the child is found not guilty by a court of general jurisdiction, the juvenile court shall have jurisdiction over any later offense committed by that child which would be considered a misdemeanor or felony if committed by an adult, subject to the certification provisions of this section.

11. If the court does not dismiss the petition to permit the child to be prosecuted under the general law, it shall set a date for the hearing upon the petition as provided in section 211.171.

211.073. 1. The court shall, in a case when the offender is under ~~[seventeen]~~ **eighteen** years ~~[and six months]~~ of age and has been transferred to a court of general jurisdiction pursuant to section 211.071, and whose prosecution results in a conviction or a plea of guilty, consider dual jurisdiction of both the criminal and juvenile codes, as set forth in this section. The court is authorized to impose a juvenile disposition under this chapter and simultaneously impose an adult criminal sentence, the execution of which shall be suspended pursuant to the provisions of this section. Successful completion of the juvenile disposition ordered shall be a condition of the suspended adult criminal sentence. The court may order an offender into the custody of the division of youth services pursuant to this section:

(1) Upon agreement of the division of youth services; and
 (2) If the division of youth services determines that there is space available in a facility designed to serve offenders sentenced under this section. If the division of youth services agrees to accept a youth and the court does not impose a juvenile disposition, the court shall make findings on the record as to why the division of youth services was not appropriate for the offender prior to imposing the adult criminal sentence.

2. If there is probable cause to believe that the offender has violated a condition of the suspended sentence or committed a new offense, the court shall conduct a hearing on the violation charged, unless the offender waives such hearing. If the violation is established and found the court may continue or revoke the juvenile disposition, impose the adult criminal sentence, or enter such other order as it may see fit.

3. When an offender has received a suspended sentence pursuant to this section and the division determines the child is beyond the scope of its treatment programs, the division of youth services may petition the court for a transfer of custody of the offender. The court shall hold a hearing and shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections; or

(2) Direct that the offender be placed on probation.

4. When an offender who has received a suspended sentence reaches the age of ~~[seventeen]~~ **eighteen**, the court shall hold a hearing. The court shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections;

(2) Direct that the offender be placed on probation; or

(3) Direct that the offender remain in the custody of the division of youth services if the division agrees to such placement.

5. The division of youth services shall petition the court for a hearing before it releases an offender who comes within subsection 1 of this section at any time before the offender reaches the age of twenty-one years. The court shall:

(1) Revoke the suspension and direct that the offender be taken into immediate custody of the department of corrections; or

(2) Direct that the offender be placed on probation.

6. If the suspension of the adult criminal sentence is revoked, all time served by the offender under the juvenile disposition shall be credited toward the adult criminal sentence imposed.

211.081. 1. Whenever any person informs the juvenile officer in writing that a child appears to be within the purview of applicable provisions of section 211.031 ~~[or that a person seventeen years of age appears to be within the purview of the provisions of subdivision (1) of subsection 1 of section 211.031]~~, the juvenile officer shall make or cause to be made a preliminary inquiry to determine the facts and to determine whether or not the interests of the public or of the child ~~[or person seventeen years of age]~~ require that further action be taken. On the basis of this inquiry, the juvenile officer may make such informal adjustment as is practicable without a petition or file a petition. Any other provision of this chapter to the contrary notwithstanding, the juvenile court shall not make any order for disposition of a child ~~[or person seventeen years of age]~~ which would place or commit the child ~~[or person seventeen years of age]~~ to any location outside the state of Missouri without first receiving the approval of the children's division.

2. Placement in any institutional setting shall represent the least restrictive appropriate placement for the child ~~[or person seventeen years of age]~~ and shall be recommended based upon a psychological or psychiatric evaluation or both. Prior to entering any order for disposition of a child ~~[or person seventeen years of age]~~ which would order residential treatment or other services inside the state of Missouri, the juvenile court shall enter findings which include the recommendation of the psychological or psychiatric evaluation or both; and certification from the division director or designee as to whether a provider or funds or both are available, including a projection of their future availability. If the children's division indicates that funding is not available, the division shall recommend and make available for placement by the court an alternative placement for the child ~~[or person seventeen years of age]~~. The division shall have the burden of demonstrating that they have exercised due diligence in utilizing all available services to carry out the recommendation of the evaluation team and serve the best interest of the child ~~[or person seventeen years of age]~~. The judge shall not order placement or an alternative placement with a specific provider but may reasonably designate the scope and type of the services which shall be provided by the department to the child ~~[or person seventeen years of age]~~.

3. Obligations of the state incurred under the provisions of section 211.181 shall not exceed, in any fiscal year, the amount appropriated for this purpose.

211.091. 1. The petition shall be entitled "In the interest of, a child under ~~[seventeen]~~ **eighteen** years of age" ~~[or "In the interest of, a child seventeen years of age" or "In the interest of, a person seventeen years of age" as appropriate to the subsection of section 211.031 that provides the basis for the filing of the petition].~~

2. The petition shall set forth plainly:

- (1) The facts which bring the child ~~[or person seventeen years of age]~~ within the jurisdiction of the court;
- (2) The full name, birth date, and residence of the child ~~[or person seventeen years of age]~~;
- (3) The names and residence of his or her parents, if living;
- (4) The name and residence of his or her legal guardian if there be one, of the person having custody of the child ~~[or person seventeen years of age]~~ or of the nearest known relative if no parent or guardian can be found; and
- (5) Any other pertinent data or information.

3. If any facts required in subsection 2 of this section are not known by the petitioner, the petition shall so state.

4. Prior to the voluntary dismissal of a petition filed under this section, the juvenile officer shall assess the impact of such dismissal on the best interests of the child, and shall take all actions practicable to minimize any negative impact."; and

Further amend said bill, Page 2, Section 211.093, Line 46, by inserting after said section and line the following:

"211.101. 1. After a petition has been filed, unless the parties appear voluntarily, the juvenile court shall issue a summons in the name of the state of Missouri requiring the person who has custody of the child ~~[or person seventeen years of age]~~ to appear personally and, unless the court orders otherwise, to bring the child ~~[or person seventeen years of age]~~ before the court, at the time and place stated.

2. If the person so summoned is other than a parent or guardian of the child ~~[or person seventeen years of age]~~, then the parent or guardian or both shall also be notified of the pendency of the case and of the time and place appointed.

3. If it appears that the child ~~[or person seventeen years of age]~~ is in such condition or surroundings that his or her welfare requires that his or her custody be immediately assumed by the court, the judge may order, by endorsement upon the summons, the officer serving it to take the child ~~[or person seventeen years of age]~~ into custody at once.

4. Subpoena may be issued requiring the appearance of any other person whose presence, in the opinion of the judge, is necessary.

211.161. 1. The court may cause any child ~~[or person seventeen years of age]~~ within its jurisdiction to be examined by a physician, psychiatrist or psychologist appointed by the court in order that the condition of the child ~~[or person seventeen years of age]~~ may be given consideration in the disposition of his **or her** case. The expenses of the examination when approved by the court shall be paid by the county, except that the county shall not be liable for the costs of examinations conducted by the department of mental health either directly or through contract.

2. The services of a state, county or municipally maintained hospital, institution, or psychiatric or health clinic may be used for the purpose of this examination and treatment.

3. A county may establish medical, psychiatric and other facilities, upon request of the juvenile court, to provide proper services for the court in the diagnosis and treatment of children ~~[or persons seventeen years of age]~~ coming before it and these facilities shall be under the administration and control of the juvenile court. The juvenile court may appoint and fix the compensation of such professional and other personnel as it deems necessary to provide the court proper diagnostic, clinical and treatment services for children ~~[or persons seventeen years of age]~~ under its jurisdiction.

211.181. 1. When a child ~~[or person seventeen years of age]~~ is found by the court to come within the applicable provisions of subdivision (1) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child ~~[or person seventeen years of age]~~, and the court may, by order duly entered, proceed as follows:

(1) Place the child ~~[or person seventeen years of age]~~ under supervision in his **or her** own home or in the custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child ~~[or person seventeen years of age]~~ to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes; except that, such child ~~[or person seventeen years of age]~~ may not be committed to the department of social services, division of youth services;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive the child ~~[or person seventeen years of age]~~ in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child ~~[or person seventeen years of age]~~ in a family home;

(4) Cause the child ~~[or person seventeen years of age]~~ to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child ~~[or person seventeen years of age]~~ requires it, cause the child ~~[or person seventeen years of age]~~ to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child ~~[or person seventeen years of age]~~ whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) The court may order, pursuant to subsection 2 of section 211.081, that the child receive the necessary services in the least restrictive appropriate environment including home and community-based services, treatment and support, based on a coordinated, individualized treatment plan. The individualized treatment plan shall be approved by the court and developed by the applicable state agencies responsible for providing or paying for any and all appropriate and necessary services, subject to appropriation, and shall include which agencies are going to pay for and provide such services. Such plan must be submitted to the court within thirty days and the child's family shall actively participate in designing the service plan for the child ~~[or person seventeen years of age]~~;

(6) The department of social services, in conjunction with the department of mental health, shall apply to the United States Department of Health and Human Services for such federal waivers as required to provide services for such children, including the acquisition of community-based services waivers.

2. When a child is found by the court to come within the provisions of subdivision (2) of subsection 1 of section 211.031, the court shall so decree and upon making a finding of fact upon which it exercises its jurisdiction over the child, the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his **or her** own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or place them in family homes; except that, a child may be committed to the department of social services, division of youth services, only if he **or she** is presently under the court's supervision after an adjudication under the provisions of subdivision (2) or (3) of subsection 1 of section 211.031;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Place the child in a family home;

(4) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(5) Assess an amount of up to ten dollars to be paid by the child to the clerk of the court. Execution of any order entered by the court pursuant to this subsection, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed.

3. When a child is found by the court to come within the provisions of subdivision (3) of subsection 1 of section 211.031, the court shall so decree and make a finding of fact upon which it exercises its jurisdiction over the child, and the court may, by order duly entered, proceed as follows:

(1) Place the child under supervision in his or her own home or in custody of a relative or other suitable person after the court or a public agency or institution designated by the court conducts an investigation of the home, relative or person and finds such home, relative or person to be suitable and upon such conditions as the court may require; provided that, no child who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566, RSMo, including but not limited to rape, forcible sodomy, child molestation, and sexual abuse, and in which the victim was a child, shall be placed in any residence within one thousand feet of the residence of the abused child of that offense until the abused child reaches the age of eighteen, and provided further that the provisions of this subdivision regarding placement within one thousand feet of the abused child shall not apply when the abusing child and the abused child are siblings or children living in the same home;

(2) Commit the child to the custody of:

(a) A public agency or institution authorized by law to care for children or to place them in family homes;

(b) Any other institution or agency which is authorized or licensed by law to care for children or to place them in family homes;

(c) An association, school or institution willing to receive it in another state if the approval of the agency in that state which administers the laws relating to importation of children into the state has been secured; or

(d) The juvenile officer;

(3) Beginning January 1, 1996, the court may make further directions as to placement with the division of youth services concerning the child's length of stay. The length of stay order may set forth a minimum review date;

(4) Place the child in a family home;

(5) Cause the child to be examined and treated by a physician, psychiatrist or psychologist and when the health or condition of the child requires it, cause the child to be placed in a public or private hospital, clinic or institution for treatment and care; except that, nothing contained herein authorizes any form of compulsory medical, surgical, or psychiatric treatment of a child whose parents or guardian in good faith are providing other remedial treatment recognized or permitted under the laws of this state;

(6) Suspend or revoke a state or local license or authority of a child to operate a motor vehicle;

(7) Order the child to make restitution or reparation for the damage or loss caused by his **or her** offense. In determining the amount or extent of the damage, the court may order the juvenile officer to prepare a report and may receive other evidence necessary for such determination. The child and his **or her** attorney shall have access to any reports which may be prepared, and shall have the right to present evidence at any hearing held to ascertain the amount of damages. Any restitution or reparation ordered shall be reasonable in view of the child's ability to make payment or to perform the reparation. The court may require the clerk of the circuit court to act as receiving and disbursing agent for any payment ordered;

(8) Order the child to a term of community service under the supervision of the court or of an organization selected by the court. Every person, organization, and agency, and each employee thereof, charged with the supervision of a child under this subdivision, or who benefits from any services performed as a result of an order issued under this subdivision, shall be immune from any suit by the child ordered to perform services under this subdivision, or any person deriving a cause of action from such child, if such cause of action arises from the supervision of the child's performance of services under this subdivision and if such cause of action does not arise from an intentional tort. A child ordered to perform services under this subdivision shall not be deemed an employee within the meaning of the provisions of chapter 287, RSMo, nor shall the services of such child be deemed employment within the meaning of the provisions of chapter 288, RSMo. Execution of any order entered by the court, including a commitment to any state agency, may be suspended and the child placed on probation subject to such conditions as the court deems reasonable. After a hearing, probation may be revoked and the suspended order executed;

(9) When a child has been adjudicated to have violated a municipal ordinance or to have committed an act that would be a misdemeanor if committed by an adult, assess an amount of up to twenty-five dollars to be paid by the child to the clerk of the court; when a child has been adjudicated to have committed an act that would be a felony if committed by an adult, assess an amount of up to fifty dollars to be paid by the child to the clerk of the court.

4. Beginning January 1, 1996, the court may set forth in the order of commitment the minimum period during which the child shall remain in the custody of the division of youth services. No court order shall require a child to remain in the custody of the division of youth services for a period which exceeds the child's eighteenth birth date except upon petition filed by the division of youth services pursuant to subsection 1 of section 219.021,

RSMo. In any order of commitment of a child to the custody of the division of youth services, the division shall determine the appropriate program or placement pursuant to subsection 3 of section 219.021, RSMo. Beginning January 1, 1996, the department shall not discharge a child from the custody of the division of youth services before the child completes the length of stay determined by the court in the commitment order unless the committing court orders otherwise. The director of the division of youth services may at any time petition the court for a review of a child's length of stay commitment order, and the court may, upon a showing of good cause, order the early discharge of the child from the custody of the division of youth services. The division may discharge the child from the division of youth services without a further court order after the child completes the length of stay determined by the court or may retain the child for any period after the completion of the length of stay in accordance with the law.

5. When an assessment has been imposed under the provisions of subsection 2 or 3 of this section, the assessment shall be paid to the clerk of the court in the circuit where the assessment is imposed by court order, to be deposited in a fund established for the sole purpose of payment of judgments entered against children in accordance with section 211.185.

211.321. 1. Records of juvenile court proceedings as well as all information obtained and social records prepared in the discharge of official duty for the court shall not be open to inspection or their contents disclosed, except by order of the court to persons having a legitimate interest therein, unless a petition or motion to modify is sustained which charges the child with an offense which, if committed by an adult, would be a class A felony under the criminal code of Missouri, or capital murder, first degree murder, or second degree murder or except as provided in subsection 2 of this section. In addition, whenever a report is required under section 557.026, there shall also be included a complete list of certain violations of the juvenile code for which the defendant had been adjudicated a delinquent while a juvenile. This list shall be made available to the probation officer and shall be included in the presentence report. The violations to be included in the report are limited to the following: rape, sodomy, murder, kidnapping, robbery, arson, burglary or any acts involving the rendering or threat of serious bodily harm. The supreme court may promulgate rules to be followed by the juvenile courts in separating the records.

2. In all proceedings under subdivision (2) of subsection 1 of section 211.031, the records of the juvenile court as well as all information obtained and social records prepared in the discharge of official duty for the court shall be kept confidential and shall be open to inspection only by order of the judge of the juvenile court or as otherwise provided by statute. In all proceedings under subdivision (3) of subsection 1 of section 211.031 the records of the juvenile court as well as all information obtained and social records prepared in the discharge of official duty for the court shall be kept confidential and may be open to inspection without court order only as follows:

(1) The juvenile officer is authorized at any time:

(a) To provide information to or discuss matters concerning the child, the violation of law or the case with the victim, witnesses, officials at the child's school, law enforcement officials, prosecuting attorneys, any person or agency having or proposed to have legal or actual care, custody or control of the child, or any person or agency providing or proposed to provide treatment of the child. Information received pursuant to this paragraph shall not be released to the general public, but shall be released only to the persons or agencies listed in this paragraph;

(b) To make public information concerning the offense, the substance of the petition, the status of proceedings in the juvenile court and any other information which does not specifically identify the child or the child's family;

(2) After a child has been adjudicated delinquent pursuant to subdivision (3) of subsection 1 of section 211.031, for an offense which would be a felony if committed by an adult, the records of the dispositional hearing and proceedings related thereto shall be open to the public to the same extent that records of criminal proceedings are open to the public. However, the social summaries, investigations or updates in the nature of presentence investigations, and status reports submitted to the court by any treating agency or individual after the dispositional order is entered shall be kept confidential and shall be opened to inspection only by order of the judge of the juvenile court;

(3) As otherwise provided by statute;

(4) In all other instances, only by order of the judge of the juvenile court.

3. Peace officers' records, if any are kept, of children shall be kept separate from the records of persons [seventeen] **eighteen** years of age or over and shall not be open to inspection or their contents disclosed, except by order of the court. This subsection does not apply to children who are transferred to courts of general jurisdiction as provided by section 211.071 or to juveniles convicted under the provisions of sections 578.421 to 578.437. This subsection does not apply to the inspection or disclosure of the contents of the records of peace officers for the purpose of pursuing a civil forfeiture action pursuant to the provisions of section 195.140.

4. Nothing in this section shall be construed to prevent the release of information and data to persons or organizations authorized by law to compile statistics relating to juveniles. The court shall adopt procedures to protect the confidentiality of children's names and identities.

5. The court may, either on its own motion or upon application by the child or his **or her** representative, or upon application by the juvenile officer, enter an order to destroy all social histories, records, and information, other than the official court file, and may enter an order to seal the official court file, as well as all peace officers' records, at any time after the child has reached his ~~[seventeenth]~~ **or her eighteenth** birthday if the court finds that it is in the best interest of the child that such action or any part thereof be taken, unless the jurisdiction of the court is continued beyond the child's ~~[seventeenth]~~ **eighteenth** birthday, in which event such action or any part thereof may be taken by the court at any time after the closing of the child's case.

6. Nothing in this section shall be construed to prevent the release of general information regarding the informal adjustment or formal adjudication of the disposition of a child's case to a victim or a member of the immediate family of a victim of any offense committed by the child. Such general information shall not be specific as to location and duration of treatment or detention or as to any terms of supervision.

7. Records of juvenile court proceedings as well as all information obtained and social records prepared in the discharge of official duty for the court shall be disclosed to the child fatality review panel reviewing the child's death pursuant to section 210.192 unless the juvenile court on its own motion, or upon application by the juvenile officer, enters an order to seal the records of the victim child.

211.421. 1. After any child has come under the care or control of the juvenile court as provided in this chapter, any person who thereafter encourages, aids, or causes the child to commit any act or engage in any conduct which would be injurious to the child's morals or health or who knowingly or negligently disobeys, violates or interferes with a lawful order of the court with relation to the child, is guilty of contempt of court, and shall be proceeded against as now provided by law and punished by imprisonment in the county jail for a term not exceeding six months or by a fine not exceeding five hundred dollars or by both such fine and imprisonment.

2. If it appears at a juvenile court hearing that any person ~~[seventeen]~~ **eighteen** years of age or over has violated section 568.045 or 568.050, RSMo, by endangering the welfare of a child, the judge of the juvenile court shall refer the information to the prosecuting or circuit attorney, as the case may be, for appropriate proceedings.

211.425. 1. Any person who has been adjudicated a delinquent by a juvenile court for committing or attempting to commit a sex-related offense which if committed by an adult would be considered a felony offense pursuant to chapter 566 including, but not limited to, rape, forcible sodomy, child molestation and sexual abuse, shall be considered a juvenile sex offender and shall be required to register as a juvenile sex offender by complying with the registration requirements provided for in this section, unless such juvenile adjudicated as a delinquent is fourteen years of age or older at the time of the offense and the offense adjudicated would be considered a felony under chapter 566 if committed by an adult, which is equal to or more severe than aggravated sexual abuse under 18 U.S.C. Section 2241, including any attempt or conspiracy to commit such offense, in which case, the juvenile shall be required to register as an adult sexual offender under sections 589.400 to 589.425. This requirement shall also apply to any person who is or has been adjudicated a juvenile delinquent in any other state or federal jurisdiction for committing, attempting to commit, or conspiring to commit offenses which would be proscribed herein.

2. Any state agency having supervision over a juvenile required to register as a juvenile sex offender or any court having jurisdiction over a juvenile required to register as a juvenile sex offender, or any person required to register as a juvenile sex offender, shall, within ten days of the juvenile offender moving into any county of this state, register with the juvenile office of the county. If such juvenile offender changes residence or address, the state agency, court or person shall inform the juvenile office within ten days of the new residence or address and shall also be required to register with the juvenile office of any new county of residence. Registration shall be accomplished by completing a registration form similar to the form provided for in section 589.407. Such form shall include, but is not limited to, the following:

(1) A statement in writing signed by the juvenile, giving the juvenile's name, address, Social Security number, phone number, school in which enrolled, place of employment, offense which requires registration, including the date, place, and a brief description of such offense, date and place of adjudication regarding such offense, and age and gender of the victim at the time of the offense; and

(2) The fingerprints and a photograph of the juvenile.

3. Juvenile offices shall maintain the registration forms of those juvenile offenders in their jurisdictions who register as required by this section. Information contained on the registration forms shall be kept confidential and may be released by juvenile offices to only those persons and agencies who are authorized to receive information from juvenile court records as provided by law, including, but not limited to, those specified in section 211.321. State agencies having custody of juveniles who fall within the registration requirements of this section

shall notify the appropriate juvenile offices when such juvenile offenders are being transferred to a location falling within the jurisdiction of such juvenile offices.

4. Any juvenile who is required to register pursuant to this section but fails to do so or who provides false information on the registration form is subject to disposition pursuant to this chapter. Any person [~~seventeen~~] **eighteen** years of age or over who commits such violation is guilty of a class A misdemeanor as provided for in section 211.431.

5. Any juvenile to whom the registration requirement of this section applies shall be informed by the official in charge of the juvenile's custody, upon the juvenile's discharge or release from such custody, of the requirement to register pursuant to this section. Such official shall obtain the address where such juvenile expects to register upon being discharged or released and shall report the juvenile's name and address to the juvenile office where the juvenile [~~will~~] **shall** be required to register. This requirement to register upon discharge or release from custody does not apply in situations where the juvenile is temporarily released under guard or direct supervision from a detention facility or similar custodial facility.

6. The requirement to register as a juvenile sex offender shall terminate upon the juvenile offender reaching age twenty-one, unless such juvenile offender is required to register as an adult offender pursuant to section 589.400.

211.431. Any person [~~seventeen~~] **eighteen** years of age or over who willfully violates, neglects or refuses to obey or perform any lawful order of the court, or who violates any provision of this chapter is guilty of a class A misdemeanor.

211.435. 1. There is hereby created in the state treasury the "Juvenile Justice Preservation Fund", which shall consist of moneys collected under subsection 2 of this section and sections 488.315 and 558.003, any gifts, bequests, and donations, and any other moneys appropriated by the general assembly. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be distributed to the judicial circuits of the state based upon the increased workload created by sections 211.021 to 211.425 solely for the administration of the juvenile justice system. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. The provisions of this subsection shall expire on August 28, 2024.

2. For all traffic violations of any county ordinance or any violation of traffic laws of this state, including an infraction, in which a person has pled guilty, there shall be assessed as costs a surcharge in the amount of two dollars. No such surcharge shall be collected in any proceeding involving a violation of an ordinance or state law when the proceeding or defendant has been dismissed by the court or when costs are to be paid by the state, county or municipality. Such surcharge shall be collected and disbursed by the clerk of the court as provided by sections 488.010 to 488.020. The surcharge collected under this section shall be paid into the state treasury to the credit of the juvenile justice preservation fund created in this section. The provisions of this subsection shall expire if the provisions of subsection 1 of this section expire."; and

Further amend said bill, Page 9, Section 211.447, Line 218, by inserting after said section and line the following:

"221.044. No person under the age of [~~seventeen~~] **eighteen** years, except those transferred to the court of general jurisdiction under the provisions of section 211.071, shall be detained in a jail or other adult detention facility as that term is defined in section 211.151. A traffic court judge may request the juvenile court to order the commitment of a person under the age of [~~seventeen~~] **eighteen** to a juvenile detention facility.

488.315. 1. In addition to all other costs associated with civil actions, there shall be assessed and collected a surcharge of three dollars and fifty cents in all civil actions filed in the state. The clerk responsible for collecting court costs in civil cases shall collect and disburse such amounts as provided by sections 488.010 to 488.020. Such funds shall be payable to the juvenile justice preservation fund under subsection 1 of section 211.435.

2. The provisions of this section shall expire if the provisions of subsection 1 of section 211.435 expire.

558.003. The prosecuting attorney shall have discretion to charge an offender convicted of an offense in which the victim was a child a fine of up to five hundred dollars for each offense. Such fine shall be deposited in the juvenile justice preservation fund, created under section 211.435. The provisions of this section shall expire if the provisions of subsection 1 of section 211.435 expire.

Section 1. Expanding services from seventeen years of age to eighteen years of age is a new service and shall not be effective until an appropriation sufficient to fund the expanded service is provided therefor.

Section B. The repeal and reenactment of sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, and 221.044 of this act shall become effective on January 1, 2021."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Burnett offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Bill No. 800, Page 13, Line 15, by inserting after all of said line the following:

"211.211. 1. A child is entitled to be represented by counsel in all proceedings under subdivision (2) or (3) of subsection 1 of section 211.031 and by a guardian ad litem in all proceedings under subdivision (1) of subsection 1 of section 211.031.

2. The court shall appoint counsel for a child prior to the filing of a petition if a request is made therefor to the court and the court finds that the child is the subject of a juvenile court proceeding and that the child making the request is indigent.

3. **(1)** When a petition has been filed under subdivision (2) or (3) of subsection 1 of section 211.031, the court shall appoint counsel for the child except if private counsel has entered his or her appearance on behalf of the child or if counsel has been waived in accordance with law; **except that, counsel shall not be waived for any proceeding specified under subsection 10 of this section.**

(2) If a child waives his or her right to counsel, such waiver shall be made in open court and be recorded and in writing. In determining whether a child has knowingly, intelligently, and voluntarily waived his or her right to counsel, the court shall look to the totality of the circumstances including, but not limited to, the child's age, intelligence, background, and experience generally and in the court system specifically; the child's emotional stability; and the complexity of the proceedings. No parent, guardian, custodian, or other person shall waive the child's right to counsel.

4. When a petition has been filed and the child's custodian appears before the court without counsel, the court shall appoint counsel for the custodian if it finds:

(1) That the custodian is indigent; and

(2) That the custodian desires the appointment of counsel; and

(3) That a full and fair hearing requires appointment of counsel for the custodian.

5. Counsel shall be allowed a reasonable time in which to prepare to represent his client.

6. Counsel shall serve for all stages of the proceedings, including appeal, unless relieved by the court for good cause shown. If no appeal is taken, services of counsel are terminated following the entry of an order of disposition.

7. The child and his custodian may be represented by the same counsel except where a conflict of interest exists. Where it appears to the court that a conflict exists, it shall order that the child and his custodian be represented by separate counsel, and it shall appoint counsel if required by subsection 3 or 4 of this section.

8. When a petition has been filed, a child may waive his **or her** right to counsel only with the approval of the court **and if such waiver is not prohibited under subsection 10 of this section. If a juvenile waives his or her right to counsel for any proceeding except proceedings under subsection 10 of this section, the waiver shall only apply to that proceeding. In any subsequent proceeding, the child shall be informed of his or her right to counsel.**

9. Waiver of counsel by a child may be withdrawn at any stage of the proceeding, in which event the court shall appoint counsel for the child if required by subsection 3 of this section.

10. A child's right to be represented by counsel shall not be waived in any of the following proceedings:

- (1) At a detention hearing under Missouri supreme court rule 127.08;**
- (2) At a certification hearing under section 211.071 or a dismissal hearing under Missouri supreme court rule 129.04;**
- (3) At an adjudication hearing under Missouri supreme court rule 128.02 for any misdemeanor or felony offense, including the acceptance of an admission;**
- (4) At a dispositional hearing under Missouri supreme court rule 128.03; or**
- (5) A hearing on a motion to modify or revoke supervision under subdivision (2) or (3) of subsection 1 of section 211.031.**

11. Under no circumstances shall a child's right to a Miranda warning under section 211.059 be waived."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Berry	Brattin
Brown 57	Chipman	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Hurst	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Pike	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roerber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Burns	Carpenter
Gray	Green	Harris	Lavender	May
McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 039

Bahr	Black	Bondon	Brown 27	Butler
Christofanelli	Conway 10	Conway 104	Cookson	Curtis

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Curtman	Ellebracht	Ellington	Engler	Fitzpatrick
Fraker	Franks Jr	Haahr	Higdon	Houghton
Houx	Johnson	Kendrick	Kidd	McDaniel
McGee	Miller	Peters	Phillips	Pietzman
Plocher	Pogue	Rone	Rowland 29	Shull 16
Smith 85	Spencer	Wessels	Wood	

VACANCIES: 002

Representative Burnett moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Burnett:

AYES: 048

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Bernskoetter	Brattin
Burnett	Burns	Carpenter	Conway 10	Dogan
Ellington	Engler	Gray	Green	Grier
Harris	Lavender	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Neely	Newman
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

NOES: 082

Alferman	Anderson	Andrews	Austin	Basye
Beard	Berry	Brown 57	Chipman	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Evans	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Hurst	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 031

Bahr	Black	Bondon	Brown 27	Butler
Christofanelli	Conway 104	Cookson	Curtis	Ellebracht
Fitzpatrick	Fraker	Franks Jr	Haahr	Higdon
Houghton	Houx	Johnson	Kendrick	Kidd

McDaniel	Peters	Phillips	Pietzman	Plocher
Pogue	Rone	Shull 16	Smith 85	Spencer
Wood				

VACANCIES: 002

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Brattin	Brown 57
Chipman	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Henderson	Hill	Houx
Hurst	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Muntzel	Neely	Pfautsch	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 035

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burns	Carpenter	Conway 10
Ellington	Gray	Green	Harris	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 036

Bahr	Berry	Black	Bondon	Brown 27
Burnett	Butler	Christofanelli	Conway 104	Cookson
Curtis	Curtman	Ellebracht	Fitzpatrick	Fraker
Franks Jr	Haahr	Helms	Higdon	Houghton
Johnson	Kendrick	Kidd	McDaniel	McGee
Morse 151	Peters	Phillips	Pietzman	Pogue
Rone	Shull 16	Smith 85	Spencer	Walker 74
Wood				

VACANCIES: 002

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 800, Page 9, Section 211.447, Line 218, by inserting immediately after said line the following:

"565.030. 1. Where murder in the first degree is charged but not submitted or where the state waives the death penalty, the submission to the trier and all subsequent proceedings in the case shall proceed as in all other criminal cases.

2. Where murder in the first degree is submitted to the trier without a waiver of the death penalty, the trial shall proceed in two stages before the same trier. At the first stage the trier shall decide only whether the defendant is guilty or not guilty of any submitted offense. The issue of punishment shall not be submitted to the trier at the first stage. If an offense is charged other than murder in the first degree in a count together with a count of murder in the first degree, the trial judge shall assess punishment on any such offense according to law, after the defendant is found guilty of such offense and after he finds the defendant to be a prior offender pursuant to chapter 558.

3. If murder in the first degree is submitted and the death penalty was not waived but the trier finds the defendant guilty of a lesser homicide, a second stage of the trial shall proceed as in all other criminal cases. The attorneys may then argue as in other criminal cases the issue of punishment, after which the trier shall assess and declare the punishment as in all other criminal cases.

4. If the trier at the first stage of a trial where the death penalty was not waived finds the defendant guilty of murder in the first degree, a second stage of the trial shall proceed at which the only issue shall be the punishment to be assessed and declared. Evidence in aggravation and mitigation of punishment, including but not limited to evidence supporting any of the aggravating or mitigating circumstances listed in subsection 2 or 3 of section 565.032, may be presented subject to the rules of evidence at criminal trials. Such evidence may include, within the discretion of the court, evidence concerning the murder victim and the impact of the offense upon the family of the victim and others. Rebuttal and surrebuttal evidence may be presented. The state shall be the first to proceed. If the trier is a jury it shall be instructed on the law. The attorneys may then argue the issue of punishment to the jury, and the state shall have the right to open and close the argument. The trier shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor:

(1) If the trier finds by a preponderance of the evidence that the defendant is intellectually disabled; or

(2) If the trier does not find beyond a reasonable doubt at least one of the statutory aggravating circumstances set out in subsection 2 of section 565.032; or

(3) If the trier concludes that there is evidence in mitigation of punishment, including but not limited to evidence supporting the statutory mitigating circumstances listed in subsection 3 of section 565.032, which is sufficient to outweigh the evidence in aggravation of punishment found by the trier; or

(4) If the trier decides under all of the circumstances not to assess and declare the punishment at death. If the trier is a jury it shall be so instructed.

If the trier assesses and declares the punishment at death it shall, in its findings or verdict, set out in writing the aggravating circumstance or circumstances listed in subsection 2 of section 565.032 which it found beyond a reasonable doubt. If the trier is a jury, it shall be instructed before the case is submitted that if it is unable to decide or agree upon the punishment, the court shall assess and declare the punishment at life imprisonment without eligibility for probation, parole, or release except by act of the governor ~~[or death]~~. The court shall follow the same procedure as set out in this section whenever it is required to determine punishment for murder in the first degree.

5. Upon written agreement of the parties and with leave of the court, the issue of the defendant's intellectual disability may be taken up by the court and decided prior to trial without prejudicing the defendant's right to have the issue submitted to the trier of fact as provided in subsection 4 of this section.

6. As used in this section, the terms "intellectual disability" or "intellectually disabled" refer to a condition involving substantial limitations in general functioning characterized by significantly subaverage intellectual functioning with continual extensive related deficits and limitations in two or more adaptive behaviors such as communication, self-care, home living, social skills, community use, self-direction, health and safety, functional academics, leisure and work, which conditions are manifested and documented before eighteen years of age.

7. The provisions of this section shall only govern offenses committed on or after August 28, 2001."; and
Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cornejo assumed the Chair.

House Amendment No. 2 was withdrawn.

On motion of Representative Corlew, **HCS SB 800, as amended**, was adopted.

Speaker Richardson resumed the Chair.

On motion of Representative Corlew, **HCS SB 800, as amended**, was read the third time and passed by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Francis
Franklin	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 006

Butler	Ellington	Hurst	Marshall	Meredith 71
Moon				

PRESENT: 000

ABSENT WITH LEAVE: 026

Barnes 60	Black	Brown 27	Conway 104	Cookson
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr

Higdon	Johnson	Kidd	McDaniel	McGee
Morgan	Peters	Phillips	Pietzman	Pogue
Roden	Rone	Smith 85	Spencer	Swan
Wood				

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1635** entitled:

An act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1887**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate hereby returns **SCS** for **SB 718** to the House of Representatives for adoption of **HCS** for **SCS** for **SB 718, as amended**.

MOTION

Representative Rhoads, having voted on the prevailing side, moved that the vote by which the emergency clause was adopted on **HCS SCS SB 718, as amended**, be reconsidered.

Which motion was adopted by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Bondon	Brattin	Brown 57	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Francis	Franklin	Frederick	Gannon
Gray	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Messenger	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Pike	Plocher	Quade	Razer	Redmon

Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Mr. Speaker				

NOES: 009

Adams	Ellington	Green	Hurst	May
Merideth 80	Moon	Remole	Spencer	

PRESENT: 000

ABSENT WITH LEAVE: 031

Berry	Black	Brown 27	Burnett	Conway 104
Cookson	Corlew	Curtis	Ellebracht	Fitzpatrick
Fraker	Franks Jr	Haahr	Higdon	Johnson
Justus	Kendrick	Kidd	Marshall	McDaniel
Miller	Mitten	Peters	Phillips	Pierson Jr
Pietzman	Pogue	Rone	Smith 85	Washington
Wood				

VACANCIES: 002

Representative Rhoads, having voted on the prevailing side, moved that the vote by which **HCS SCS SB 718, as amended**, was third read and passed be reconsidered.

Which motion was adopted by the following vote:

AYES: 125

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Francis	Franklin
Frederick	Gannon	Gray	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Pierson Jr
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155

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Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 013

Adams	Butler	Ellington	Green	Hurst
May	Meredith 71	Merideth 80	Moon	Quade
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 023

Black	Brown 27	Conway 104	Cookson	Curtis
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr
Higdon	Johnson	Kendrick	Kidd	McDaniel
Mitten	Peters	Phillips	Pietzman	Pogue
Rone	Smith 85	Wood		

VACANCIES: 002

On motion of Representative Rhoads, **HCS SCS SB 718, as amended**, was adopted.

On motion of Representative Rhoads, **HCS SCS SB 718, as amended**, was read the third time and passed by the following vote:

AYES: 111

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Berry	Bondon	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Engler	Evans	Fitzwater	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Matthiesen	McCann Beatty	McGaugh	McGee
Messenger	Morgan	Morris 140	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roberts
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Mr. Speaker				

NOES: 026

Andrews	Beard	Beck	Bernskoetter	Brattin
Butler	Eggleston	Ellington	Francis	Hurst
Marshall	Mathews	May	McCreery	Meredith 71
Merideth 80	Miller	Moon	Morse 151	Newman
Remole	Roeber	Shumake	Spencer	Stacy
Taylor				

PRESENT: 000

ABSENT WITH LEAVE: 024

Black	Brown 27	Conway 104	Cookson	Curtis
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr
Higdon	Johnson	Kendrick	Kidd	McDaniel
Mitten	Peters	Phillips	Pietzman	Pogue
Roden	Rone	Smith 85	Wood	

VACANCIES: 002

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 112

Adams	Alferman	Anderson	Arthur	Austin
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Beck	Bondon	Brattin	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Engler	Evans	Fitzwater
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfausch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Mr. Speaker			

NOES: 024

Anders	Andrews	Bahr	Bernskoetter	Berry
Burns	Butler	Conway 10	Cornejo	Eggleston
Ellington	Hurst	Marshall	May	McCreery

McGee	Moon	Mosley	Newman	Rowland 29
Runions	Spencer	Taylor	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 025

Black	Brown 27	Conway 104	Cookson	Curtis
Ellebracht	Fitzpatrick	Fraker	Franks Jr	Haahr
Higdon	Johnson	Kendrick	Kidd	McDaniel
Mitten	Peters	Phillips	Pietzman	Pogue
Roden	Rone	Smith 85	Smith 163	Wood

VACANCIES: 002

COMMITTEE REPORTS

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SCS SBs 632 & 675**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Christofanelli, Cross, Curtman, Eggleston, Gray, Kelley (127), Roden and Schroer

Noes (1): Brown (27)

Absent (4): Ellington, Mosley, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS#2 SB 674**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Christofanelli, Curtman, Eggleston, Kelley (127), Roden and Shull (16)

Noes (4): Brown (27), Ellington, Gray and Mosley

Absent (3): Cross, Rhoads and Schroer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2670**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2673**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Evans, Johnson, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 40**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Evans, Johnson, Mathews, Roeber, Sommer and Wiemann

Noes (4): Barnes (60), Franks Jr., Runions and Unsicker

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SRBs 975 & 1024**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 582**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 672**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 704**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SS SB 704** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 706**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 891**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as SS#2 SCS SB 1050** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Butler, Gregory, Haahr, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 575**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 581**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 780**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS#2 SCS SB 802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 951**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Butler

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HCS HB 1364 - Fiscal Review

SCS HCS HB 1635 - Fiscal Review

HCS HB 2125 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SB 966 - Fiscal Review

COMMITTEE CHANGES

May 8, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Jay Barnes from the Committee on Crime Prevention and Public Safety and appoint Representative Chuck Basye.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1879**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, with Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, as amended;
2. That the House recede from its position on House Committee Substitute for House Bill No. 1879;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Lyndall Fraker
/s/ Representative Dan Houx
/s/ Representative Dan Shaul
/s/ Representative Mary Nichols
/s/ Representative Rory Rowland

FOR THE SENATE:

/s/ Senator Mike Cunningham
/s/ Senator Sandy Crawford
/s/ Senator Paul Wieland
/s/ Senator Scott Sifton
/s/ Senator Gina Walsh

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2002**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2002.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2002.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Lyle Rowland
/s/ Rep. Kip Kendrick
/s/ Rep. DaRon McGee

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jason Holsman

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2003**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2003.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2003.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2003, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Lyle Rowland
/s/ Rep. Kip Kendrick
/s/ Rep. DaRon McGee

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. David Sater
/s/ Sen. S. Kiki Curls
Sen. Jason Holsman

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2004**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2004.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2004.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2004, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kathie Conway
/s/ Rep. Michael Butler
/s/ Rep. Greg Razer

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jason Holsman

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2005**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2005.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2005.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2005, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kurt Bahr
/s/ Rep. Kip Kendrick
/s/ Rep. Peter Merideth

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jason Holsman

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2006**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, as amended.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2006.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Craig Redmon
/s/ Rep. Kip Kendrick
/s/ Rep. Tommie Pierson Jr

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jason Holsman

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2007**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, as amended.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2007.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Craig Redmon
/s/ Rep. Ingrid Burnett
/s/ Rep. Kip Kendrick

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2008**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2008.

2. That the House recede from its position on House Committee Substitute for House Bill No. 2008.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2008, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kathie Conway
/s/ Rep. Michael Butler
/s/ Rep. Karla May

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jason Holsman

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2009**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2009.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2009.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2009, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kathie Conway
/s/ Rep. Kip Kendrick
/s/ Rep. Karla May

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. David Sater
/s/ Sen. Mike Cunningham
/s/ Sen. S. Kiki Curls
/s/ Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2010**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2010.
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. David Wood
Rep. Deb Lavender
Rep. Crystal Quade

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. David Sater
/s/ Sen. S. Kiki Curls
/s/ Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2011**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2011.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2011.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. David Wood
/s/ Rep. Deb Lavender
/s/ Rep. Crystal Quade

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. David Sater
/s/ Sen. S. Kiki Curls
Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2012**

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 2012.
2. That the House recede from its position on House Committee Substitute for House Bill No. 2012.
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2012, be truly agreed to and finally passed.

FOR THE HOUSE:

/s/ Rep. Scott Fitzpatrick
/s/ Rep. Justin Alferman
/s/ Rep. Kurt Bahr
/s/ Rep. Deb Lavender
/s/ Rep. Peter Merideth

FOR THE SENATE:

/s/ Sen. Dan Brown
/s/ Sen. Dan Hegeman
/s/ Sen. David Sater
/s/ Sen. S. Kiki Curls
/s/ Sen. Jamilah Nasheed

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 707**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, with House Amendment Nos. 1 and 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 707;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dave Schatz
/s/ Doug Libla
/s/ Brian Munzlinger
/s/ Jacob Hummel
/s/ Shalonn "Kiki" Curls

FOR THE HOUSE:

/s/ Kevin Engler
/s/ Bart Korman
/s/ Becky Ruth
/s/ Bruce Franks Jr.
/s/ Jon Carpenter

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR SS SCS HCS HB 1879, as amended - Fiscal Review
CCR HCS SS SCS SB 707, as amended - Fiscal Review

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:45 a.m., Wednesday, May 9, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

ADMINISTRATION AND ACCOUNTS

Wednesday, May 9, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HR 5589

Executive session will be held: HR 5589

Executive session may be held on any matter referred to the committee.

Also to be discussed:

House employee salary range resolution;

Review of sponsored internships;

Discussion regarding proposed policy changes;

Discussion regarding upcoming IT project.

CONSENT AND HOUSE PROCEDURE

Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584

Executive session will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584

Executive session may be held on any matter referred to the committee.

Removing HR 4853, HR 4880, HR 4904, HR 4987, HR 5132, HR 5204, HR 5324, HR 5422, HR 5868, and HR 6104 because date requested for chamber use has passed.

AMENDED

CRIME PREVENTION AND PUBLIC SAFETY

Wednesday, May 9, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 1.

Executive session will be held: SCS SB 953

Executive session may be held on any matter referred to the committee.

This will be an executive session for reconsideration on SCS SB 953.

ECONOMIC DEVELOPMENT

Wednesday, May 9, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.

Public hearing will be held: HJR 79, SCR 37

Executive session will be held: HJR 79, SCR 37

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1360, HB 2100

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 6.

Public hearing will be held: HCR 108

Executive session will be held: HCR 108

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1560, HB 2674, HB 2675

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1513, HCR 97

Executive session will be held: SS SB 704

Executive session may be held on any matter referred to the committee.

SS SB 704 added to hearing.

AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, May 9, 2018, 12:30 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 6.

Public hearing will be held: SCS SB 846

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 9, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 7.

Executive session will be held: HCS HB 2091, HCS SCS SBs 632 & 675, HCS SS#2 SB 674

Executive session may be held on any matter referred to the committee.

Adding HCS SS#2 SB 674.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Executive session will be held: HCS SB 655, HCS SB 773, SB 786, HCS SB 808, HCS SB 884, SS SCS SB 907, SB 981, HCS SCS SBs 946 & 947, HB 1993

Executive session may be held on any matter referred to the committee.

AMENDED

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, May 9, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2634

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from Missouri Department of Corrections Director Anne Precythe.

TRANSPORTATION

Thursday, May 10, 2018, 8:00 AM, House Hearing Room 4.

Executive session will be held: SS#2 SCS SB 1050

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 6.

Public hearing will be held: HB 2596

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTIETH DAY, WEDNESDAY, MAY 9, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake
HCS HJR 100 - Plocher

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner

HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (085)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)
HCS HCR 86 - Moon

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent
SS SCS SB 652 - Engler
HCS SB 575 - Trent
SB 891 - Andrews
HCS SB 951 - Bondon
HCS SS SCS SB 966, (Fiscal Review 5/8/18) - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 581 - Cross
SB 582 - Wood

HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
HCS SS SCS SB 547 - Curtman
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SS SCS SBs 603, 576 & 898 - Spencer
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769 - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577 - Lichtenegger
HCS SS SCS SB 918, as amended - Houghton
SCS SBs 999 & 1000 - Toalson Reisch
SS SCS SB 568 - Fraker
HCS SS SB 597, as amended - Wiemann
SS SB 882 - Bernskoetter
HCS SCS SB 598 - Korman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364, (Fiscal Review 5/8/18) - Kidd
SCS HCS HB 1635, (Fiscal Review 5/8/18) - Bernskoetter

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
CCR SCS HCS HB 2002 - Fitzpatrick

CCR SCS HCS HB 2003 - Fitzpatrick
CCR SCS HCS HB 2004 - Fitzpatrick
CCR SCS HCS HB 2005 - Fitzpatrick
CCR SCS HCS HB 2006, as amended - Fitzpatrick
CCR SCS HCS HB 2007, as amended - Fitzpatrick
CCR SCS HCS HB 2008 - Fitzpatrick
CCR SCS HCS HB 2009 - Fitzpatrick
CCR SS SCS HCS HB 2010 - Fitzpatrick
CCR SCS HCS HB 2011 - Fitzpatrick
CCR SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
CCR SS SCS HCS HB 1879, as amended (Fiscal Review 5/8/18) - Fraker
HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 707, as amended (Fiscal Review 5/8/18) - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)
HCS SB 660, as amended - Fitzwater

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTIETH DAY, WEDNESDAY, MAY 9, 2018

The House met pursuant to adjournment.

Representative Fitzwater in the Chair.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 040

Alferman	Barnes 60	Barnes 28	Basye	Beard
Bernskoetter	Black	Bondon	Burns	Butler
Cookson	Curtman	DeGroot	Dinkins	Evans
Fraker	Francis	Franklin	Gannon	Henderson
Hill	Hurst	Justus	Kelley 127	Kelly 141
Korman	Lichtenegger	Mathews	May	Muntzel
Phillips	Reiboldt	Reisch	Remole	Rone
Rowland 29	Stevens 46	Taylor	Walsh	White

NOES: 001

Curtis

PRESENT: 070

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Brown 57	Burnett	Chipman	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
Dohrman	Eggleston	Ellebracht	Fitzwater	Franks Jr
Frederick	Gregory	Haefner	Hannegan	Hansen
Helms	Higdon	Houghton	Houx	Johnson
Kendrick	Knight	Kolkmeier	Lant	Lauer
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McCreery	McGaugh	Meredith 71	Messenger	Miller
Mitten	Nichols	Pfautsch	Pierson Jr	Plocher
Razer	Rehder	Rhoads	Roberts	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Stacy	Stephens 128	Swan
Vescovo	Walker 3	Walker 74	Wiemann	Wilson

ABSENT WITH LEAVE: 050

Anders	Bangert	Baringer	Beck	Berry
Brattin	Brown 27	Carpenter	Christofanelli	Dogan
Ellington	Engler	Fitzpatrick	Gray	Green

Grier	Haahr	Harris	Kidd	Lavender
McDaniel	McGee	Merideth 80	Moon	Morgan
Morris 140	Morse 151	Mosley	Neely	Newman
Peters	Pietzman	Pike	Pogue	Quade
Redmon	Revis	Roden	Roeber	Ross
Smith 85	Smith 163	Spencer	Tate	Trent
Unsicker	Washington	Wessels	Wood	Mr. Speaker

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The just shall live by faith. (Romans 1:17)

Most Merciful God, we begin this day conscious of our own strengths and needs yet very aware of Your great power to sustain us in our endeavors. Keep us faithful in the performance of our duties, loyal to every high and lofty principle, responsive to the needs of our citizens, and, above all, receptive to the leading of Your living spirit.

We pray for our state and our leaders, that we may be delivered from malice, bitterness, and revenge. Strengthen within us all a true sense of justice, a proper regard for the rights of others, and a genuine spirit of goodness. Together may we walk with You, and with one another, as we go forward, with liberty, humility and justice for all.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Speaker Richardson assumed the Chair.

The Journal of the sixty-ninth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Burns	Chipman	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Rone	Rowland 155	Rowland 29	Runions

Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Brattin	Brown 27	Butler	Carpenter
Christofanelli	Ellington	Fitzpatrick	Gray	Green
Grier	Haahr	McDaniel	McGee	Moon
Neely	Peters	Pietzman	Pogue	Remole
Roden	Roeber	Ross	Smith 85	Smith 163
Spencer	Trent	Washington		

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1364**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Morgan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1350** entitled:

An act to repeal sections 43.500, 43.503, 43.504, 43.506, 43.509, 43.527, 43.530, 43.535, 43.540, 43.543, 43.546, 43.547, 192.2495, 208.909, 210.025, 210.254, 210.258, 210.482, 210.487, 302.060, 313.810, and 610.120, RSMo, and to enact in lieu thereof twenty-three new sections relating to criminal history records, with penalty provisions.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 61, Section 610.120, Line 16, by inserting after all of said line the following:

“650.055. 1. Every individual who:

- (1) Is found guilty of a felony or any offense under chapter 566; or
- (2) Is seventeen years of age or older and arrested for [burglary in the first degree under section 569.160, or burglary in the second degree under section 569.170, or] a felony offense [under chapter 565, 566, 567, 568, or 573]; or
- (3) Has been determined to be a sexually violent predator pursuant to sections 632.480 to 632.513; or
- (4) Is an individual required to register as a sexual offender under sections 589.400 to 589.425;

shall have a fingerprint and blood or scientifically accepted biological sample collected for purposes of DNA profiling analysis.

2. Any individual subject to DNA collection and profiling analysis under this section shall provide a DNA sample:

- (1) Upon booking at a county jail or detention facility; or
- (2) Upon entering or before release from the department of corrections reception and diagnostic centers; or
- (3) Upon entering or before release from a county jail or detention facility, state correctional facility, or any other detention facility or institution, whether operated by a private, local, or state agency, or any mental health facility if committed as a sexually violent predator pursuant to sections 632.480 to 632.513; or
- (4) When the state accepts a person from another state under any interstate compact, or under any other reciprocal agreement with any county, state, or federal agency, or any other provision of law, whether or not the person is confined or released, the acceptance is conditional on the person providing a DNA sample if the person was found guilty of a felony offense in any other jurisdiction; or
- (5) If such individual is under the jurisdiction of the department of corrections. Such jurisdiction includes persons currently incarcerated, persons on probation, as defined in section 217.650, and on parole, as also defined in section 217.650; or

(6) At the time of registering as a sex offender under sections 589.400 to 589.425.

3. The Missouri state highway patrol and department of corrections shall be responsible for ensuring adherence to the law. Any person required to provide a DNA sample pursuant to this section shall be required to provide such sample, without the right of refusal, at a collection site designated by the Missouri state highway patrol and the department of corrections. Authorized personnel collecting or assisting in the collection of samples shall not be liable in any civil or criminal action when the act is performed in a reasonable manner. Such force may be used as necessary to the effectual carrying out and application of such processes and operations. The enforcement of these provisions by the authorities in charge of state correctional institutions and others having custody or jurisdiction over individuals included in subsection 1 of this section which shall not be set aside or reversed is hereby made mandatory. The board of probation or parole shall recommend that an individual on probation or parole who refuses to provide a DNA sample have his or her probation or parole revoked. In the event that a person's DNA sample is not adequate for any reason, the person shall provide another sample for analysis.

4. The procedure and rules for the collection, analysis, storage, expungement, use of DNA database records and privacy concerns shall not conflict with procedures and rules applicable to the Missouri DNA profiling system and the Federal Bureau of Investigation's DNA databank system.

5. Unauthorized use or dissemination of individually identifiable DNA information in a database for purposes other than criminal justice or law enforcement is a class A misdemeanor.

6. Implementation of sections 650.050 to 650.100 shall be subject to future appropriations to keep Missouri's DNA system compatible with the Federal Bureau of Investigation's DNA databank system.

7. All DNA records and biological materials retained in the DNA profiling system are considered closed records pursuant to chapter 610. All records containing any information held or maintained by any person or by any agency, department, or political subdivision of the state concerning an individual's DNA profile shall be strictly confidential and shall not be disclosed, except to:

- (1) Peace officers, as defined in section 590.010, and other employees of law enforcement agencies who need to obtain such records to perform their public duties;
- (2) The attorney general or any assistant attorneys general acting on his or her behalf, as defined in chapter 27;
- (3) Prosecuting attorneys or circuit attorneys as defined in chapter 56, and their employees who need to obtain such records to perform their public duties;
- (4) The individual whose DNA sample has been collected, or his or her attorney; or
- (5) Associate circuit judges, circuit judges, judges of the courts of appeals, supreme court judges, and their employees who need to obtain such records to perform their public duties.

8. Any person who obtains records pursuant to the provisions of this section shall use such records only for investigative and prosecutorial purposes, including but not limited to use at any criminal trial, hearing, or proceeding; or for law enforcement identification purposes, including identification of human remains. Such records shall be considered strictly confidential and shall only be released as authorized by this section.

9. (1) An individual may request expungement of his or her DNA sample and DNA profile through the court issuing the reversal or dismissal, or through the court granting an expungement of all official records under section 568.040. A certified copy of the court order establishing that such conviction has been reversed, guilty plea has been set aside, or expungement has been granted under section 568.040 shall be sent to the Missouri state highway patrol crime laboratory. Upon receipt of the court order, the laboratory will determine that the requesting individual has no other qualifying offense as a result of any separate plea or conviction and no other qualifying arrest prior to expungement.

(2) A person whose DNA record or DNA profile has been included in the state DNA database in accordance with this section and sections 650.050, 650.052, and 650.100 may request expungement on **one or more of the following** grounds [that the conviction has been reversed, the guilty plea on which the authority for including that person's DNA record or DNA profile was based has been set aside, or an expungement of all official records has been granted by the court under section 568.040]:

(a) The conviction on which the authority for including that person's DNA record or DNA profile was based on has been reversed;

(b) The guilty plea on which the authority for including that person's DNA record or DNA profile was based on has been set aside;

(c) The prosecutor has declined prosecution on all alleged offenses which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(d) The prosecutor has withdrawn all qualifying charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(e) The case or cases containing all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile, are dismissed;

(f) The court finds at a preliminary hearing that there is no probable cause to try that person for any charge which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile;

(g) That person is found not guilty of all charges which, upon conviction, would authorize the inclusion of that person's DNA record or DNA profile.

(3) Upon receipt of a written request for expungement, a certified copy of the final court order reversing the conviction, setting aside the plea, or granting an expungement of all official records under section 568.040, and any other information necessary to ascertain the validity of the request, the Missouri state highway patrol crime laboratory shall expunge all DNA records and identifiable information in the state DNA database pertaining to the person and destroy the DNA sample of the person, unless the Missouri state highway patrol determines that the person is otherwise obligated to submit a DNA sample. Within thirty days after the receipt of the court order, the Missouri state highway patrol shall notify the individual that it has expunged his or her DNA sample and DNA profile, or the basis for its determination that the person is otherwise obligated to submit a DNA sample.

(4) The Missouri state highway patrol is not required to destroy any item of physical evidence obtained from a DNA sample if evidence relating to another person would thereby be destroyed.

(5) Any identification, warrant, arrest, or evidentiary use of a DNA match derived from the database shall not be excluded or suppressed from evidence, nor shall any conviction be invalidated or reversed or plea set aside due to the failure to expunge or a delay in expunging DNA records.

[10. When a DNA sample is taken from an individual pursuant to subdivision (2) of subsection 1 of this section and the prosecutor declines prosecution and notifies the arresting agency of that decision, the arresting agency shall notify the Missouri state highway patrol crime laboratory within ninety days of receiving such notification. Within thirty days of being notified by the arresting agency that the prosecutor has declined prosecution, the Missouri state highway patrol crime laboratory shall determine whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken and retained. If the individual has no other qualifying offenses or arrests, the crime laboratory shall expunge all DNA records in the database taken at the arrest for which the prosecution was declined pertaining to the person and destroy the DNA sample of such person.

11. When a DNA sample is taken of an arrestee for any offense listed under subsection 1 of this section and charges are filed:

(1) If the charges are later withdrawn, the prosecutor shall notify the state highway patrol crime laboratory that such charges have been withdrawn;

(2) If the case is dismissed, the court shall notify the state highway patrol crime laboratory of such dismissal;

(3) If the court finds at the preliminary hearing that there is no probable cause that the defendant committed the offense, the court shall notify the state highway patrol crime laboratory of such finding;

(4) If the defendant is found not guilty, the court shall notify the state highway patrol crime laboratory of such verdict.

If the state highway patrol crime laboratory receives notice under this subsection, such crime laboratory shall determine, within thirty days, whether the individual has any other qualifying offenses or arrests that would require a DNA sample to be taken. If the individual has no other qualifying arrests or offenses, the crime laboratory shall expunge all DNA records in the database pertaining to such person and destroy the person's DNA sample.]"; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1350, Page 20, Section 43.540, Line 17, by inserting after the word "damages" the following:

"solely"; and

Further amend Lines 19-22, by striking all of said lines and inserting in lieu thereof the following:

"with respect to an applicant. The state, any political subdivision".

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1355** entitled:

An act to repeal sections 43.505, 43.507, 57.117, 57.450, 84.510, 190.335, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.050, 221.105, 260.391, 292.606, 302.176, 306.030, 306.126, 414.032, 488.5320, 513.653, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, and 595.220, RSMo, and to enact in lieu thereof fifty-four new sections relating to public safety, with penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5 and Senate Amendment No. 6.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Pages 62-63, Section 260.558, by striking said section and inserting in lieu thereof the following:

“260.558. 1. There is hereby created in the state treasury the “Radioactive Waste Investigation Fund”. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 13, Section 84.510, Line 22 of said page, by inserting immediately after said line the following:

“99.848. 1. Notwithstanding subsection 1 of section [99.847] 99.845, any district or county imposing a property tax for the purposes of providing emergency services pursuant to chapter 190 or 321 shall be entitled to reimbursement from the special allocation fund in the amount of at least fifty percent [nor] but not more than one hundred percent of the district's tax increment. This section shall not apply to tax increment financing projects or districts approved prior to August 28, 2004.

2. Beginning August 28, 2018, an ambulance district board operating under chapter 190, a fire protection district board operating under chapter 321, or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall annually set the reimbursement rate under subsection 1 of this section prior to the time the assessment is paid into the special allocation fund. If the redevelopment plan, area, or project is amended by ordinance or by other means after August 28, 2018, the ambulance or fire protection district board or the governing body of a county operating a 911 center providing emergency or dispatch services under chapter 190 or chapter 321 shall have the right to recalculate the reimbursement rate under this section.

135.090. 1. As used in this section, the following terms mean:

(1) "Homestead", the dwelling in Missouri owned by the surviving spouse and not exceeding five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. As used in this section, "homestead" shall not include any dwelling which is occupied by more than two families;

(2) "Public safety officer", any firefighter, police officer, capitol police officer, parole officer, probation officer, correctional employee, water patrol officer, park ranger, conservation officer, commercial motor **vehicle** enforcement officer, emergency medical technician, **emergency medical responder, as defined in section 190.100**, first responder, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty, unless the death was the result of the officer's own misconduct or abuse of alcohol or drugs;

(3) "Surviving spouse", a spouse, who has not remarried, of a public safety officer.

2. For all tax years beginning on or after January 1, 2008, a surviving spouse shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the total amount of the property taxes on the surviving spouse's homestead paid during the tax year for which the credit is claimed. A surviving spouse may claim the credit authorized under this section for each tax year beginning the year of death of the public safety officer spouse until the tax year in which the surviving spouse remarries. No credit shall be allowed for the tax year in which the surviving spouse remarries. If the amount allowable as a credit exceeds the income tax reduced by other credits, then the excess shall be considered an overpayment of the income tax.

3. The department of revenue shall promulgate rules to implement the provisions of this section.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, 2019, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

190.094. 1. Any ambulance licensed in this state, when used as an ambulance and staffed with volunteer staff, shall be staffed with a minimum of one emergency medical technician and one other crew member who may be a licensed emergency medical technician, registered nurse, physician, or someone who has a [first] **emergency medical responder** certification.

2. When transporting a patient, at least one licensed emergency medical technician, registered nurse, or physician shall be in attendance with the patient in the patient compartment at all times.

3. For purposes of this section, "volunteer" shall mean an individual who performs hours of service without promise, expectation or receipt of compensation for services rendered. Compensation such as a nominal stipend per call to compensate for fuel, uniforms, and training shall not nullify the volunteer status.

190.100. As used in sections 190.001 to 190.245, the following words and terms mean:

(1) **"Advanced emergency medical technician" or "AEMT", a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;**

(2) "Advanced life support (ALS)", an advanced level of care as provided to the adult and pediatric patient such as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

[(2)] (3) "Ambulance", any privately or publicly owned vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

[(3)] (4) “Ambulance service”, a person or entity that provides emergency or nonemergency ambulance transportation and services, or both, in compliance with sections 190.001 to 190.245, and the rules promulgated by the department pursuant to sections 190.001 to 190.245;

[(4)] (5) “Ambulance service area”, a specific geographic area in which an ambulance service has been authorized to operate;

[(5)] (6) “Basic life support (BLS)”, a basic level of care, as provided to the adult and pediatric patient as defined by national curricula, and any modifications to that curricula specified in rules adopted by the department pursuant to sections 190.001 to 190.245;

[(6)] (7) “Council”, the state advisory council on emergency medical services;

[(7)] (8) “Department”, the department of health and senior services, state of Missouri;

[(8)] (9) “Director”, the director of the department of health and senior services or the director's duly authorized representative;

[(9)] (10) “Dispatch agency”, any person or organization that receives requests for emergency medical services from the public, by telephone or other means, and is responsible for dispatching emergency medical services;

[(10)] (11) “Emergency”, the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

(a) Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;

(b) Serious impairment to a bodily function;

(c) Serious dysfunction of any bodily organ or part;

(d) Inadequately controlled pain;

[(11)] (12) “Emergency medical dispatcher”, a person who receives emergency calls from the public and has successfully completed an emergency medical dispatcher course, meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

[(13)] (13) “Emergency medical responder”, a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the U.S. Department of Transportation and any modifications to such curricula specified by the department through rules adopted under sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;

[(12)] (14) “Emergency medical response agency”, any person that regularly provides a level of care that includes first response, basic life support or advanced life support, exclusive of patient transportation;

[(13)] (15) “Emergency medical services for children (EMS-C) system”, the arrangement of personnel, facilities and equipment for effective and coordinated delivery of pediatric emergency medical services required in prevention and management of incidents which occur as a result of a medical emergency or of an injury event, natural disaster or similar situation;

[(14)] (16) “Emergency medical services (EMS) system”, the arrangement of personnel, facilities and equipment for the effective and coordinated delivery of emergency medical services required in prevention and management of incidents occurring as a result of an illness, injury, natural disaster or similar situation;

[(15)] (17) “Emergency medical technician”, a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;

[(16)] (18) “Emergency medical technician-basic” or “EMT-B”, a person who has successfully completed a course of instruction in basic life support as prescribed by the department and is licensed by the department in accordance with standards prescribed by sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[(17)] (19) “Emergency medical technician-community paramedic”, “community paramedic”, or “EMT-CP”, a person who is certified as an emergency medical technician-paramedic and is certified by the department in accordance with standards prescribed in section 190.098;

[(18)] “Emergency medical technician-intermediate” or “EMT-I”, a person who has successfully completed a course of instruction in certain aspects of advanced life support care as prescribed by the department and is

licensed by the department in accordance with sections 190.001 to 190.245 and rules and regulations adopted by the department pursuant to sections 190.001 to 190.245;]

[(19)] (20) “Emergency medical technician-paramedic” or “EMT-P”, a person who has successfully completed a course of instruction in advanced life support care as prescribed by the department and is licensed by the department in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245;

[(20)] (21) “Emergency services”, health care items and services furnished or required to screen and stabilize an emergency which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider or by an ambulance service or emergency medical response agency;

[(21)] (22) “First responder”, a person who has successfully completed an emergency first response course meeting or exceeding the national curriculum of the United States Department of Transportation and any modifications to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245 and who provides emergency medical care through employment by or in association with an emergency medical response agency;]

(22) “Health care facility”, a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

(23) “Hospital”, an establishment as defined in the hospital licensing law, subsection 2 of section 197.020, or a hospital operated by the state;

(24) “Medical control”, supervision provided by or under the direction of physicians [to providers by written or verbal communications], **or their designated registered nurse, including both online medical control, instructions by radio, telephone, or other means of direct communications, and offline medical control through supervision by treatment protocols, case review, training, and standing orders for treatment;**

(25) “Medical direction”, medical guidance and supervision provided by a physician to an emergency services provider or emergency medical services system;

(26) “Medical director”, a physician licensed pursuant to chapter 334 designated by the ambulance service or emergency medical response agency and who meets criteria specified by the department by rules pursuant to sections 190.001 to 190.245;

(27) “Memorandum of understanding”, an agreement between an emergency medical response agency or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;

(28) “Patient”, an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

(29) “Person”, as used in these definitions and elsewhere in sections 190.001 to 190.245, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, public trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

(30) “Physician”, a person licensed as a physician pursuant to chapter 334;

(31) “Political subdivision”, any municipality, city, county, city not within a county, ambulance district or fire protection district located in this state which provides or has authority to provide ambulance service;

(32) “Professional organization”, any organized group or association with an ongoing interest regarding emergency medical services. Such groups and associations could include those representing volunteers, labor, management, firefighters, EMT-B's, nurses, EMT-P's, physicians, communications specialists and instructors. Organizations could also represent the interests of ground ambulance services, air ambulance services, fire service organizations, law enforcement, hospitals, trauma centers, communication centers, pediatric services, labor unions and poison control services;

(33) “Proof of financial responsibility”, proof of ability to respond to damages for liability, on account of accidents occurring subsequent to the effective date of such proof, arising out of the ownership, maintenance or use of a motor vehicle in the financial amount set in rules promulgated by the department, but in no event less than the statutory minimum required for motor vehicles. Proof of financial responsibility shall be used as proof of self-insurance;

(34) “Protocol”, a predetermined, written medical care guideline, which may include standing orders;

(35) “Regional EMS advisory committee”, a committee formed within an emergency medical services (EMS) region to advise ambulance services, the state advisory council on EMS and the department;

(36) “Specialty care transportation”, the transportation of a patient requiring the services of an emergency medical technician-paramedic who has received additional training beyond the training prescribed by the department. Specialty care transportation services shall be defined in writing in the appropriate local protocols for ground and air ambulance services and approved by the local physician medical director. The protocols shall be maintained by the local ambulance service and shall define the additional training required of the emergency medical technician-paramedic;

(37) “Stabilize”, with respect to an emergency, the provision of such medical treatment as may be necessary to attempt to assure within reasonable medical probability that no material deterioration of an individual's medical condition is likely to result from or occur during ambulance transportation unless the likely benefits of such transportation outweigh the risks;

(38) “State advisory council on emergency medical services”, a committee formed to advise the department on policy affecting emergency medical service throughout the state;

(39) “State EMS medical directors advisory committee”, a subcommittee of the state advisory council on emergency medical services formed to advise the state advisory council on emergency medical services and the department on medical issues;

(40) “STEMI” or “ST-elevation myocardial infarction”, a type of heart attack in which impaired blood flow to the patient's heart muscle is evidenced by ST-segment elevation in electrocardiogram analysis, and as further defined in rules promulgated by the department under sections 190.001 to 190.250;

(41) “STEMI care”, includes education and prevention, emergency transport, triage, and acute care and rehabilitative services for STEMI that requires immediate medical or surgical intervention or treatment;

(42) “STEMI center”, a hospital that is currently designated as such by the department to care for patients with ST-segment elevation myocardial infarctions;

(43) “Stroke”, a condition of impaired blood flow to a patient's brain as defined by the department;

(44) “Stroke care”, includes emergency transport, triage, and acute intervention and other acute care services for stroke that potentially require immediate medical or surgical intervention or treatment, and may include education, primary prevention, acute intervention, acute and subacute management, prevention of complications, secondary stroke prevention, and rehabilitative services;

(45) “Stroke center”, a hospital that is currently designated as such by the department;

(46) “Trauma”, an injury to human tissues and organs resulting from the transfer of energy from the environment;

(47) “Trauma care” includes injury prevention, triage, acute care and rehabilitative services for major single system or multisystem injuries that potentially require immediate medical or surgical intervention or treatment;

(48) “Trauma center”, a hospital that is currently designated as such by the department.

190.103. 1. One physician with expertise in emergency medical services from each of the EMS regions shall be elected by that region's EMS medical directors to serve as a regional EMS medical director. The regional EMS medical directors shall constitute the state EMS medical director's advisory committee and shall advise the department and their region's ambulance services on matters relating to medical control and medical direction in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The regional EMS medical director shall serve a term of four years. The southwest, northwest, and Kansas City regional EMS medical directors shall be elected to an initial two-year term. The central, east central, and southeast regional EMS medical directors shall be elected to an initial four-year term. All subsequent terms following the initial terms shall be four years. The state EMS medical director shall be the chair of the state EMS medical director's advisory committee, **and shall be elected by the members of the regional EMS medical director's advisory committee, shall serve a term of four years, and shall seek to coordinate EMS services between the EMS regions, promote educational efforts for agency medical directors, represent Missouri EMS nationally in the role of the state EMS medical director, and seek to incorporate the EMS system into the health care system serving Missouri.**

2. A medical director is required for all ambulance services and emergency medical response agencies that provide: advanced life support services; basic life support services utilizing medications or providing assistance with patients' medications; or basic life support services performing invasive procedures including invasive airway procedures. The medical director shall provide medical direction to these services and agencies in these instances.

3. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall have the responsibility and the authority to ensure that the personnel working under their supervision are able to provide care meeting established standards of care with consideration for state and national

standards as well as local area needs and resources. The medical director, in cooperation with the ambulance service or emergency medical response agency administrator, shall establish and develop triage, treatment and transport protocols, which may include authorization for standing orders. **Emergency medical technicians shall only perform those medical procedures as directed by treatment protocols approved by the local medical director or when authorized through direct communication with online medical control.**

4. All ambulance services and emergency medical response agencies that are required to have a medical director shall establish an agreement between the service or agency and their medical director. The agreement will include the roles, responsibilities and authority of the medical director beyond what is granted in accordance with sections 190.001 to 190.245 and rules adopted by the department pursuant to sections 190.001 to 190.245. The agreement shall also include grievance procedures regarding the emergency medical response agency or ambulance service, personnel and the medical director.

5. Regional EMS medical directors **and the state EMS medical director** elected as provided under subsection 1 of this section shall be considered public officials for purposes of sovereign immunity, official immunity, and the Missouri public duty doctrine defenses.

6. The state EMS medical director's advisory committee shall be considered a peer review committee under section 537.035.

7. Regional EMS medical directors may act to provide online telecommunication medical direction to **AEMTs**, EMT-Bs, [EMT-Is,] EMT-Ps, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including **AEMTs**, EMT-Bs, [EMT-Is,] EMT-Ps, and community paramedics, are providing care to special needs patients or at the request of a local EMS agency or medical director.

8. When developing treatment protocols for special needs patients, regional EMS medical directors may promulgate such protocols on a regional basis across multiple political subdivisions' jurisdictional boundaries, and such protocols may be used by multiple agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments. Treatment protocols shall include steps to ensure the receiving hospital is informed of the pending arrival of the special needs patient, the condition of the patient, and the treatment instituted.

9. Multiple EMS agencies including, but not limited to, ambulance services, emergency response agencies, and public health departments shall take necessary steps to follow the regional EMS protocols established as provided under subsection 8 of this section in cases of mass casualty or state-declared disaster incidents.

10. When regional EMS medical directors develop and implement treatment protocols for patients or provide online medical direction for patients, such activity shall not be construed as having usurped local medical direction authority in any manner.

11. Notwithstanding any other provision of law to the contrary, when regional EMS medical directors are providing either online telecommunication medical direction to **AEMTs**, EMT-Bs, [EMT-Is,] EMT-Ps, and community paramedics, or offline medical direction per standardized EMS treatment, triage, and transport protocols for patients, those medical directions or treatment protocols may include the administration of the patient's own prescription medications.

190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or place of the state of Missouri unless such person holds a currently valid license from the department for an ambulance service issued pursuant to the provisions of sections 190.001 to 190.245.

2. No ground ambulance shall be operated for ambulance purposes, and no individual shall drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid Missouri license as an emergency medical technician. Nothing in this section shall be construed to mean that a duly registered nurse or a duly licensed physician be required to hold an emergency medical technician's license. Each ambulance service is responsible for assuring that any person driving its ambulance is competent in emergency vehicle operations and has a safe driving record. Each ground ambulance shall be staffed with at least two licensed individuals when transporting a patient, except as provided in section 190.094. In emergency situations which require additional medical personnel to assist the patient during transportation, [a first] **an emergency medical** responder, firefighter, or law enforcement personnel with a valid driver's license and prior experience with driving emergency vehicles may drive the ground ambulance provided the ground ambulance service stipulates to this practice in operational policies.

3. No license shall be required for an ambulance service, or for the attendant of an ambulance, which:

(1) Is rendering assistance in the case of an emergency, major catastrophe or any other unforeseen event or series of events which jeopardizes the ability of the local ambulance service to promptly respond to emergencies; or

(2) Is operated from a location or headquarters outside of Missouri in order to transport patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri, but no such outside ambulance shall be used to pick up patients within Missouri for transportation to locations within Missouri, except as provided in subdivision (1) of this subsection.

4. The issuance of a license pursuant to the provisions of sections 190.001 to 190.245 shall not be construed so as to authorize any person to provide ambulance services or to operate any ambulances without a franchise in any city not within a county or in a political subdivision in any county with a population of over nine hundred thousand inhabitants, or a franchise, contract or mutual-aid agreement in any other political subdivision which has enacted an ordinance making it unlawful to do so.

5. Sections 190.001 to 190.245 shall not preclude the adoption of any law, ordinance or regulation not in conflict with such sections by any city not within a county, or at least as strict as such sections by any county, municipality or political subdivision except that no such regulations or ordinances shall be adopted by a political subdivision in a county with a population of over nine hundred thousand inhabitants except by the county's governing body.

6. In a county with a population of over nine hundred thousand inhabitants, the governing body of the county shall set the standards for all ambulance services which shall comply with subsection 5 of this section. All such ambulance services must be licensed by the department. The governing body of such county shall not prohibit a licensed ambulance service from operating in the county, as long as the ambulance service meets county standards.

7. An ambulance service or vehicle when operated for the purpose of transporting persons who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier under the jurisdiction of the Missouri division of motor carrier and railroad safety.

8. Sections 190.001 to 190.245 shall not apply to, nor be construed to include, any motor vehicle used by an employer for the transportation of such employer's employees whose illness or injury occurs on private property, and not on a public highway or property, nor to any person operating such a motor vehicle.

9. A political subdivision that is authorized to operate a licensed ambulance service may establish, operate, maintain and manage its ambulance service, and select and contract with a licensed ambulance service. Any political subdivision may contract with a licensed ambulance service.

10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of section 190.109, shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to promulgate laws, ordinances or regulations related to the provision of ambulance services. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to authorize any municipality or county which is located within an ambulance district or a fire protection district that is authorized to provide ambulance service to operate an ambulance service without a franchise in an ambulance district or a fire protection district that is authorized to provide ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall not apply to any municipality or county which operates an ambulance service established prior to August 28, 1998.

12. No provider of ambulance service within the state of Missouri which is licensed by the department to provide such service shall discriminate regarding treatment or transportation of emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin, ancestry, handicap, medical condition or ability to pay.

13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to chapter 67.

14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such service shall notify the department of the change in ownership within thirty days of such sale or transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance service to verify compliance with the licensure standards of sections 190.001 to 190.245.

190.131. 1. The department shall accredit or certify training entities for [first] **emergency medical** responders, emergency medical dispatchers, **and** emergency medical [technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic] **technicians**, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245.

2. Such rules promulgated by the department shall set forth the minimum requirements for entrance criteria, training program curricula, instructors, facilities, equipment, medical oversight, record keeping, and reporting.

3. Application for training entity accreditation or certification shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems reasonably necessary to make a determination as to whether the training entity meets all requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. Upon receipt of such application for training entity accreditation or certification, the department shall determine whether the training entity, its instructors, facilities, equipment, curricula and medical oversight meet the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

5. Upon finding these requirements satisfied, the department shall issue a training entity accreditation or certification in accordance with rules promulgated by the department pursuant to sections 190.001 to 190.245.

6. Subsequent to the issuance of a training entity accreditation or certification, the department shall cause a periodic review of the training entity to assure continued compliance with the requirements of sections 190.001 to 190.245 and all rules promulgated pursuant to sections 190.001 to 190.245.

7. No person or entity shall hold itself out or provide training required by this section without accreditation or certification by the department.

190.142. 1. **(1) For applications submitted before the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect,** the department shall, within a reasonable time after receipt of an application, cause such investigation as it deems necessary to be made of the applicant for an emergency medical technician's license.

(2) For applications submitted after the recognition of EMS personnel licensure interstate compact under sections 190.900 to 190.939 takes effect, an applicant for initial licensure as an emergency medical technician in this state shall submit to a background check by the Missouri state highway patrol and the Federal Bureau of Investigation through a process approved by the department of health and senior services. Such processes may include the use of vendors or systems administered by the Missouri state highway patrol. The department may share the results of such a criminal background check with any emergency services licensing agency in any member state, as that term is defined under section 190.900, of the recognition of EMS personnel licensure interstate compact. The department shall not issue a license until the department receives the results of an applicant's criminal background check from the Missouri state highway patrol and the Federal Bureau of Investigation, but, notwithstanding this subsection, the department may issue a temporary license as provided under section 190.143. Any fees due for a criminal background check shall be paid by the applicant.

(3) The director may authorize investigations into criminal records in other states for any applicant.

2. The department shall issue a license to all levels of emergency medical technicians, for a period of five years, if the applicant meets the requirements established pursuant to sections 190.001 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. The department may promulgate rules relating to the requirements for an emergency medical technician including but not limited to:

(1) Age requirements;

(2) **Emergency medical technician and paramedic** education and training requirements based on respective [national curricula of the United States Department of Transportation] **National Emergency Medical Services Education Standards** and any modification to such curricula specified by the department through rules adopted pursuant to sections 190.001 to 190.245;

(3) Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Program (CAAHEP) or hold a CAAHEP letter of review;

(4) Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs [or examinations developed and administered by the department of health and senior services];

[(4)] **(5)** Continuing education and relicensure requirements; and

[(5)] **(6)** Ability to speak, read and write the English language.

3. Application for all levels of emergency medical technician license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the emergency medical technician meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

4. All levels of emergency medical technicians may perform only that patient care which is:
 (1) Consistent with the training, education and experience of the particular emergency medical technician;
 and

(2) Ordered by a physician or set forth in protocols approved by the medical director.

5. No person shall hold themselves out as an emergency medical technician or provide the services of an emergency medical technician unless such person is licensed by the department.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

190.143. 1. Notwithstanding any other provisions of law, the department may grant a ninety-day temporary emergency medical technician license to all levels of emergency medical technicians who meet the following:

(1) Can demonstrate that they have, or will have, employment requiring an emergency medical technician license;

(2) Are not currently licensed as an emergency medical technician in Missouri or have been licensed as an emergency medical technician in Missouri and fingerprints need to be submitted to the Federal Bureau of Investigation to verify the existence or absence of a criminal history, or they are currently licensed and the license will expire before a verification can be completed of the existence or absence of a criminal history;

(3) Have submitted a complete application upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245;

(4) Have not been disciplined pursuant to sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245;

(5) Meet all the requirements of rules promulgated pursuant to sections 190.001 to 190.245.

2. A temporary emergency medical technician license shall only authorize the license to practice while under the immediate supervision of a licensed emergency medical [technician-basic, emergency medical technician-intermediate, emergency medical technician-paramedic] **technician**, registered nurse, or physician who is currently licensed, without restrictions, to practice in Missouri.

3. A temporary emergency medical technician license shall automatically expire either ninety days from the date of issuance or upon the issuance of a five-year emergency medical technician license.

190.147. 1. Emergency medical technician paramedics (EMT-Ps):

(1) Who have completed a standard crisis intervention training course as endorsed and developed by the state EMS medical director's advisory committee;

(2) Who have been authorized by their ground or air ambulance service's administration and medical director under subsection 3 of section 190.103; and

(3) Whose ground or air ambulance service has developed and adopted standardized triage, treatment, and transport protocols under subsection 3 of section 190.103, which address the challenge of treating and transporting behavioral health patients who present a likelihood of serious harm to themselves or others as the term "likelihood of serious harm" is defined under section 632.005 or who are significantly incapacitated by alcohol or drugs; provided, that such protocols shall be reviewed and approved by the state EMS medical director's advisory committee and that such protocols shall direct the EMT-P regarding the proper use of patient restraint and coordination with area law enforcement. Patient restraint protocols shall be based upon current applicable national guidelines; may make a good faith determination that such patients shall be placed into a temporary hold for the sole purposes of transport to the nearest appropriate facility; provided, that such determination shall be made in cooperation with at least one other EMT-P or other medical professional involved in the transport. Once in a temporary hold, the patient shall be treated with humane care in a manner that preserves human dignity, consistent with applicable federal regulations and nationally-recognized guidelines regarding the appropriate use of temporary holds and restraints in medical transport.

2. In any instance in which a good faith determination for a temporary hold of a patient has been made, such hold shall be made in a clinically appropriate and adequately justified manner, and shall be documented and attested to in writing. The writing shall be retained by the ambulance service and included as part of the patient's medical file.

3. EMT-Ps who have made a good faith decision for a temporary hold of a patient as authorized by this section shall no longer have to rely on the common law doctrine of implied consent and therefore shall not be civilly liable for a good faith determination made in accordance with this section and shall not have waived any sovereign immunity defense, official immunity defense, or Missouri public duty doctrine defense if employed at the time of the good faith determination by a government employer.

4. Any ground or air ambulance service that adopts the authority and protocols provided for by this section shall have a memorandum of understanding with applicable local law enforcement agencies in order to achieve a collaborative and coordinated response to patients displaying symptoms of either a likelihood of serious harm to themselves or others or significant incapacitation by alcohol or drugs, which require a crisis intervention response. The memorandum of understanding shall include, but not be limited to, the following:

- (1) Administrative oversight, including coordination between ambulance services and law enforcement agencies;**
- (2) Patient restraint techniques and coordination of agency responses to situations in which patient restraint may be required;**
- (3) Field interaction between paramedics and law enforcement, including patient destination and transportation; and**
- (4) Coordination of program quality assurance.**

5. The physical restraint of a patient by an emergency medical technician under the authority of this section shall be permitted only in order to provide for the safety of bystanders, the patient, or emergency personnel due to an imminent or immediate danger, or upon approval by local medical control through direct communications. Restraint shall also be permitted through cooperation with on-scene law enforcement officers. All incidents involving patient restraint used under the authority of this section shall be reviewed by the ambulance service physician medical director.

190.165. 1. The department may refuse to issue or deny renewal of any certificate, permit or license required pursuant to sections 190.100 to 190.245 for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement its provisions as described in subsection 2 of this section. The department shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

2. The department may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of any certificate, permit or license required by sections 190.100 to 190.245 or any person who has failed to renew or has surrendered his or her certificate, permit or license for failure to comply with the provisions of sections 190.100 to 190.245 or any lawful regulations promulgated by the department to implement such sections. Those regulations shall be limited to the following:

- (1) Use or unlawful possession of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of any activity licensed or regulated by sections 190.100 to 190.245;
- (2) Being finally adjudicated and found guilty, or having entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions or duties of any activity licensed or regulated pursuant to sections 190.100 to 190.245, for any offense an essential element of which is fraud, dishonesty or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;
- (3) Use of fraud, deception, misrepresentation or bribery in securing any certificate, permit or license issued pursuant to sections 190.100 to 190.245 or in obtaining permission to take any examination given or required pursuant to sections 190.100 to 190.245;
- (4) Obtaining or attempting to obtain any fee, charge, tuition or other compensation by fraud, deception or misrepresentation;
- (5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245;
- (6) Violation of, or assisting or enabling any person to violate, any provision of sections 190.100 to 190.245, or of any lawful rule or regulation adopted by the department pursuant to sections 190.100 to 190.245;
- (7) Impersonation of any person holding a certificate, permit or license or allowing any person to use his or her certificate, permit, license or diploma from any school;
- (8) Disciplinary action against the holder of a license or other right to practice any activity regulated by sections 190.100 to 190.245 granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state;

- (9) For an individual being finally adjudged insane or incompetent by a court of competent jurisdiction;
 - (10) Assisting or enabling any person to practice or offer to practice any activity licensed or regulated by sections 190.100 to 190.245 who is not licensed and currently eligible to practice pursuant to sections 190.100 to 190.245;
 - (11) Issuance of a certificate, permit or license based upon a material mistake of fact;
 - (12) Violation of any professional trust, confidence, or legally protected privacy rights of a patient by means of an unauthorized or unlawful disclosure;
 - (13) Use of any advertisement or solicitation which is false, misleading or deceptive to the general public or persons to whom the advertisement or solicitation is primarily directed;
 - (14) Violation of the drug laws or rules and regulations of this state, any other state or the federal government;
 - (15) Refusal of any applicant or licensee to respond to reasonable department of health and senior services' requests for necessary information to process an application or to determine license status or license eligibility;
 - (16) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health or safety of a patient or the public;
 - (17) Repeated acts of negligence or recklessness in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245.
3. If the department conducts investigations, the department, prior to interviewing a licensee who is the subject of the investigation, shall explain to the licensee that he or she has the right to:
- (1) Consult legal counsel or have legal counsel present;
 - (2) Have anyone present whom he or she deems to be necessary or desirable[, except for any holder of any certificate, permit, or license required by sections 190.100 to 190.245]; and
 - (3) Refuse to answer any question or refuse to provide or sign any written statement.
- The assertion of any right listed in this subsection shall not be deemed by the department to be a failure to cooperate with any department investigation.
4. After the filing of such complaint, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds, provided in subsection 2 of this section, for disciplinary action are met, the department may, singly or in combination, censure or place the person named in the complaint on probation on such terms and conditions as the department deems appropriate for a period not to exceed five years, or may suspend, for a period not to exceed three years, or revoke the license, certificate or permit. Notwithstanding any provision of law to the contrary, the department shall be authorized to impose a suspension or revocation as a disciplinary action only if it first files the requisite complaint with the administrative hearing commission. **The administrative hearing commission shall hear all relevant evidence on remediation activities of the licensee and shall make a recommendation to the department of health and senior services as to licensure disposition based on such evidence.**
5. An individual whose license has been revoked shall wait one year from the date of revocation to apply for relicensure. Relicensure shall be at the discretion of the department after compliance with all the requirements of sections 190.100 to 190.245 relative to the licensing of an applicant for the first time. Any individual whose license has been revoked twice within a ten-year period shall not be eligible for relicensure.
6. The department may notify the proper licensing authority of any other state in which the person whose license was suspended or revoked was also licensed of the suspension or revocation.
7. Any person, organization, association or corporation who reports or provides information to the department pursuant to the provisions of sections 190.100 to 190.245 and who does so in good faith shall not be subject to an action for civil damages as a result thereof.
8. The department of health and senior services may suspend any certificate, permit or license required pursuant to sections 190.100 to 190.245 simultaneously with the filing of the complaint with the administrative hearing commission as set forth in subsection 2 of this section, if the department finds that there is an imminent threat to the public health. The notice of suspension shall include the basis of the suspension and notice of the right to appeal such suspension. The licensee may appeal the decision to suspend the license, certificate or permit to the department. The appeal shall be filed within ten days from the date of the filing of the complaint. A hearing shall be conducted by the department within ten days from the date the appeal is filed. The suspension shall continue in effect until the conclusion of the proceedings, including review thereof, unless sooner withdrawn by the department, dissolved by a court of competent jurisdiction or stayed by the administrative hearing commission.

190.173. 1. All complaints, investigatory reports, and information pertaining to any applicant, holder of any certificate, permit, or license, or other individual are confidential and shall only be disclosed upon written consent of the person whose records are involved or to other administrative or law enforcement agencies acting within the scope of their statutory authority. However, no applicant, holder of any certificate, permit, or license, or other individual shall have access to any complaints, investigatory reports, or information concerning an investigation in progress until such time as the investigation has been completed as required by subsection 1 of section 190.248.

2. Any information regarding the identity, name, address, license, final disciplinary action taken, currency of the license, permit, or certificate of an applicant for or a person possessing a license, permit, or certificate in accordance with sections 190.100 to 190.245 shall not be confidential.

3. **Any information regarding the physical address, mailing address, phone number, fax number, or email address of a licensed ambulance service or a certified training entity, including the name of the medical director and organizational contact information, shall not be confidential.**

4. This section shall not be construed to authorize the release of records, reports, or other information which may be held in department files for any holder of or applicant for any certificate, permit, or license that is subject to other specific state or federal laws concerning their disclosure.

5. **Nothing in this section shall prohibit the department from releasing aggregate information in accordance with section 192.067.**

190.196. 1. No employer shall knowingly employ or permit any employee to perform any services for which a license, certificate or other authorization is required by sections 190.001 to 190.245, or by rules adopted pursuant to sections 190.001 to 190.245, unless and until the person so employed possesses all licenses, certificates or authorizations that are required.

2. Any person or entity that employs or supervises a person's activities as [a first] **an emergency medical responder**, emergency medical dispatcher, emergency medical [technician-basic, emergency medical technician-intermediate, emergency medical technician-paramedic] **technician**, registered nurse, or physician shall cooperate with the department's efforts to monitor and enforce compliance by those individuals subject to the requirements of sections 190.001 to 190.245.

3. Any person or entity who employs individuals licensed by the department pursuant to sections 190.001 to 190.245 shall report to the department within seventy-two hours of their having knowledge of any charges filed against a licensee in their employ for possible criminal action involving the following felony offenses:

- (1) Child abuse or sexual abuse of a child;
- (2) Crimes of violence; or
- (3) Rape or sexual abuse.

4. Any licensee who has charges filed against him or her for the felony offenses in subsection 3 of this section shall report such an occurrence to the department within seventy-two hours of the charges being filed.

5. The department will monitor these reports for possible licensure action authorized pursuant to section 190.165.

190.246. 1. As used in this section, the following terms shall mean:

(1) "Eligible person, firm, organization or other entity", an ambulance service or emergency medical response agency, [a certified first] **an emergency medical responder**, [emergency medical technical-basic] or **an emergency medical [technician-paramedic] technician** who is employed by, or an enrolled member, person, firm, organization or entity designated by, rule of the department of health and senior services in consultation with other appropriate agencies. All such eligible persons, firms, organizations or other entities shall be subject to the rules promulgated by the director of the department of health and senior services;

(2) "Emergency health care provider":

(a) A physician licensed pursuant to chapter 334 with knowledge and experience in the delivery of emergency care; or

(b) A hospital licensed pursuant to chapter 197 that provides emergency care.

2. Possession and use of epinephrine auto-injector devices shall be limited as follows:

(1) No person shall use an epinephrine auto-injector device unless such person has successfully completed a training course in the use of epinephrine auto-injector devices approved by the director of the department of health and senior services. Nothing in this section shall prohibit the use of an epinephrine auto-injector device:

(a) By a health care professional licensed or certified by this state who is acting within the scope of his or her practice; or

(b) By a person acting pursuant to a lawful prescription;

(2) Every person, firm, organization and entity authorized to possess and use epinephrine auto-injector devices pursuant to this section shall use, maintain and dispose of such devices in accordance with the rules of the department;

(3) Every use of an epinephrine auto-injector device pursuant to this section shall immediately be reported to the emergency health care provider.

3. (1) Use of an epinephrine auto-injector device pursuant to this section shall be considered first aid or emergency treatment for the purpose of any law relating to liability.

(2) Purchase, acquisition, possession or use of an epinephrine auto-injector device pursuant to this section shall not constitute the unlawful practice of medicine or the unlawful practice of a profession.

(3) Any person otherwise authorized to sell or provide an epinephrine auto-injector device may sell or provide it to a person authorized to possess it pursuant to this section.

4. Any person, firm, organization or entity that violates the provisions of this section is guilty of a class B misdemeanor.”; and

Further amend said bill, Page 19, Section 190.335, Line 16 of said page, by inserting immediately after said line the following:

“190.900. 1. The “Recognition of EMS Personnel Licensure Interstate Compact” (REPLICA) is hereby enacted into law and entered into with all other jurisdictions legally joining therein, in the form substantially as follows in sections 190.900 to 190.939.

2. As used in sections 190.900 to 190.939, the following terms mean:

(1) **“Advanced emergency medical technician” or “AEMT”, an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;**

(2) **“Adverse action”, any administrative, civil, equitable, or criminal action permitted by a state’s laws that may be imposed against licensed EMS personnel by a state EMS authority or state court including, but not limited to, actions against an individual’s license such as revocation, suspension, probation, consent agreement, monitoring or other limitation, or encumbrance on the individual’s practice, letters of reprimand or admonition, fines, criminal convictions, and state court judgments enforcing adverse actions by the state EMS authority;**

(3) **“Certification”, the successful verification of entry-level cognitive and psychomotor competency using a reliable, validated, and legally defensible examination;**

(4) **“Commission”, the national administrative body of which all states that have enacted the compact are members;**

(5) **“Emergency medical technician” or “EMT”, an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;**

(6) **“EMS”, emergency medical services;**

(7) **“Home state”, a member state where an individual is licensed to practice emergency medical services;**

(8) **“License”, the authorization by a state for an individual to practice as an EMT, AEMT, paramedic, or a level in between EMT and paramedic;**

(9) **“Medical director”, a physician licensed in a member state who is accountable for the care delivered by EMS personnel;**

(10) **“Member state”, a state that has enacted this compact;**

(11) **“Paramedic”, an individual licensed with cognitive knowledge and a scope of practice that corresponds to that level in the National EMS Education Standards and National EMS Scope of Practice Model;**

(12) **“Privilege to practice”, an individual’s authority to deliver emergency medical services in remote states as authorized under this compact;**

(13) **“Remote state”, a member state in which an individual is not licensed;**

(14) **“Restricted”, the outcome of an adverse action that limits a license or the privilege to practice;**

(15) **“Rule”, a written statement by the interstate commission promulgated under section 190.930 of this compact that is of general applicability; implements, interprets, or prescribes a policy or provision of the compact; or is an organizational, procedural, or practice requirement of the commission and has the force**

and effect of statutory law in a member state and includes the amendment, repeal, or suspension of an existing rule;

(16) “Scope of practice”, defined parameters of various duties or services that may be provided by an individual with specific credentials. Whether regulated by rule, statute, or court decision, it tends to represent the limits of services an individual may perform;

(17) “Significant investigatory information”:

(a) Investigative information that a state EMS authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would result in the imposition of an adverse action on a license or privilege to practice; or

(b) Investigative information that indicates that the individual represents an immediate threat to public health and safety, regardless of whether the individual has been notified and had an opportunity to respond;

(18) “State”, any state, commonwealth, district, or territory of the United States;

(19) “State EMS authority”, the board, office, or other agency with the legislative mandate to license EMS personnel.

190.903. 1. Any member state in which an individual holds a current license shall be deemed a home state for purposes of this compact.

2. Any member state may require an individual to obtain and retain a license to be authorized to practice in the member state under circumstances not authorized by the privilege to practice under the terms of this compact.

3. A home state's license authorizes an individual to practice in a remote state under the privilege to practice only if the home state:

(1) Currently requires the use of the National Registry of Emergency Medical Technicians (NREMT) examination as a condition of issuing initial licenses at the EMT and paramedic levels;

(2) Has a mechanism in place for receiving and investigating complaints about individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding an individual;

(4) No later than five years after activation of the compact, requires a criminal background check of all applicants for initial licensure, including the use of the results of fingerprint or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, with the exception of federal employees who have suitability determination in accordance with 5 CFR 731.202 and submit documentation of such as promulgated in the rules of the commission; and

(5) Complies with the rules of the commission.

190.906. 1. Member states shall recognize the privilege to practice of an individual licensed in another member state that is in conformance with section 190.903.

2. To exercise the privilege to practice under the terms and provisions of this compact, an individual shall:

(1) Be at least eighteen years of age;

(2) Possess a current unrestricted license in a member state as an EMT, AEMT, paramedic, or state-recognized and licensed level with a scope of practice and authority between EMT and paramedic; and

(3) Practice under the supervision of a medical director.

3. An individual providing patient care in a remote state under the privilege to practice shall function within the scope of practice authorized by the home state unless and until modified by an appropriate authority in the remote state, as may be defined in the rules of the commission.

4. Except as provided in subsection 3 of this section, an individual practicing in a remote state shall be subject to the remote state's authority and laws. A remote state may, in accordance with due process and that state's laws, restrict, suspend, or revoke an individual's privilege to practice in the remote state and may take any other necessary actions to protect the health and safety of its citizens. If a remote state takes action, it shall promptly notify the home state and the commission.

5. If an individual's license in any home state is restricted, suspended, or revoked, the individual shall not be eligible to practice in a remote state under the privilege to practice until the individual's home state license is restored.

6. If an individual's privilege to practice in any remote state is restricted, suspended, or revoked, the individual shall not be eligible to practice in any remote state until the individual's privilege to practice is restored.

190.909. An individual may practice in a remote state under a privilege to practice only in the performance of the individual's EMS duties as assigned by an appropriate authority, as defined in the rules of the commission, and under the following circumstances:

- (1) The individual originates a patient transport in a home state and transports the patient to a remote state;
- (2) The individual originates in the home state and enters a remote state to pick up a patient and provides care and transport of the patient to the home state;
- (3) The individual enters a remote state to provide patient care or transport within that remote state;
- (4) The individual enters a remote state to pick up a patient and provides care and transport to a third member state; or
- (5) Other conditions as determined by rules promulgated by the commission.

190.912. Upon a member state's governor's declaration of a state of emergency or disaster that activates the Emergency Management Assistance Compact (EMAC), all relevant terms and provisions of EMAC shall apply, and to the extent any terms or provisions of this compact conflict with EMAC, the terms of EMAC shall prevail with respect to any individual practicing in the remote state in response to such declaration.

190.915. 1. Member states shall consider a veteran, active military service member, or member of the National Guard and Reserves separating from an active duty tour, or a spouse thereof, who holds a current, valid, and unrestricted NREMT certification at or above the level of the state license being sought as satisfying the minimum training and examination requirements for such licensure.

2. Member states shall expedite the process of licensure applications submitted by veterans, active military service members, or members of the National Guard and Reserves separating from an active duty tour, or their spouses.

3. All individuals functioning with a privilege to practice under this section remain subject to the adverse action provisions of section 190.918.

190.918. 1. A home state shall have exclusive power to impose adverse action against an individual's license issued by the home state.

2. If an individual's license in any home state is restricted, suspended, or revoked, the individual shall not be eligible to practice in a remote state under the privilege to practice until the individual's home state license is restored.

(1) All home state adverse action orders shall include a statement that the individual's compact privileges are inactive. The order may allow the individual to practice in remote states with prior written authorization from both the home state and the remote state's EMS authority.

(2) An individual currently subject to adverse action in the home state shall not practice in any remote state without prior written authorization from both the home state and remote state's EMS authority.

3. A member state shall report adverse actions and any occurrences that the individual's compact privileges are restricted, suspended, or revoked to the commission in accordance with the rules of the commission.

4. A remote state may take adverse action on an individual's privilege to practice within that state.

5. Any member state may take adverse action against an individual's privilege to practice in that state based on the factual findings of another member state, so long as each state follows its own procedures for imposing such adverse action.

6. A home state's EMS authority shall coordinate investigative activities, share information via the coordinated database, and take appropriate action with respect to reported conduct in a remote state as it would if such conduct had occurred within the home state. In such cases, the home state's law shall control in determining the appropriate adverse action.

7. Nothing in this compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action and that such participation shall remain nonpublic if required by the member state's laws. Member states shall require individuals who enter any alternative programs to agree not to practice in any other member state during the term of the alternative program without prior authorization from such other member state.

190.921. A member state's EMS authority, in addition to any other powers granted under state law, is authorized under this compact to:

(1) Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a member state's EMS authority for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the remote state by any court of competent jurisdiction according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state's EMS authority shall pay any witness fees, travel expenses, mileage, and other fees required by the service statutes of the state where the witnesses or evidence is located; and

(2) Issue cease and desist orders to restrict, suspend, or revoke an individual's privilege to practice in the state.

190.924. 1. The compact states hereby create and establish a joint public agency known as the "Interstate Commission for EMS Personnel Practice".

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. Each member state shall have and be limited to one delegate. The responsible official of the state EMS authority or his or her designee shall be the delegate to this compact for each member state. Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the member state in which the vacancy exists. In the event that more than one board, office, or other agency with the legislative mandate to license EMS personnel at and above the level of EMT exists, the governor of the state shall determine which entity shall be responsible for assigning the delegate.

(1) Each delegate shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws, and shall otherwise have an opportunity to participate in the business and affairs of the commission. A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

(2) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(3) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 190.930.

(4) The commission may convene in a closed, nonpublic meeting if the commission must discuss:

(a) Noncompliance of a member state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices, or procedures related to specific employees, or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation;

(d) Negotiation of contracts for the purchase or sale of goods, services, or real estate;

(e) Accusing any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information that is privileged or confidential;

(g) Disclosure of information of a personal nature if disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the compact; or

(j) Matters specifically exempted from disclosure by federal or member state statute.

(5) If a meeting or portion of a meeting is closed under this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken and the reasons therefor, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the commission or order of a court of competent jurisdiction.

3. The commission shall, by a majority vote of the delegates, prescribe bylaws and rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact including, but not limited to:

- (1) Establishing the fiscal year of the commission;
- (2) Providing reasonable standards and procedures:
 - (a) For the establishment and meetings of other committees; and
 - (b) Governing any general or specific delegation of any authority or function of the commission;
- (3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings, and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the membership votes to close a meeting in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each member with no proxy votes allowed;
- (4) Establishing the titles, duties and authority, and reasonable procedures for the election of the officers of the commission;
- (5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar laws of any member state, the bylaws shall exclusively govern the personnel policies and programs of the commission;
- (6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;
- (7) Providing a mechanism for winding up the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations;
- (8) The commission shall publish its bylaws and file a copy thereof, and a copy of any amendment thereto, with the appropriate agency or officer in each of the member states, if any;
- (9) The commission shall maintain its financial records in accordance with the bylaws; and
- (10) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

4. The commission shall have the following powers:

- (1) To promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rules shall have the force and effect of law and shall be binding on all member states;
- (2) To bring and prosecute legal proceedings or actions in the name of the commission; provided that, the standing of any state EMS authority or other regulatory body responsible for EMS personnel licensure to sue or be sued under applicable law shall not be affected;
- (3) To purchase and maintain insurance and bonds;
- (4) To borrow, accept, or contract for services of personnel including, but not limited to, employees of a member state;
- (5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;
- (6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials, and services, and to receive, utilize, and dispose of the same; provided that, at all times the commission shall strive to avoid any appearance of impropriety and conflict of interest;
- (7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve, or use any property, real, personal, or mixed; provided that, at all times the commission shall strive to avoid any appearance of impropriety;
- (8) To sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal, or mixed;
- (9) To establish a budget and make expenditures;
- (10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of EMS personnel licensure and practice.

5. (1) The commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations, and grants of money, equipment, supplies, materials, and services.

(3) The commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff, which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission, which shall promulgate a rule binding upon all member states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the member states, except by and with the authority of the member state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant, and the report of the audit shall be included in and become part of the annual report of the commission.

6. (1) The members, officers, executive director, employees, and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim, damage to or loss of property, personal injury, or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, nothing in this subdivision shall be construed to protect any such person from suit or liability for any damage, loss, injury, or liability caused by the intentional, willful, or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee, or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error, or omission did not result from that person's intentional, willful, or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee, or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error, or omission that occurred within the scope of commission employment, duties, or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties, or responsibilities; provided that, the actual or alleged act, error, or omission did not result from the intentional, willful, or wanton misconduct of the person.

190.927. 1. The commission shall provide for the development and maintenance of a coordinated database and reporting system containing licensure, adverse action, and significant investigatory information on all licensed individuals in member states.

2. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the coordinated database on all individuals to whom this compact is applicable as required by the rules of the commission, including:

(1) Identifying information;

(2) Licensure data;

(3) Significant investigatory information;

(4) Adverse actions against an individual's license;

(5) An indicator that an individual's privilege to practice is restricted, suspended, or revoked;

(6) Nonconfidential information related to alternative program participation;
(7) Any denial of application for licensure and the reasons for such denial; and
(8) Other information that may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all member states of any adverse action taken against, or significant investigative information on, any individual in a member state.

4. Member states contributing information to the coordinated database may designate information that shall not be shared with the public without the express permission of the contributing state.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the coordinated database.

190.930. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the member states rejects a rule by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any member state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule or rules shall be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each member state's EMS authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting at which the rule shall be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person; and

(4) The manner in which interested parties may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions, and arguments that shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons;

(2) A governmental subdivision or agency; or

(3) An association having at least twenty-five members.

8. If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(1) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(2) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(3) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(4) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing; provided that, the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

- (1) Meet an imminent threat to public health, safety, or welfare;
- (2) Prevent a loss of commission or member state funds;
- (3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
- (4) Protect public health and safety.

13. The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision shall take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

190.933. 1. The executive, legislative, and judicial branches of state government in each member state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

2. All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceedings in a member state pertaining to the subject matter of this compact which may affect the powers, responsibilities, or actions of the commission.

3. The commission shall be entitled to receive service of process in any such proceeding and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact, or promulgated rules.

4. If the commission determines that a member state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

- (1) Provide written notice to the defaulting state and other member states of the nature of the default, the proposed means of curing the default, or any other action to be taken by the commission; and
- (2) Provide remedial training and specific technical assistance regarding the default.

5. If a state in default fails to cure the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the member states, and all rights, privileges, and benefits conferred by this compact may be terminated on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

6. Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the member states.

7. A state that has been terminated is responsible for all assessments, obligations, and liabilities incurred through the effective date of termination, including obligations that extend beyond the effective date of termination.

8. The commission shall not bear any costs related to a state that is found to be in default or that has been terminated from the compact unless agreed upon in writing between the commission and the defaulting state.

9. The defaulting state may appeal the action of the commission by petitioning the United States District Court for the District of Columbia or the federal district where the commission has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

10. Upon a request by a member state, the commission shall attempt to resolve disputes related to the compact that arise among member states and between member and nonmember states.

11. The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

12. The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

13. By majority vote, the commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the commission has its principal offices against a member state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

14. The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

190.936. 1. The compact shall come into effect on the date on which the compact statute is enacted into law in the tenth member state. The provisions, which become effective at that time, shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state that joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule that has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. Any member state may withdraw from this compact by enacting a statute repealing the same.

(1) A member state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(2) Withdrawal shall not affect the continuing requirement of the withdrawing state's EMS authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any EMS personnel licensure agreement or other cooperative arrangement between a member state and a nonmember state that does not conflict with the provisions of this compact.

5. This compact may be amended by the member states. No amendment to this compact shall become effective and binding upon any member state until it is enacted into the laws of all member states.

190.939. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any member state thereto, the compact shall remain in full force and effect as to the remaining member states. Nothing in this compact supersedes state law or rules related to licensure of EMS agencies.

191.630. As used in sections 191.630 and 191.631, the following terms mean:

(1) "Communicable disease", acquired immunodeficiency syndrome (AIDS), cutaneous anthrax, hepatitis in any form, human immunodeficiency virus (HIV), measles, meningococcal disease, mumps, pertussis, pneumonic plague, rubella, severe acute respiratory syndrome (SARS-CoV), smallpox, tuberculosis, varicella disease, vaccinia, viral hemorrhagic fevers, and other such diseases as the department may define by rule or regulation;

(2) "Communicable disease tests", tests designed for detection of communicable diseases. Rapid testing of the source patient in accordance with the Occupational Safety and Health Administration (OSHA) enforcement of the Centers for Disease Control and Prevention (CDC) guidelines shall be recommended;

(3) "Coroner or medical examiner", the same meaning as defined in chapter 58;

(4) "Department", the Missouri department of health and senior services;

(5) "Designated infection control officer", the person or persons within the entity or agency who are responsible for managing the infection control program and for coordinating efforts surrounding the investigation of an exposure such as:

(a) Collecting, upon request, facts surrounding possible exposure of an emergency care provider or Good Samaritan to a communicable disease;

(b) Contacting facilities that receive patients or clients of potentially exposed emergency care providers or Good Samaritans to ascertain if a determination has been made as to whether the patient or client has had a communicable disease and to ascertain the results of that determination; and

(c) Notifying the emergency care provider or Good Samaritan as to whether there is reason for concern regarding possible exposure;

(6) "Emergency care provider", a person who is serving as a licensed or certified person trained to provide emergency and nonemergency medical care as a first responder, emergency **medical responder**, [EMT-B, EMT-I, or EMT-P] **as defined in section 190.100, emergency medical technician**, as defined in section 190.100, firefighter, law enforcement officer, sheriff, deputy sheriff, registered nurse, physician, medical helicopter pilot, or other certification or licensure levels adopted by rule of the department;

(7) "Exposure", a specific eye, mouth, other mucous membrane, nonintact skin, or parenteral contact with blood or other potentially infectious materials that results from the performance of an employee's duties;

(8) "Good Samaritan", any person who renders emergency medical assistance or aid within his or her level of training or skill until such time as he or she is relieved of those duties by an emergency care provider;

(9) "Hospital", the same meaning as defined in section 197.020;

(10) "Source patient", any person who is sick or injured and requiring the care or services of a Good Samaritan or emergency care provider, for whose blood or other potentially infectious materials have resulted in exposure."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 80, Section 455.095, Line 2 of said page, by inserting after all of said line the following:

"455.560. 1. A prosecuting attorney or circuit attorney may impanel a domestic violence fatality review panel for the county or city not within a county in which he or she serves to investigate the deaths of victims of homicides determined to be related to domestic violence, as the term is defined in section 455.010.

2. Members of the panel may include any representative of programs or organizations that provide services and responses to victims of domestic violence within the county or city not within a county. The panel shall include, but shall not be limited to, the following members:

- (1) The prosecuting or circuit attorney;**
- (2) The coroner or medical examiner for the county or city not within a county;**
- (3) A representative of law enforcement personnel in the county or city not within a county;**
- (4) A provider of public health care services;**
- (5) A provider of emergency medical services or other medical or health care providers;**
- (6) A representative of any victim assistant unit for the prosecuting or circuit attorney, law enforcement organization, or court of the county or city not within a county;**
- (7) A representative of shelters for victims of domestic violence, as defined in section 455.200, or domestic violence services organizations that provide services for victims within the county or city not within a county; and**

(8) A representative of rape crisis centers, as defined in section 455.003, that provide sexual assault services for victims within the county or city not within a county.

3. A prosecuting or circuit attorney shall organize the panel and shall call the first organizational meeting of the panel. The panel shall elect a chairperson who shall convene the panel to meet to review all deaths of victims of homicides determined to be related to domestic violence.

4. The executive officer of any municipality or county may request that a domestic violence fatality review panel be convened in response to any fatality which occurs within the boundaries of the municipality or county.

5. Work products of the domestic violence fatality review panel other than the final report required by subsection 6 of this section, including, but not limited to internal memoranda, summaries or minutes of panel meetings, and written, audio recorded, or electronic records and communications, are not public records as defined by subdivision (6) of section 610.010 and are not available for public examination, reproduction, or disclosure, and are not admissible as evidence in any civil, criminal, or administrative proceeding.

6. The panel shall issue a final report, which shall be a public record as defined by subdivision (6) of section 610.010, of each investigation. The final report shall include the panel's findings and recommendations for enhanced practices, protocols, and collaborations to address domestic violence and prevent homicides, and a copy shall be provided to the governor, the speaker of the house of representatives, the president pro tempore of the senate, the executive leadership of the government of the political subdivision of the state of Missouri in which the panel operates, and the statewide domestic violence coalition, as such is recognized by the United States Department of Justice and the United States Department of Health and Human Services. The final report shall also include a summary.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 10, Section 57.117, Line 7 of said page, by inserting after the word “state.” the following:

“The provisions of this section authorizing the appointment of a person as an under sheriff or deputy sheriff who is a bona fide resident of an adjoining state shall not apply to a sheriff of any county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants.”; and

Further amend said bill, Page 13, Section 84.510, Line 22 of said page, by inserting after all of said line the following:

“87.135. 1. Under such rules and regulations as the board of trustees shall adopt, each member who was a firefighter on and prior to the date of the establishment of the retirement system shall file a detailed statement of all service as a firefighter rendered by him or her prior to that date for which the firefighter claims credit.

2. The board of trustees shall fix and determine by proper rules and regulations how much service in any year is equivalent to one year of service, but in no case shall more than one year of service be creditable for all service in one calendar year, nor shall the board of trustees allow credit as service for any period of more than one month's duration during which the member was absent without pay.

3. Subject to the above restrictions and to such other rules and regulations as the board of trustees may adopt, the board of trustees shall verify the service claims as soon as practicable after the filing of the statement of service.

4. Upon verification of the statements of service the board of trustees shall issue prior service certificates, certifying to each member the length of prior service with which the member is credited on the basis of his or her statement of service. So long as the holder of the certificate continues to be a member, a prior service certificate shall be final and conclusive for retirement purposes as to such service, except that any member may, within one year from the date of issuance or modification of the certificate, request the board of trustees to modify or correct the member's prior service certificate, and upon such request or of its own motion the board may correct the certificate. When any firefighter ceases to be a member his or her prior service certificate shall become void. Should he or she again become a member, he or she shall enter the retirement system as a member not entitled to prior service credit except as provided in section 87.215.

5. Creditable service at retirement on which the retirement allowance of a member shall be based shall consist of creditable membership service rendered by him or her, and also if the member has a prior service certificate which is in full force and effect, the amount of the service certified on the member's prior service certificate. Service rendered by a firefighter after the operative date and prior to becoming a member shall be included as creditable membership service provided the service was rendered since he or she last became a firefighter.

6. The retirement system, with the approval of the board of trustees, may enter into cooperative agreements to transfer creditable service between the retirement system and any other retirement plan established by the state of Missouri or any political subdivision or instrumentality of the state when a member who has been employed in a position covered by one plan is employed in a position covered by another plan. The transfer of creditable service shall be in accordance with the provisions of section 105.691 and the policies and procedures established by the board of trustees.”; and

Further amend said bill, Page 83, Section 513.653, Line 18 of said page, by inserting immediately after said line the following:

“559.600. **1.** In cases where the board of probation and parole is not required under section 217.750 to provide probation supervision and rehabilitation services for misdemeanor offenders, the circuit and associate circuit judges in a circuit may contract with one or more private entities or other court-approved entity to provide such services. The court-approved entity, including private or other entities, shall act as a misdemeanor probation office in that circuit and shall, pursuant to the terms of the contract, supervise persons placed on probation by the judges for class A, B, C, and D misdemeanor offenses, specifically including persons placed on probation for violations of section 577.023. Nothing in sections 559.600 to 559.615 shall be construed to prohibit the board of probation and parole, or the court, from supervising misdemeanor offenders in a circuit where the judges have entered into a contract with a probation entity.

2. In all cases, the entity providing such private probation service shall utilize the cutoff concentrations utilized by the department of corrections with regard to drug and alcohol screening for clients assigned to such entity. A drug test is positive if drug presence is at or above the cutoff concentration or negative if no drug is detected or if drug presence is below the cutoff concentration.

3. In all cases, the entity providing such private probation service shall not require the clients assigned to such entity to travel in excess of fifty miles in order to attend their regular probation meetings.”; and

Further amend said bill, Page 106, Section 595.220, Lines 15-16 of said page, by striking the words “written or”; and

Further amend said bill and section, Page 108, Line 16 of said page, by inserting immediately after “victim” the following:

“, or his or her designee,”; and

Further amend said bill and section, Page 109, Line 4 of said page, by striking the words “written or”; and

Further amend Line 5 of said page, by inserting immediately after “victim” the following:

“, or his or her designee,”; and

Further amend said bill and section, Page 110, Line 3 of said page, by inserting immediately after “victim” the following:

“, or his or her designee,”; and

Further amend Line 7 of said page, by inserting immediately after “victim” the following:

“, or his or her designee,”; and

Further amend Line 10 of said page, by inserting after “9.” the following:

“The attorney general shall establish protocols and an electronic platform to implement an electronic evidence tracking system that:

(1) Identifies, documents, records, and tracks evidentiary collection kits and their components, including individual specimen containers, through their existence from forensic examination, to possession by a law enforcement agency, to testing, to use as evidence in criminal proceedings, and until disposition of such proceedings;

(2) Assigns a unique alphanumeric identifier to each respective evidentiary collection kit, and all its respective components, and to each respective person, or his or her designees, who may handle an evidentiary test kit;

(3) Links the identifiers of an evidentiary collection kit and its components, which shall be machine-readable indicia;

(4) Allows each person, or his or her designees, who is properly credentialed to handle an evidentiary test kit to check the status of an evidentiary test kit or its components and to save a portfolio of identifiers so that the person, or his or her designees may track, obtain reports, and receive updates of the status of evidentiary collection kits or their components; and

(5) Allows sexual assault victims or their designees access in order to monitor the current status of their evidentiary test kit.
10.”; and

Further amend Line 22 of said page, by inserting after all of said line the following:

“610.140. 1. Notwithstanding any other provision of law and subject to the provisions of this section, any person may apply to any court in which such person was charged or found guilty of any offenses, violations, or infractions for an order to expunge records of such arrest, plea, trial, or conviction. Subject to the limitations of subsection 12 of this section, a person may apply to have one or more offenses, violations, or infractions expunged if such offense, violation, or infraction occurred within the state of Missouri and was prosecuted under the jurisdiction of a Missouri municipal, associate circuit, or circuit court, so long as such person lists all the offenses, violations, and infractions he or she is seeking to have expunged in the petition and so long as all such offenses, violations, and infractions are not excluded under subsection 2 of this section. If the offenses, violations, or infractions were charged as counts in the same indictment or information or were committed as part of the same course of criminal conduct, the person may include all the related offenses, violations, and infractions in the petition, regardless of the limits of subsection 12 of this section, and the petition shall only count as a petition for expungement of the highest level violation or offense contained in the petition for the purpose of determining future eligibility for expungement.

2. The following offenses, violations, and infractions shall not be eligible for expungement under this section:

- (1) Any class A felony offense;
- (2) Any dangerous felony as that term is defined in section 556.061;
- (3) Any offense that requires registration as a sex offender;
- (4) Any felony offense where death is an element of the offense;
- (5) Any felony offense of assault; misdemeanor or felony offense of domestic assault; or felony offense of kidnapping;

(6) Any offense listed, or previously listed, in chapter 566 or section 105.454, 105.478, 115.631, 130.028, 188.030, 188.080, 191.677, 194.425, 217.360, 217.385, 334.245, 375.991, 389.653, 455.085, 455.538, 557.035, 565.084, 565.085, 565.086, 565.095, 565.120, 565.130, 565.156, 565.200, 565.214, 566.093, 566.111, 566.115, 568.020, 568.030, 568.032, 568.045, 568.060, 568.065, 568.080, 568.090, 568.175, 569.030, 569.035, 569.040, 569.050, 569.055, 569.060, 569.065, 569.067, 569.072, 569.100, 569.160, 570.025, 570.030, 570.090, 570.100, 570.130, 570.180, 570.223, 570.224, 570.310, 571.020, [571.030,] 571.060, 571.063, 571.063, 571.070, 571.072, 571.150, 574.070, 574.105, 574.115, 574.120, 574.130, 575.040, 575.095, 575.153, 575.155, 575.157, 575.159, 575.195, 575.200, 575.210, 575.220, 575.230, 575.240, 575.350, 575.353, 577.078, 577.703, 577.706, 578.008, 578.305, 578.310, or 632.520;

(7) Any offense eligible for expungement under section 577.054 or 610.130;

(8) Any intoxication-related traffic or boating offense as defined in section 577.001, or any offense of operating an aircraft with an excessive blood alcohol content or while in an intoxicated condition;

(9) Any ordinance violation that is the substantial equivalent of any offense that is not eligible for expungement under this section; [and]

(10) Any [violations] **violation** of any state law or county or municipal ordinance regulating the operation of motor vehicles when committed by an individual who has been issued a commercial driver's license or is required to possess a commercial driver's license issued by this state or any other state; **and**

(11) Any offense of section 571.030, except any offense under subdivision (1) of subsection 1 of section 571.030 where the person was convicted or found guilty prior to January 1, 2017.

3. The petition shall name as defendants all law enforcement agencies, courts, prosecuting or circuit attorneys, municipal prosecuting attorneys, central state repositories of criminal records, or others who the petitioner has reason to believe may possess the records subject to expungement for each of the offenses, violations, and infractions listed in the petition. The court's order of expungement shall not affect any person or entity not named as a defendant in the action.

4. The petition shall include the following information:

- (1) The petitioner's:
 - (a) Full name;
 - (b) Sex;
 - (c) Race;
 - (d) Driver's license number, if applicable; and
 - (e) Current address;
- (2) Each offense, violation, or infraction for which the petitioner is requesting expungement;
- (3) The approximate date the petitioner was charged for each offense, violation, or infraction; and
- (4) The name of the county where the petitioner was charged for each offense, violation, or infraction and

if any of the offenses, violations, or infractions occurred in a municipality, the name of the municipality for each offense, violation, or infraction; and

- (5) The case number and name of the court for each offense.

5. The clerk of the court shall give notice of the filing of the petition to the office of the prosecuting attorney, circuit attorney, or municipal prosecuting attorney that prosecuted the offenses, violations, or infractions listed in the petition. If the prosecuting attorney, circuit attorney, or municipal prosecuting attorney objects to the petition for expungement, he or she shall do so in writing within thirty days after receipt of service. Unless otherwise agreed upon by the parties, the court shall hold a hearing within sixty days after any written objection is filed, giving reasonable notice of the hearing to the petitioner. If no objection has been filed within thirty days after receipt of service, the court may set a hearing on the matter and shall give reasonable notice of the hearing to each entity named in the petition. At any hearing, the court may accept evidence and hear testimony on, and may consider, the following criteria for each of the offenses, violations, or infractions listed in the petition for expungement:

- (1) It has been at least seven years if the offense is a felony, or at least three years if the offense is a misdemeanor, municipal offense, or infraction, from the date the petitioner completed any authorized disposition imposed under section 557.011 for each offense, violation, or infraction listed in the petition;
- (2) The person has not been found guilty of any other misdemeanor or felony, not including violations of the traffic regulations provided under chapters 304 and 307, during the time period specified for the underlying offense, violation, or infraction in subdivision (1) of this subsection;
- (3) The person has satisfied all obligations relating to any such disposition, including the payment of any fines or restitution;
- (4) The person does not have charges pending;
- (5) The petitioner's habits and conduct demonstrate that the petitioner is not a threat to the public safety of the state; and
- (6) The expungement is consistent with the public welfare and the interests of justice warrant the expungement.

A pleading by the petitioner that such petitioner meets the requirements of subdivisions (5) and (6) of this subsection shall create a rebuttable presumption that the expungement is warranted so long as the criteria contained in subdivisions (1) to (4) of this subsection are otherwise satisfied. The burden shall shift to the prosecuting attorney, circuit attorney, or municipal prosecuting attorney to rebut the presumption. A victim of an offense, violation, or infraction listed in the petition shall have an opportunity to be heard at any hearing held under this section, and the court may make a determination based solely on such victim's testimony.

6. A petition to expunge records related to an arrest for an eligible offense, violation, or infraction may be made in accordance with the provisions of this section to a court of competent jurisdiction in the county where the petitioner was arrested no earlier than three years from the date of arrest; provided that, during such time, the petitioner has not been charged and the petitioner has not been found guilty of any misdemeanor or felony offense.

7. If the court determines that such person meets all the criteria set forth in subsection 5 of this section for each of the offenses, violations, or infractions listed in the petition for expungement, the court shall enter an order of expungement. In all cases under this section, the court shall issue an order of expungement or dismissal within six months of the filing of the petition. A copy of the order of expungement shall be provided to the petitioner and each entity possessing records subject to the order, and, upon receipt of the order, each entity shall close any record in its possession relating to any offense, violation, or infraction listed in the petition, in the manner established by section 610.120. The records and files maintained in any administrative or court proceeding in a municipal, associate, or circuit court for any offense, infraction, or violation ordered expunged under this section shall be confidential and only available to the parties or by order of the court for good cause shown. The central repository shall request the Federal Bureau of Investigation to expunge the records from its files.

8. The order shall not limit any of the petitioner's rights that were restricted as a collateral consequence of such person's criminal record, and such rights shall be restored upon issuance of the order of expungement. Except as otherwise provided under this section, the effect of such order shall be to restore such person to the status he or she occupied prior to such arrests, pleas, trials, or convictions as if such events had never taken place. No person as to whom such order has been entered shall be held thereafter under any provision of law to be guilty of perjury or otherwise giving a false statement by reason of his or her failure to recite or acknowledge such arrests, pleas, trials, convictions, or expungement in response to an inquiry made of him or her and no such inquiry shall be made for information relating to an expungement, except the petitioner shall disclose the expunged offense, violation, or infraction to any court when asked or upon being charged with any subsequent offense, violation, or infraction. The expunged offense, violation, or infraction may be considered a prior offense in determining a sentence to be imposed for any subsequent offense that the person is found guilty of committing.

9. Notwithstanding the provisions of subsection 8 of this section to the contrary, a person granted an expungement shall disclose any expunged offense, violation, or infraction when the disclosure of such information is necessary to complete any application for:

- (1) A license, certificate, or permit issued by this state to practice such individual's profession;
- (2) Any license issued under chapter 313 or permit issued under chapter 571;
- (3) Paid or unpaid employment with an entity licensed under chapter 313, any state-operated lottery, or any emergency services provider, including any law enforcement agency;
- (4) Employment with any federally insured bank or savings institution or credit union or an affiliate of such institution or credit union for the purposes of compliance with 12 U.S.C. Section 1829 and 12 U.S.C. Section 1785;
- (5) Employment with any entity engaged in the business of insurance or any insurer for the purpose of complying with 18 U.S.C. Section 1033, 18 U.S.C. Section 1034, or other similar law which requires an employer engaged in the business of insurance to exclude applicants with certain criminal convictions from employment; or
- (6) Employment with any employer that is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

An employer shall notify an applicant of the requirements under subdivisions (4) to (6) of this subsection. Notwithstanding any provision of law to the contrary, an expunged offense, violation, or infraction shall not be grounds for automatic disqualification of an applicant, but may be a factor for denying employment, or a professional license, certificate, or permit; except that, an offense, violation, or infraction expunged under the provisions of this section may be grounds for automatic disqualification if the application is for employment under subdivisions (4) to (6) of this subsection.

10. A person who has been granted an expungement of records pertaining to a misdemeanor or felony offense, an ordinance violation, or an infraction may answer "no" to an employer's inquiry into whether the person has ever been convicted of a crime if, after the granting of the expungement, the person has no public record of a misdemeanor or felony offense, an ordinance violation, or an infraction. The person, however, shall answer such an inquiry affirmatively and disclose his or her criminal convictions, including any offense or violation expunged under this section or similar law, if the employer is required to exclude applicants with certain criminal convictions from employment due to federal or state law, including corresponding rules and regulations.

11. If the court determines that the petitioner has not met the criteria for any of the offenses, violations, or infractions listed in the petition for expungement or the petitioner has knowingly provided false information in the petition, the court shall enter an order dismissing the petition. Any person whose petition for expungement has been dismissed by the court for failure to meet the criteria set forth in subsection 5 of this section may not refile another petition until a year has passed since the date of filing for the previous petition.

12. A person may be granted more than one expungement under this section provided that during his or her lifetime, the total number of offenses, violations, or infractions for which orders of expungement are granted to the person shall not exceed the following limits:

- (1) Not more than two misdemeanor offenses or ordinance violations that have an authorized term of imprisonment; and
- (2) Not more than one felony offense.

A person may be granted expungement under this section for any number of infractions. Nothing in this section shall prevent the court from maintaining records to ensure that an individual has not exceeded the limitations of this subsection. Nothing in this section shall be construed to limit or impair in any way the subsequent use of any record expunged under this section of any arrests or findings of guilt by a law enforcement agency, criminal justice agency,

prosecuting attorney, circuit attorney, or municipal prosecuting attorney, including its use as a prior offense, violation, or infraction.

13. The court shall make available a form for pro se petitioners seeking expungement, which shall include the following statement: "I declare under penalty of perjury that the statements made herein are true and correct to the best of my knowledge, information, and belief."

14. Nothing in this section shall be construed to limit or restrict the availability of expungement to any person under any other law."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 83, Section 513.653, Line 18, by inserting after all of said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section;

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction in a grade or grades not higher than the twelfth grade, or any child care facility that is licensed under chapter 210, or any child care facility as defined in section 210.201 that is exempt from state licensure but subject to state regulation under section 210.252 and holds itself out to be a child care facility, where the school or facility is in existence at the time the individual begins to reside at the location. **Such person shall also not reside within one thousand feet of the property line of the residence of a former victim of such person.**

2. If such person has already established a residence and a public school, a private school, or child care facility is subsequently built or placed within one thousand feet of such person's residence, **or a former victim subsequently resides on property with a property line within one thousand feet of such person's residence, or the former victim residing on the property**, notify the county sheriff where such public school, private school, [or] child care facility, **or residence of a former victim** is located that he or she is now residing within one thousand feet of such public school, private school, [or] child care facility, **or property line of the residence of a former victim**, and shall provide verifiable proof to the sheriff that he or she resided there prior to the opening of such public school, private school, or child care facility, **or the former victim residing on the property**.

3. For purposes of this section, "resides" means sleeps in a residence, which may include more than one location and may be mobile or transitory.

4. **For the purposes of the section, one thousand feet shall be measured from the edge of the offender's property nearest the public school, private school, child care facility, or former victim to the nearest edge of the public school, private school, child care facility, or former victim's property.**

5. Violation of the provisions of subsection 1 of this section is a class E felony except that the second or any subsequent violation is a class B felony. Violation of the provisions of subsection 2 of this section is a class A misdemeanor except that the second or subsequent violation is a class E felony."; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1355, Page 10, Section 57.117, Line 7 of said page, by inserting after the word "state." the following:

“The provisions of this section authorizing the appointment of a person as an under sheriff or deputy sheriff who is a bona fide resident of an adjoining state shall not apply to a sheriff of any city not within a county.”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HCS HB 1606** entitled:

An act to repeal sections 160.011, 160.041, 160.530, 161.094, 161.095, 161.106, 161.670, 162.064, 162.401, 162.720, 163.018, 163.021, 163.073, 167.121, 167.225, 171.029, 171.031, 171.033, 173.1004, and 302.272, RSMo, and to enact in lieu thereof twenty-seven new sections relating to elementary and secondary education, with an effective date for certain sections.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, Senate Amendment No. 4, Senate Amendment No. 5, Senate Amendment No. 6, Senate Amendment No. 7, Senate Amendment No. 8, Senate Amendment No. 9, Senate Amendment No. 10 and Senate Amendment No. 11.

Senate Amendment No. 1

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 23, Section 161.670, Line 9, by inserting after “providers” the following:

“and learning management systems”.

Senate Amendment No. 2

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 55, Section 302.272, Line 9, by inserting after all of said line the following:

“304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3.] 4. Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word “special”.; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 35, Section 167.121, Line 9 of said page, by inserting immediately after the word “his” the following:

“or her”; and

Further amend Line 10 of said page, by inserting immediately after the word “district” the following:

“, except as provided in section 167.125”; and

Further amend Line 12 of said page, by inserting at the end of said line the following:

“Any assignment granted to a pupil under this section prior to August 28, 2018, shall remain in effect until the pupil completes his or her course of study in the receiving district or until the parent or guardian withdraws the pupil from the assignment. Any assignment granted to a pupil under this section prior to August 28, 2018, shall also be applicable to any sibling of the pupil and shall remain in effect until the pupil completes his or her course of study in the receiving district or until the parent or guardian withdraws the pupil from the assignment.”; and

Further amend said bill and section, Page 36, Line 26 of said page, by inserting after all of said line the following:

“167.125. 1. (1) For the purposes of this section, the term “attendance center” shall mean a public school building or buildings or part of a school building that constitutes one unit for accountability purposes under the Missouri school improvement program.

(2) For any pupil residing in any unincorporated area located in any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants that also borders on any county with a charter form of government and with more than nine hundred fifty thousand inhabitants and any county with a charter form of government and with more than three hundred thousand but fewer than four hundred fifty thousand inhabitants, and for any pupil residing in any village with more than three hundred twenty but fewer than three hundred sixty inhabitants and located in any county of the third classification without a township form of government and with more than twenty-three thousand but fewer than twenty-six thousand inhabitants and with a village with more than two hundred but fewer than two hundred fifty inhabitants as the county seat, the commissioner of education or his or her designee shall, upon proper application by the parent or guardian of the pupil, assign the pupil and any sibling of the pupil to another school district if the pupil is eligible as described under subsection 2 of this section and the following conditions are met:

(a) The actual driving distance from the pupil's residence to the attendance center in the district of residence is fifteen miles or more by the shortest route available as determined by the commissioner or his or her designee;

(b) The attendance center to which the pupil would be assigned in the receiving district is at least five miles closer in actual driving distance by the shortest route available to the pupil's residence than the current attendance center in the district of residence as determined by the commissioner or his or her designee; and

(c) The attendance of the pupil will not cause the classroom in the receiving district to exceed the maximum number of pupils per class as determined by the receiving district.

2. (1) For pupils applying to the commissioner of education under this section, the commissioner, or his or her designee, shall assign pupils in the order in which applications are received, provided the applications are properly completed and the conditions of subsection 1 of this section are met.

(2) Once granted, the hardship assignment shall continue until the pupil, and any sibling of the pupil who attends the same attendance center, completes his or her course of study in the receiving district or the parent or guardian withdraws the pupil. If a parent or guardian withdraws a pupil from a hardship assignment, the granting of a subsequent application is discretionary.

(3) A pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in his or her district of residence during the school year prior to the application. Any pupil shall be eligible to apply to the commissioner of education to be assigned to another district under this section if the pupil has been enrolled in and attending a public school in a district other than his or her district of residence and paid nonresident tuition for such enrollment during the school year prior to the application. Pupils who reside in the district who become eligible for kindergarten or first grade shall also be eligible to apply to the commissioner of education to be assigned to another district.

(4) A pupil who is not currently enrolled in a public school district shall become eligible to apply to the commissioner of education to be assigned to another district after the pupil has enrolled in and completed a full school year in a public school in his or her district of residence.

3. The board of education of the district in which the pupil resides shall pay the tuition of the pupil assigned. The tuition amount shall not exceed the pro rata cost of instruction. However, if the tuition of the receiving district is greater than the tuition of the pupil's district of residence, the pupil's parent or guardian shall pay the difference in tuition.

4. A receiving district shall not be required to alter its transportation route to accommodate pupils that are assigned to the receiving district under the provisions of this section.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 47, Section 168.024, Line 10, by inserting after all of said line the following:

“170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) Present students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline; [and]

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends; and

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 5

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 24, Section 162.064, Line 2, by striking “1.”; and

Further amend Lines 5-6 by striking the words “an annual” and inserting in lieu thereof the following:

“**a biennial**”; and

Further amend Lines 6-9 by striking all of the underlined words; and

Further amend Lines 17-28 by striking all of said lines; and

Further amend said bill and section, Page 25, Line 1, by striking all of said line.

Senate Amendment No. 6

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 12, Section 160.572, Line 4, by inserting immediately after said line the following:

“161.026. 1. Notwithstanding the provisions of section 161.032 or any other provision of law, the governor shall, by and with the advice and consent of the senate, appoint a teacher representative to the state board of education, who shall attend all meetings and participate in all deliberations of the board. The teacher representative shall not have the right to vote on any matter before the board or be counted in establishing a quorum under section 161.082.

2. The teacher representative shall be an active classroom teacher. For purposes of this section, “active classroom teacher” means a resident of the state of Missouri who is a full-time teacher with at least five years of teaching experience in the state of Missouri, who is certified to teach under the laws governing the certification of teachers in Missouri, and who is not on leave at the time of the appointment to the position of teacher representative. The teacher representative shall have the written support of the local school board prior to accepting the appointment.

3. The term of the teacher representative shall be four years, and appointments made under this section shall be made in rotation from each congressional district beginning with the first congressional district and continuing in numerical order.

4. If a vacancy occurs for any reason in the position of teacher representative, the governor shall appoint, by and with the advice and consent of the senate, a replacement for the unexpired term. Such replacement shall be a resident of the same congressional district as the teacher representative being replaced, shall meet the qualifications set forth under subsection 2 of this section, and shall serve until his or her successor is appointed and qualified.

5. If the teacher representative ceases to be an active classroom teacher, as defined under subsection 2 of this section, or fails to follow the board's attendance policy, the teacher representative's position shall immediately become vacant unless an absence is caused by sickness or some accident preventing the representative's arrival at the time and place appointed for the meeting.

6. The teacher representative shall receive the same reimbursement for expenses as members of the state board of education receive under section 161.022.

7. At no time shall more than one nonvoting member serve on the state board of education.

8. The provisions of this section shall expire on August 28, 2026.

161.072. 1. The state board of education shall meet semiannually in December and in June in Jefferson City. Other meetings may be called by the president of the board on seven days' written notice to the members. In the absence of the president, the commissioner of education shall call a meeting on request of three members of the

board, and if both the president and the commissioner of education are absent or refuse to call a meeting, any three members of the board may call a meeting by similar notices in writing. The business to come before the board shall be available by free electronic record at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available by free electronic media within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members of the board by the staff shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and are not permitted to be closed under section 610.021, shall be made available by free electronic media at least five business days in advance of the meeting.

2. Upon an affirmative vote of the members of the board who are present and who are not teacher representatives, a given meeting closed under sections 610.021 and 610.022 shall be closed to the teacher representative.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 7

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 39, Section 167.266, Line 22, by inserting after all of said line the following:

“167.637. If the local board of education of a school district provides information on immunizations, infectious diseases, medications, or other school health issues to parents and guardians of students in a grade or grades not lower than kindergarten nor higher than the twelfth grade, the board shall include information that is identical or similar to that produced by the Centers for Disease Control and Prevention about influenza and influenza vaccinations.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 8

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 15, Section 161.670, Line 28 of said page, by striking all of said line; and

Further amend said bill and section, Page 16, Lines 1-4 of said page, by striking all of said lines and inserting in lieu thereof the following:

“school, including any charter school; except that, no student seeking to enroll in Missouri course access and virtual school program courses under this subdivision shall be required to have attended a public school during the previous semester if the student has a documented”; and

Further amend Lines 12-16 by striking all of said lines and inserting in lieu thereof the following:

“(2) Each”; and

Further amend Line 27 by striking the words “In case of”; and

Further amend Line 28 by striking all of said line; and

Further amend said bill and section, Page 17, Lines 1-6 by striking all of said lines and inserting in lieu thereof the following:

“If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, including full-time enrollment in courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for “good cause”. “Good cause” justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student. In cases of denial by the school district or charter school, local education agencies shall inform the student and the

student's family of their right to appeal any enrollment denial in the Missouri course access and virtual school program to the local school district board or charter school governing body where the family shall be given an opportunity to present their reasons for their child or children to enroll in the Missouri course access and virtual school program in an official school board meeting. In addition, the school district or charter school administration shall provide its “good cause” justification for denial at a school board meeting or governing body meeting. Both the family and school administration shall also provide their reasons in writing to the members of the school board or governing body and the documents shall be entered into the official board minutes. The members of the board or governing body shall issue their decision in writing within thirty calendar days, and then an appeal may be made to the department of elementary and secondary education, which shall provide a final enrollment decision within seven calendar days.”.

Senate Amendment No. 9

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 55, Section B, Line 40, by striking “sections 161.670 and” and inserting in lieu thereof the following:

“section”.

Senate Amendment No. 10

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 20, Section 161.670, Line 8 of said page, by inserting immediately after said line the following:

“(14) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider.”.

Senate Amendment No. 11

AMEND Senate Substitute for House Committee Substitute for House Bill No. 1606, Page 28, Section 163.018, Line 1, by inserting an opening bracket after the “2.”; and

Further amend said bill and section, Page 29, Line 4, by inserting a closing bracket after the “3.”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1769** entitled:

An act to repeal section 400.9-501, RSMo, and to enact in lieu thereof two new sections relating to the offense of filing false documents, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 660, as amended**.

Senators: Riddle, Sater, Hegeman, Schupp, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 687, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 743, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 806, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS IN CONFERENCE

CCR SCS HCS HB 2002, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Alferman.

Representative Rowland (155) assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Beck	Burnett	Burns	Butler	Carpenter
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Barnes 28	Brown 27	Conway 10	Davis
Ellebracht	Engler	Haahr	Haefner	Mathews
McDaniel	McGee	Miller	Neely	Peters
Pogue	Rehder	Rhoads	Smith 85	Washington

VACANCIES: 002

On motion of Representative Alferman, **CCR SCS HCS HB 2002** was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McGaugh	McGee	Messenger	Miller	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

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NOES: 017

Beck	Burnett	Burns	Conway 10	Curtis
Ellington	Hurst	Lavender	Marshall	McCreery
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Newman	Stevens 46			

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Ellebracht	Haahr	Korman
Mathews	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Washington		

VACANCIES: 002

On motion of Representative Alferman, **CCS SCS HCS HB 2002** was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Matthiesen	May	McCann Beatty	McGaugh	McGee
Messenger	Miller	Morris 140	Morse 151	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 018

Beck	Burnett	Burns	Curtis	Ellington
Hurst	Lavender	Marshall	McCreery	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Roberts	Stevens 46		

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnes 60	Brown 27	Haahr	Mathews	McDaniel
Neely	Peters	Pogue	Smith 85	Washington

VACANCIES: 002

Representative Rowland (155) declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1252**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1558** entitled:

An act to amend chapter 573, RSMo, by adding thereto two new sections relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1558, Page 5, Section 573.112, Line 20, by inserting after all of said line the following:

“Section B. Because of the urgent need to protect the safety of the citizens of this state, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1646**.

BILLS IN CONFERENCE

CCR SCS HCS HB 2003, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2003** was adopted by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 28	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	McGee	Messenger	Miller
Morris 140	Morse 151	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 027

Adams	Arthur	Baringer	Basye	Beck
Burnett	Carpenter	Curtis	Ellington	Franks Jr
Hurst	Lavender	Marshall	McCreery	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Quade	Roberts	Stevens 46	Unsicker
Walker 74	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Burns	Haahr	Haefner
Houghton	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Washington		

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2003** was read the third time and passed by the following vote:

AYES: 119

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 28	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57

Butler	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McGaugh
McGee	Messenger	Miller	Morris 140	Morse 151
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 028

Adams	Arthur	Baringer	Basye	Beck
Burnett	Carpenter	Curtis	Ellington	Franks Jr
Gray	Hurst	Lavender	Marshall	McCreery
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Quade	Roberts	Stevens 46
Unsicker	Walker 74	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Burns	Conway 10	Haahr
Haefner	Houghton	McDaniel	Neely	Peters
Pogue	Rhoads	Smith 85	Washington	

VACANCIES: 002

Representative Rowland (155) declared the bill passed.

Representative Conway (104) assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS#2 HB 1503** entitled:

An act to repeal sections 30.750, 30.756, 41.050, 41.070, 41.080, 41.110, 41.260, 41.450, 41.460, 41.490, 41.500, 115.013, 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof seventeen new sections relating to military affairs, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2171** entitled:

An act to repeal sections 209.030 and 209.040, RSMo, and to enact in lieu thereof two new sections relating to the blind pension fund.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2171, Page 2, Section 209.030, Line 19, by inserting immediately after “services” the following:

“**The department of social services shall notify eligible blind persons with valid driver's licenses that they shall surrender such licenses within sixty days of approval for a blind pension. Upon receipt of a relinquished license under this subdivision, the department of revenue shall, if requested by the person, issue a nondriver's license card compliant with the provisions of chapter 302 at no charge to the person. The department of social services and the department of revenue shall jointly establish procedures and shall share any information necessary to implement this subdivision**”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2183**.

BILLS IN CONFERENCE

CCR SCS HCS HB 2004, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2004** was adopted by the following vote:

AYES: 109

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McGaugh	Messenger	Miller	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips

Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	DeGroot
Ellebracht	Ellington	Franks Jr	Gray	Hurst
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Quade	Roberts
Unsicker	Walker 74	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Engler	Haahr	Haefner
Houghton	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Stevens 46	Washington	

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2004** was read the third time and passed by the following vote:

AYES: 109

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McGaugh	Messenger	Miller	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	DeGroot
Ellebracht	Ellington	Franks Jr	Gray	Hurst
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Quade	Roberts
Rowland 29	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Burns	Conway 10	Cookson
Cross	Curtis	Engler	Haahr	Haefner
Houghton	McDaniel	Neely	Peters	Pogue
Rhoads	Smith 85	Walker 74	Washington	

VACANCIES: 002

Representative Conway (104) declared the bill passed.

Representative Bahr assumed the Chair.

CCR SCS HCS HB 2005, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2005** was adopted by the following vote:

AYES: 117

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Berry	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	May	McDaniel
McGaugh	McGee	Meredith 71	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt

Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Adams	Arthur	Baringer	Barnes 28	Beck
Burnett	Butler	Carpenter	Curtis	Ellington
Franks Jr	Gray	Green	Lavender	Marshall
McCann Beatty	McCreery	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Quade	Roberts
Smith 85	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 015

Black	Brown 27	Burns	Cookson	Haahr
Haefner	Higdon	Houghton	Lauer	Matthiesen
Peters	Pogue	Vescovo	Walker 74	Washington

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2005** was read the third time and passed by the following vote:

AYES: 118

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McDaniel	McGaugh	Meredith 71
Messenger	Miller	Morris 140	Morse 151	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 029

Adams	Arthur	Baringer	Barnes 28	Beck
Burnett	Butler	Carpenter	Curtis	Ellington
Franks Jr	Green	Lavender	Marshall	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Quade	Roberts
Smith 85	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 27	Burns	Cookson	Gray	Haahr
Haefner	Higdon	Houghton	Neely	Peters
Pogue	Vescovo	Walker 74	Washington	

VACANCIES: 002

Representative Bahr declared the bill passed.

Representative Redmon assumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1991** entitled:

An act to repeal sections 67.1830 and 67.1846, RSMo, and to enact in lieu thereof sixteen new sections relating to the deployment of wireless facilities infrastructure, with a delayed effective date for certain sections.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991, Page 32, Section 67.5116, Line 5 of said page, by inserting immediately after “hundred” the word “**fifty**”.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1991, Page 27, Section 67.5113, Line 14 of said page, by striking the following:

“, permit, or charge a fee”.

In which the concurrence of the House is respectfully requested.

BILLS IN CONFERENCE

CCR SCS HCS HB 2006, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair,

replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2006, as amended**, was adopted by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McDaniel	McGaugh	Merideth 80
Messenger	Miller	Mitten	Morris 140	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 020

Arthur	Beck	Burnett	Carpenter	Ellington
Hurst	Lavender	Marshall	McCann Beatty	McCreery
McGee	Meredith 71	Moon	Morgan	Mosley
Newman	Roberts	Rowland 29	Stevens 46	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Burns	Cookson	Curtman	Gray
Haahr	Haefner	Higdon	Houghton	Morse 151
Peters	Pogue	Smith 85	Walker 74	Washington

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2006** was read the third time and passed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Lynch	Mathews	Matthiesen
May	McDaniel	McGaugh	Merideth 80	Messenger
Miller	Mitten	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 022

Arthur	Barnes 28	Beck	Burnett	Carpenter
Ellington	Gray	Hurst	Lavender	Marshall
McCann Beatty	McCreery	McGee	Meredith 71	Moon
Morgan	Mosley	Newman	Roberts	Rowland 29
Stevens 46	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 27	Burns	Cookson	Haahr	Haefner
Higdon	Houghton	Love	Peters	Pogue
Schroer	Smith 85	Smith 163	Walker 74	Washington

VACANCIES: 002

Representative Redmon declared the bill passed.

CCR SCS HCS HB 2007, as amended, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as

provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2007, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McDaniel	McGaugh	McGee	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 016

Burnett	Gray	Hurst	Lavender	Marshall
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Rowland 29	Stevens 46
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 015

Beck	Brown 27	Burns	Carpenter	Cookson
Ellebracht	Haahr	Haefner	Higdon	Houghton
Peters	Pogue	Rhoads	Schroer	Walker 74

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2007** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McDaniel	McGaugh
McGee	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 017

Beck	Burnett	Hurst	Lavender	Marshall
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Rowland 29	Stevens 46
Unsicker	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 016

Black	Brown 27	Burns	Carpenter	Conway 10
Cookson	Ellington	Green	Haahr	Haefner
Higdon	Houghton	Peters	Pogue	Rhoads
Walker 74				

VACANCIES: 002

Representative Redmon declared the bill passed.

Speaker Richardson resumed the Chair.

CCR SCS HCS HB 2008, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2008** was adopted by the following vote:

AYES: 127

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McDaniel	McGaugh
McGee	Meredithe 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 011

Beck	Burnett	Ellington	Lavender	Marshall
McCreery	Morgan	Mosley	Newman	Rowland 29
Stevens 46				

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Burns	Carpenter	Conway 10
Cookson	Cross	DeGroot	Franks Jr	Gray
Green	Haahr	Haefner	Higdon	Houghton
Kolkmeyer	Matthiesen	Peters	Pogue	Rhoads
Ross	Washington	Wessels		

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2008** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 011

Beck	Burnett	Ellington	Lavender	Marshall
McCreery	Morgan	Mosley	Newman	Rowland 29
Stevens 46				

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 27	Burns	Carpenter	Conway 10
Cookson	Cross	Haahr	Haefner	Higdon
Houghton	Matthiesen	McGee	Peters	Pogue
Rhoads	Ross	Walker 74	Wessels	

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Alferman assumed the Chair.

CCR SCS HCS HB 2009, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2009** was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McDaniel	McGaugh
McGee	Messenger	Miller	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Rowland 155
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 011

Curtis	Hurst	Marshall	McCreery	Meredith 71
Merideth 80	Moon	Mosley	Rowland 29	Stevens 46
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 020

Bahr	Barnes 60	Beck	Brown 27	Burns
Carpenter	Cookson	Ellington	Grier	Haahr
Haefner	Higdon	Houghton	Matthiesen	Mitten
Peters	Pogue	Ross	Shaul 113	Washington

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2009** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black

Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Gray	Green
Gregory	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Messenger	Miller	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 013

Beck	Curtis	Ellington	Hurst	Marshall
McCreery	Meredith 71	Merideth 80	Moon	Mosley
Rowland 29	Stevens 46	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Bahr	Barnes 60	Brown 27	Burns	Carpenter
Cookson	Frederick	Gannon	Grier	Haahr
Haefner	Higdon	Houghton	Mitten	Peters
Pogue	Ross	Washington		

VACANCIES: 002

Representative Alferman declared the bill passed.

CCR SS SCS HCS HB 2010, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Taylor assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Fitzpatrick, **CCR SS SCS HCS HB 2010** was adopted by the following vote:

AYES: 106

Alferman	Anderson	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Gannon	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McDaniel
McGaugh	McGee	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 035

Anders	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Ellington	Franks Jr	Frederick	Gray
Kendrick	Lavender	Marshall	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 020

Adams	Andrews	Brown 27	Burns	Cookson
Curtis	Dohrman	Haahr	Haefner	Higdon
Houghton	Knight	Peters	Pierson Jr	Pogue
Rhoads	Ross	Shaul 113	Smith 85	Wessels

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SS SCS HCS HB 2010** was read the third time and passed by the following vote:

AYES: 110

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler

Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Gannon	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McDaniel	McGaugh
McGee	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 034

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Carpenter	Ellebracht	Ellington
Franks Jr	Frederick	Gray	Kendrick	Lavender
Marshall	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Burns	Cookson	Curtis
Haahr	Haefner	Higdon	Houghton	Knight
Peters	Plocher	Pogue	Rhoads	Ross
Smith 85	Wessels			

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCR 70**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 35**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 52**.

In which the concurrence of the House is respectfully requested.

BILLS IN CONFERENCE

CCR SCS HCS HB 2011, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Wood assumed the Chair.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2011** was adopted by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Curtis	Ellebracht	Ellington	Franks Jr	Gray
Kendrick	Lavender	Marshall	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Razer
Revis	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

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ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Haahr	Haefner	Higdon	Houghton	Knight
Peters	Pogue			

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2011** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Grier	Hannegan
Hansen	Harris	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Curtis	Ellebracht	Ellington	Gray	Kendrick
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Razer	Revis
Roberts	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 27	Brown 57	Burns	Cookson	Franks Jr
Haahr	Haefner	Helms	Higdon	Houghton
Muntzel	Peters	Pogue		

VACANCIES: 002

Representative Wood declared the bill passed.

Speaker Richardson resumed the Chair.

CCR SCS HCS HB 2012, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **CCR SCS HCS HB 2012** was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roerber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

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NOES: 016

Beck	Curtis	Ellington	Gray	Marshall
Merideth 80	Mosley	Newman	Quade	Roberts
Rowland 29	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Franks Jr	Haahr	Haefner	Higdon	Houghton
McGee	Peters	Pogue		

VACANCIES: 002

On motion of Representative Fitzpatrick, **CCS SCS HCS HB 2012** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 015

Beck	Curtis	Ellington	Gray	Marshall
Merideth 80	Mosley	Newman	Quade	Roberts
Rowland 29	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Franks Jr	Haahr	Haefner	Higdon	Houghton
Peters	Pogue			

VACANCIES: 002

Speaker Richardson declared the bill passed.

SCS HCS HB 2013, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the Conference Committee on **SCS HCS HB 2013** be dissolved.

Which motion was adopted.

On motion of Representative Fitzpatrick, **SCS HCS HB 2013** was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16

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Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Ellington	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Brown 27	Brown 57	Burns	Cookson
Franks Jr	Haahr	Haefner	Higdon	Houghton
Love	Peters	Pogue		

VACANCIES: 002

On motion of Representative Fitzpatrick, **SCS HCS HB 2013** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 006

Ellington
Washington

Hurst

Marshall

Moon

Mosley

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 27
Franks Jr
Love

Brown 57
Haahr
McDaniel

Burns
Haefner
Peters

Cookson
Higdon
Pogue

Curtis
Houghton

VACANCIES: 002

Speaker Richardson declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2002** and has taken up and passed **CCS SCS HCS HB 2002**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2003** and has taken up and passed **CCS SCS HCS HB 2003**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2004** and has taken up and passed **CCS SCS HCS HB 2004**.

On motion of Representative Austin, the House recessed until 7:30 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 028

Alferman
Butler
Hannegan
Kelly 141
Pietzman
Taylor

Beard
DeGroot
Hansen
Korman
Redmon
Walsh

Bernskoetter
Engler
Henderson
Morris 140
Reiboldt
White

Black
Fraker
Hurst
Morse 151
Remole

Bondon
Francis
Justus
Phillips
Roeber

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NOES: 000

PRESENT: 060

Anderson	Andrews	Austin	Barnes 28	Burnett
Chipman	Christofanelli	Corlew	Cross	Dinkins
Dohrman	Eggleston	Fitzpatrick	Franks Jr	Helms
Higdon	Hill	Houx	Johnson	Kendrick
Knight	Kolkmeier	Lant	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McGee	Messenger
Miller	Moon	Morgan	Neely	Newman
Pfautsch	Pike	Plocher	Quade	Razer
Reisch	Roberts	Rone	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Stacy	Stephens 128	Stevens 46	Tate	Vescovo
Walker 3	Wiemann	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 073

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Basye	Beck	Berry
Brattin	Brown 27	Brown 57	Burns	Carpenter
Conway 10	Conway 104	Cookson	Cornejo	Curtis
Curtman	Davis	Dogan	Ellebracht	Ellington
Evans	Fitzwater	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Harris	Houghton	Kelley 127	Kidd
Lauer	Lavender	Lichtenegger	Marshall	May
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Mitten	Mosley	Muntzel	Nichols	Peters
Pierson Jr	Pogue	Rehder	Revis	Rhoads
Roden	Ross	Rowland 29	Schroer	Smith 85
Sommer	Spencer	Swan	Trent	Unsicker
Walker 74	Washington	Wessels		

VACANCIES: 002

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HB 1350, as amended - Fiscal Review
SS SCS HB 1355, as amended - Fiscal Review
SCS HCS#2 HB 1503 - Fiscal Review
SS SCS HB 1558, as amended - Fiscal Review
SS HCS HB 1606, as amended - Fiscal Review
SS SCS HB 1769 - Fiscal Review
SS SCS HCS HB 1991, as amended - Fiscal Review
HCS HB 2171, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1350, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1355, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS#2 HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1558, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1635**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (9): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HCS HB 1879**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2005** and has taken up and passed **CCS SCS HCS HB 2005**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2006**, **as amended**, and has taken up and passed **CCS SCS HCS HB 2006**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2007**, **as amended**, and has taken up and passed **CCS SCS HCS HB 2007**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2008** and has taken up and passed **CCS SCS HCS HB 2008**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2009** and has taken up and passed **CCS SCS HCS HB 2009**.

BILLS CARRYING REQUEST MESSAGES

HCS SB 806, as amended, relating to guardianship proceedings, was taken up by Representative Neely.

Representative Neely moved that the House refuse to recede from its position on **HCS SB 806, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 743, as amended, relating to elementary and secondary education, was taken up by Representative Redmon.

Representative Redmon moved that the House refuse to recede from its position on **HCS SB 743, as amended**, and grant the Senate a conference.

Which motion was adopted.

HCS SB 687, as amended, relating to student transportation, was taken up by Representative Rowland (155).

Representative Rowland (155) moved that the House refuse to recede from its position on **HCS SB 687, as amended**, and grant the Senate a conference.

Which motion was adopted.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SB 806: Representatives Neely, Beard, Corlew, Mitten and Ellebracht

HCS SB 743: Representatives Redmon, Fraker, Roeber, Burnett and Morgan

HCS SB 687: Representatives Rowland (155), Wood, Swan, Kendrick and Morgan

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 55, HCR 87, HCS HCR 105 and HCR 60 were placed on the Informal Calendar.

HCS HCR 86, relating to the Dred Scott decision of 1850, was taken up by Representative Moon.

Representative Chipman assumed the Chair.

Representative Moon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Concurrent Resolution No. 86, Page 1, Line 21, by deleting the number "6" and inserting in lieu thereof the number "22"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Moon, **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Concurrent Resolution No. 86, Page 2, Line 26, by inserting immediately after said line the following:

"WHEREAS, the Dred Scott decision's assertion that people of African ancestry "had for more than a century before been regarded as beings of an inferior order, and altogether unfit to associate with the white race, either in social or political relations; and so far inferior, that they had no rights which the white man was bound to respect; and that the negro might justly and lawfully be reduced to slavery" was an expression of white supremacy which was influential in the founding of many hate groups; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Concurrent Resolution No. 86, Page 1, Lines 8-9, by deleting said lines and inserting in lieu thereof the following:

"reduced to slavery for his benefit" was an expression of racism and a precursor to Jim Crow laws, which perpetrated over a century of injustice; and"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtis, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Dogan, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Moon, **HCS HCR 86, as amended**, was adopted.

On motion of Representative Moon, **HCS HCR 86, as amended**, was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder

Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

McDaniel Walker 74

PRESENT: 000

ABSENT WITH LEAVE: 025

Bahr	Bangert	Brown 27	Brown 57	Burns
Conway 10	Cookson	Cross	Haahr	Haefner
Higdon	Houghton	McGee	Mitten	Mosley
Muntzel	Peters	Phillips	Pogue	Rhoads
Ross	Shull 16	Smith 85	Spencer	Wessels

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 597, as amended, relating to insurance services, was taken up by Representative Wiemann.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

- "191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:
- (1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;
 - (2) "Clinical staff", any health care provider licensed in this state;
 - (3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;
 - (4) "Health care provider", as that term is defined in section 376.1350;
 - (5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;
 - (6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill, Page 10, Section 208.152, Line 329, by inserting after all of said section and line the following:

"208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) **"Distant site", the same meaning as such term is defined in section 191.1145;**

(3) **"Originating site", the same meaning as such term is defined in section 191.1145;**

(4) **"Provider", [any provider of medical services and mental health services, including all other medical disciplines] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements;**

~~[(2)]~~ (5) **"Telehealth", the same meaning as such term is defined in section 191.1145.**

2. ~~[Reimbursement for the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.~~

~~3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.~~

~~4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.~~

~~5. The provisions of section 208.671 shall apply to the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program]~~ **The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance**

requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.

208.677. ~~[1. For purposes of the provision of telehealth services in the MO HealthNet program, the term “originating site” shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:~~

- ~~_____ (1) An office of a physician or health care provider;~~
- ~~_____ (2) A hospital;~~
- ~~_____ (3) A critical access hospital;~~
- ~~_____ (4) A rural health clinic;~~
- ~~_____ (5) A federally qualified health center;~~
- ~~_____ (6) A long term care facility licensed under chapter 198;~~
- ~~_____ (7) A dialysis center;~~
- ~~_____ (8) A Missouri state habilitation center or regional office;~~
- ~~_____ (9) A community mental health center;~~
- ~~_____ (10) A Missouri state mental health facility;~~
- ~~_____ (11) A Missouri state facility;~~
- ~~_____ (12) A Missouri residential treatment facility licensed by and under contract with the children's division. Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri-licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice-registered nurses who are MO HealthNet providers shall be consulting providers at these locations;~~
- ~~_____ (13) A comprehensive substance treatment and rehabilitation (CSTAR) program;~~
- ~~_____ (14) A school;~~
- ~~_____ (15) The MO HealthNet recipient's home;~~
- ~~_____ (16) A clinical designated area in a pharmacy; or~~
- ~~_____ (17) A child assessment center as described in section 210.001.~~

~~2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.]~~ **Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year.”; and**

Further amend said bill, Page 11, Section 354.495, Line 15, by inserting after all of said section and line the following:

"354.603. 1. A health carrier shall maintain a network that is sufficient in number and types of providers to assure that all services to enrollees shall be accessible without unreasonable delay. In the case of emergency services, enrollees shall have access twenty-four hours per day, seven days per week. The health carrier's medical director shall be responsible for the sufficiency and supervision of the health carrier's network. Sufficiency shall be determined by the director in accordance with the requirements of this section and by reference to any reasonable criteria, including but not limited to provider-enrollee ratios by specialty, primary care provider-enrollee ratios, geographic accessibility, reasonable distance accessibility criteria for pharmacy and other services, waiting times for appointments with participating providers, hours of operation, and the volume of technological and specialty services available to serve the needs of enrollees requiring technologically advanced or specialty care.

(1) In any case where the health carrier has an insufficient number or type of participating providers to provide a covered benefit, the health carrier shall ensure that the enrollee obtains the covered benefit at no greater cost than if the benefit was obtained from a participating provider, or shall make other arrangements acceptable to the director.

(2) The health carrier shall establish and maintain adequate arrangements to ensure reasonable proximity of participating providers, including local pharmacists, to the business or personal residence of enrollees. In determining whether a health carrier has complied with this provision, the director shall give due consideration to the relative availability of health care providers in the service area under, especially rural areas, consideration.

(3) A health carrier shall monitor, on an ongoing basis, the ability, clinical capacity, and legal authority of its providers to furnish all contracted benefits to enrollees. The provisions of this subdivision shall not be construed to require any health care provider to submit copies of such health care provider's income tax returns to a health carrier. A health carrier may require a health care provider to obtain audited financial statements if such health care provider received ten percent or more of the total medical expenditures made by the health carrier.

(4) A health carrier shall make its entire network available to all enrollees unless a contract holder has agreed in writing to a different or reduced network.

2. A health carrier shall file with the director, in a manner and form defined by rule of the department of insurance, financial institutions and professional registration, an access plan meeting the requirements of sections 354.600 to 354.636 for each of the managed care plans that the health carrier offers in this state. The health carrier may request the director to deem sections of the access plan as proprietary or competitive information that shall not be made public. For the purposes of this section, information is proprietary or competitive if revealing the information will cause the health carrier's competitors to obtain valuable business information. The health carrier shall provide such plans, absent any information deemed by the director to be proprietary, to any interested party upon request. The health carrier shall prepare an access plan prior to offering a new managed care plan, and shall update an existing access plan whenever it makes any change as defined by the director to an existing managed care plan. The director shall approve or disapprove the access plan, or any subsequent alterations to the access plan, within sixty days of filing. The access plan shall describe or contain at a minimum the following:

- (1) The health carrier's network;
- (2) The health carrier's procedures for making referrals within and outside its network;
- (3) The health carrier's process for monitoring and assuring on an ongoing basis the sufficiency of the network to meet the health care needs of enrollees of the managed care plan;
- (4) The health carrier's methods for assessing the health care needs of enrollees and their satisfaction with services;
- (5) The health carrier's method of informing enrollees of the plan's services and features, including but not limited to the plan's grievance procedures, its process for choosing and changing providers, and its procedures for providing and approving emergency and specialty care;
- (6) The health carrier's system for ensuring the coordination and continuity of care for enrollees referred to specialty physicians, for enrollees using ancillary services, including social services and other community resources, and for ensuring appropriate discharge planning;
- (7) The health carrier's process for enabling enrollees to change primary care professionals;
- (8) The health carrier's proposed plan for providing continuity of care in the event of contract termination between the health carrier and any of its participating providers, in the event of a reduction in service area or in the event of the health carrier's insolvency or other inability to continue operations. The description shall explain how enrollees shall be notified of the contract termination, reduction in service area or the health carrier's insolvency or other modification or cessation of operations, and transferred to other health care professionals in a timely manner; and

(9) Any other information required by the director to determine compliance with the provisions of sections 354.600 to 354.636.

3. In reviewing an access plan filed pursuant to subsection 2 of this section, the director shall deem a managed care plan's network to be adequate if it meets one or more of the following criteria:

- (1) The managed care plan is a Medicare + Choice coordinated care plan offered by the health carrier pursuant to a contract with the federal Centers for Medicare and Medicaid Services;
- (2) The managed care plan is being offered by a health carrier that has been accredited by the National Committee for Quality Assurance at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed;
- (3) The managed care plan's network has been accredited by the Joint Commission on the Accreditation of Health Organizations for Network Adequacy, and such accreditation is in effect at the time the access plan is filed. If the accreditation applies to only a portion of the managed care plan's network, only the accredited portion will be deemed adequate; ~~or~~
- (4) The managed care plan is being offered by a health carrier that has been accredited by the Utilization Review Accreditation Commission at a level of "accredited" or better, and such accreditation is in effect at the time the access plan is filed; **or**
- (5) **The managed care plan is being offered by a health carrier that has been accredited by the Accreditation Association for Ambulatory Health Care, and such accreditation is in effect at the time the access plan is filed.**"; and

Further amend said bill, Page 15, Section 375.1218, Line 67, by inserting after all of said section and line the following:

"376.427. 1. As used in this section, the following terms mean:

(1) **"Health benefit plan", as such term is defined in section 376.1350;**

(2) "Health care services", medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) **"Health carrier" or "carrier", as such term is defined in section 376.1350;**

~~[(2)]~~ (4) "Insured", any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers' compensation policy, issued by an insurer;

~~[(3)]~~ (5) "Insurer", any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, or any other legal entity engaged in the business of insurance;

~~[(4)]~~ (6) "Provider", a physician, hospital, dentist, podiatrist, chiropractor, pharmacy, licensed ambulance service, or optometrist, licensed by this state.

2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services in the name of the provider. All claims shall be paid within thirty days of the receipt by the insurer of all documents reasonably needed to determine the claim.

3. Nothing in this section shall preclude an insurer from voluntarily issuing an instrument of payment in the single name of the provider.

4. **Except as provided in subsection 5 of this section**, this section shall not require any insurer, health services corporation, health maintenance corporation or preferred provider organization which directly contracts with certain members of a class of providers for the delivery of health care services to issue payment as provided pursuant to this section to those members of the class which do not have a contract with the insurer.

5. When a patient's health benefit plan does not include or require payment to out-of-network providers for all or most covered services, which would otherwise be covered if the patient received such services from a provider in the carrier's network, including but not limited to health maintenance organization plans, as such term is defined in section 354.400, or a health benefit plan offered by a carrier consistent with subdivision (19) of section 376.426, payment for all services shall be made directly to the providers when the health carrier has authorized such services to be received from a provider outside the carrier's network.

376.690. 1. As used in this section, the following terms shall mean:

(1) **"Emergency medical condition", the same meaning given to such term in section 376.1350;**

(2) **"Facility", the same meaning given to such term in section 376.1350;**

(3) **"Health care professional", the same meaning given to such term in section 376.1350;**

(4) **"Health carrier", the same meaning given to such term in section 376.1350;**

(5) **"Unanticipated out-of-network care", health care services received by a patient in an in-network facility from an out-of-network health care professional from the time the patient presents with an emergency medical condition until the time the patient is discharged;**

2. Health care professionals shall send any claim for charges incurred for unanticipated out-of-network care to the patient's health carrier on a U.S. Centers of Medicare and Medicaid Services Form 1500, or its successor form, or electronically using the 837 HIPAA format, or its successor.

(1) Within forty-five processing days, as defined in 376.383, of receiving the health care professional's claim, the health carrier shall offer to pay the health care professional a reasonable reimbursement for unanticipated out-of-network care based on the health care professional's services. If the health care professional participates in one or more of the carrier's commercial networks, the offer of reimbursement for unanticipated out-of-network care shall be the amount from the network which has the highest reimbursement.

(2) If the health care professional declines the health carrier's initial offer of reimbursement, the health carrier and health care professional shall have sixty days to negotiate in good faith to attempt to determine the reimbursement for the unanticipated out-of-network care.

(3) If the health carrier and health care professional do not agree to a reimbursement amount by the end of the sixty day negotiation period, the dispute shall be resolved through an arbitration process as specified in subsection 4 of this section.

(4) To initiate arbitration proceedings, either the health carrier or health care professional must provide written notification to the director and the other party within 120 days of the end of the negotiation period, indicating their intent to arbitrate the matter and notifying the director of the billed amount and the date and amount of the final offer by each party. A bill for unanticipated out of network care may be resolved between the parties at any point prior to the commencement of the arbitration proceedings. Bills may be combined for purposes of arbitration, but only to the extent the bills represent similar circumstances and services provided by the same health care professional, and the parties attempted to resolve the dispute in accordance with subdivisions (2) through (4) of this subsection.

(5) No health care professional shall send a bill to the patient for any difference between the reimbursement rate as determined under this subsection and the health care professional's billed charge.

3. When unanticipated out-of-network care is provided, the health care professional may bill a patient for no more than the cost-sharing requirements described under this section.

(1) Cost-sharing requirements shall be based on the reimbursement amount as determined under subsection 2 of this section.

(2) The patient's health carrier shall inform the health care professional of its enrollee's cost-sharing requirements within forty-five processing days of receiving a claim from the health care professional for services provided.

(3) The in-network deductible and out-of-pocket maximum cost-sharing requirements shall apply to the claim for the unanticipated out-of-network care.

4. The director shall ensure access to an external arbitration process when a health care professional and health carrier cannot agree to a reimbursement under subdivision (2) of subsection 2 of this section. In order to ensure access, when notified of a parties' intent to arbitrate, the director shall randomly select an arbitrator for each case from the department's approved list of arbitrators or entities that provide binding arbitration. The director shall specify the criteria for an approved arbitrator or entity by rule. The costs of arbitration shall be shared equally between and will be directly billed to the health care professional and health carrier. These costs will include, but are not limited to, reasonable time necessary for the arbitrator to review materials in preparation for the arbitration, travel expenses and reasonable time following the arbitration for drafting of the final decision.

5. At the conclusion of such arbitration process, the arbitrator shall issue a final decision, which shall be binding on all parties. The arbitrator shall provide a copy of the final decision to the director. The initial request for arbitration, all correspondence and documents received by the Department and the final arbitration decision shall be considered a closed record under section 374.071. However, the director may release aggregated summary data regarding the arbitration process. The decision of the arbitrator shall not be considered an agency decision nor shall it be considered a contested case within the meaning of 536.010.

6. The arbitrator shall determine a dollar amount due under subsection 2 of this section between one hundred twenty percent of the Medicare allowed amount and the seventieth percentile of the usual and customary rate for the unanticipated out-of-network care, as determined by benchmarks from independent nonprofit organizations that are not affiliated with insurance carriers or provider organizations.

7. When determining a reasonable reimbursement rate, the arbitrator shall consider the following factors if the health care professional believes the payment offered for the unanticipated out-of-network care does not properly recognize:

- (1) The health care professional's training, education, or experience;
- (2) The nature of the service provided;
- (3) The health care professional's usual charge for comparable services provided;
- (4) The circumstances and complexity of the particular case, including the time and place the services were provided; and
- (5) The average contracted rate for comparable services provided in the same geographic area.

8. The enrollee shall not be required to participate in the arbitration process. The health care professional and health carrier shall execute a nondisclosure agreement prior to engaging in an arbitration under this section.

9. This section shall take effect on January 1, 2019.

10. The department of insurance, financial institutions and professional registration may promulgate rules and fees as necessary to implement the provisions of this section, including but not limited to, procedural requirements for arbitration. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section

and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 36, Section 376.758, Line 10, by inserting after all said section and line the following:

"376.1065. 1. As used in this section, the following terms shall mean:

(1) "Contracting entity", any health carrier, as such term is defined in section 376.1350, subject to the jurisdiction of the department engaged in the act of contracting with providers for the delivery of dental services, or the selling or assigning of dental network plans to other entities under the jurisdiction of the department;

(2) "Department", the department of insurance, financial institutions and professional registration;

(3) "Official notification," written communication by a provider or participating provider to a contracting entity describing such provider's or participating provider's change in contact information or participation status with the contracting entity;

(4) "Participating provider", a provider who has an agreement with a contracting entity to provide dental services with an expectation of receiving payment, other than coinsurance, co-payments, or deductibles, directly or indirectly from such contracting entity;

(5) "Provider", any person licensed under chapter 332.

2. A contracting entity shall, upon official notification, make changes contained in the official notification to their electronic provider material and their next edition of paper material made available to plan members or other potential plan members.

3. The department, when determining the result of a market conduct examination under sections 374.202 to 374.207, shall consider violations of this section by a contracting entity.

376.1350. For purposes of sections 376.1350 to 376.1390, the following terms mean:

(1) "Adverse determination", a determination by a health carrier or its designee utilization review organization that an admission, availability of care, continued stay or other health care service has been reviewed and, based upon the information provided, does not meet the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care or effectiveness, and the payment for the requested service is therefore denied, reduced or terminated;

(2) "Ambulatory review", utilization review of health care services performed or provided in an outpatient setting;

(3) "Case management", a coordinated set of activities conducted for individual patient management of serious, complicated, protracted or other health conditions;

(4) "Certification", a determination by a health carrier or its designee utilization review organization that an admission, availability of care, continued stay or other health care service has been reviewed and, based on the information provided, satisfies the health carrier's requirements for medical necessity, appropriateness, health care setting, level of care and effectiveness;

(5) "Clinical peer", a physician or other health care professional who holds a nonrestricted license in a state of the United States and in the same or similar specialty as typically manages the medical condition, procedure or treatment under review;

(6) "Clinical review criteria", the written screening procedures, decision abstracts, clinical protocols and practice guidelines used by the health carrier to determine the necessity and appropriateness of health care services;

(7) "Concurrent review", utilization review conducted during a patient's hospital stay or course of treatment;

(8) "Covered benefit" or "benefit", a health care service that an enrollee is entitled under the terms of a health benefit plan;

(9) "Director", the director of the department of insurance, financial institutions and professional registration;

(10) "Discharge planning", the formal process for determining, prior to discharge from a facility, the coordination and management of the care that a patient receives following discharge from a facility;

(11) "Drug", any substance prescribed by a licensed health care provider acting within the scope of the provider's license and that is intended for use in the diagnosis, mitigation, treatment or prevention of disease. The term includes only those substances that are approved by the FDA for at least one indication;

(12) "Emergency medical condition", the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity, **regardless of the final diagnosis that is given**, that would lead a prudent lay person, possessing an average knowledge of medicine and health, to believe that immediate medical care is required, which may include, but shall not be limited to:

- (a) Placing the person's health in significant jeopardy;
- (b) Serious impairment to a bodily function;
- (c) Serious dysfunction of any bodily organ or part;
- (d) Inadequately controlled pain; or
- (e) With respect to a pregnant woman who is having contractions:
 - a. That there is inadequate time to effect a safe transfer to another hospital before delivery; or
 - b. That transfer to another hospital may pose a threat to the health or safety of the woman or unborn child;

(13) "Emergency service", a health care item or service furnished or required to evaluate and treat an emergency medical condition, which may include, but shall not be limited to, health care services that are provided in a licensed hospital's emergency facility by an appropriate provider;

(14) "Enrollee", a policyholder, subscriber, covered person or other individual participating in a health benefit plan;

(15) "FDA", the federal Food and Drug Administration;

(16) "Facility", an institution providing health care services or a health care setting, including but not limited to hospitals and other licensed inpatient centers, ambulatory surgical or treatment centers, skilled nursing centers, residential treatment centers, diagnostic, laboratory and imaging centers, and rehabilitation and other therapeutic health settings;

(17) "Grievance", a written complaint submitted by or on behalf of an enrollee regarding the:

- (a) Availability, delivery or quality of health care services, including a complaint regarding an adverse determination made pursuant to utilization review;
- (b) Claims payment, handling or reimbursement for health care services; or
- (c) Matters pertaining to the contractual relationship between an enrollee and a health carrier;

(18) "Health benefit plan", a policy, contract, certificate or agreement entered into, offered or issued by a health carrier to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services; except that, health benefit plan shall not include any coverage pursuant to liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;

(19) "Health care professional", a physician or other health care practitioner licensed, accredited or certified by the state of Missouri to perform specified health services consistent with state law;

(20) "Health care provider" or "provider", a health care professional or a facility;

(21) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a health condition, illness, injury or disease;

(22) "Health carrier", an entity subject to the insurance laws and regulations of this state that contracts or offers to contract to provide, deliver, arrange for, pay for or reimburse any of the costs of health care services, including a sickness and accident insurance company, a health maintenance organization, a nonprofit hospital and health service corporation, or any other entity providing a plan of health insurance, health benefits or health services; except that such plan shall not include any coverage pursuant to a liability insurance policy, workers' compensation insurance policy, or medical payments insurance issued as a supplement to a liability policy;

(23) "Health indemnity plan", a health benefit plan that is not a managed care plan;

(24) "Managed care plan", a health benefit plan that either requires an enrollee to use, or creates incentives, including financial incentives, for an enrollee to use, health care providers managed, owned, under contract with or employed by the health carrier;

(25) "Participating provider", a provider who, under a contract with the health carrier or with its contractor or subcontractor, has agreed to provide health care services to enrollees with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the health carrier;

(26) "Peer-reviewed medical literature", a published scientific study in a journal or other publication in which original manuscripts have been published only after having been critically reviewed for scientific accuracy, validity and reliability by unbiased independent experts, and that has been determined by the International Committee of Medical Journal Editors to have met the uniform requirements for manuscripts submitted to biomedical journals or is published in a journal specified by the United States Department of Health and Human

Services pursuant to Section 1861(t)(2)(B) of the Social Security Act, as amended, as acceptable peer-reviewed medical literature. Peer-reviewed medical literature shall not include publications or supplements to publications that are sponsored to a significant extent by a pharmaceutical manufacturing company or health carrier;

(27) "Person", an individual, a corporation, a partnership, an association, a joint venture, a joint stock company, a trust, an unincorporated organization, any similar entity or any combination of the foregoing;

(28) "Prospective review", utilization review conducted prior to an admission or a course of treatment;

(29) "Retrospective review", utilization review of medical necessity that is conducted after services have been provided to a patient, but does not include the review of a claim that is limited to an evaluation of reimbursement levels, veracity of documentation, accuracy of coding or adjudication for payment;

(30) "Second opinion", an opportunity or requirement to obtain a clinical evaluation by a provider other than the one originally making a recommendation for a proposed health service to assess the clinical necessity and appropriateness of the initial proposed health service;

(31) "Stabilize", with respect to an emergency medical condition, that no material deterioration of the condition is likely to result or occur before an individual may be transferred;

(32) "Standard reference compendia":

(a) The American Hospital Formulary Service-Drug Information; or

(b) The United States Pharmacopoeia-Drug Information;

(33) "Utilization review", a set of formal techniques designed to monitor the use of, or evaluate the clinical necessity, appropriateness, efficacy, or efficiency of, health care services, procedures, or settings. Techniques may include ambulatory review, prospective review, second opinion, certification, concurrent review, case management, discharge planning or retrospective review. Utilization review shall not include elective requests for clarification of coverage;

(34) "Utilization review organization", a utilization review agent as defined in section 374.500.

376.1367. When conducting utilization review or making a benefit determination for emergency services:

(1) A health carrier shall cover emergency services necessary to screen and stabilize an enrollee, **as determined by the treating emergency department health care provider**, and shall not require prior authorization of such services;

(2) Coverage of emergency services shall be subject to applicable co-payments, coinsurance and deductibles;

(3) **Before a health carrier denies payment for an emergency medical service based on the absence of an emergency medical condition, it shall review the enrollee's medical record regarding the emergency medical condition at issue. If a health carrier requests records for a potential denial where emergency services were rendered, the health care provider shall submit the record of the emergency services to the carrier within forty-five processing days, or the claim shall be subject to section 376.383. The health carrier's review of emergency services shall be completed by a board-certified physician licensed under chapter 334 to practice medicine in this state;**

(4) When an enrollee receives an emergency service that requires immediate post evaluation or post stabilization services, a health carrier shall provide an authorization decision within sixty minutes of receiving a request; if the authorization decision is not made within ~~thirty~~ **sixty** minutes, such services shall be deemed approved;

(5) **When a patient's health benefit plan does not include or require payment to out-of-network health care providers for emergency services including but not limited to health maintenance organization plans, as defined in section 354.400, or a health benefit plan offered by a health carrier consistent with subdivision (19) of section 376.426, payment for all emergency services as defined in section 376.1350 necessary to screen and stabilize an enrollee shall be paid directly to the health care provider by the health carrier. Additionally, any services authorized by the health carrier for the enrollee once the enrollee is stabilized shall also be paid by the health carrier directly to the health care provider.**

379.1545. Notwithstanding any other provision of law:

(1) An insurer may terminate or otherwise change the terms and conditions of a policy of portable electronics insurance only upon providing the policyholder and enrolled customers with at least thirty days' notice;

(2) If the insurer changes the terms and conditions of a policy of portable electronics insurance, the insurer shall provide the vendor and any policyholders with a revised policy or endorsement and each enrolled customer with a revised certificate, endorsement, updated brochure, or other evidence indicating a change in the terms and conditions has occurred and a summary of material changes;

(3) Notwithstanding subdivision (1) of this section, an insurer may terminate an enrolled customer's enrollment under a portable electronics insurance policy upon fifteen days' notice for discovery of fraud or material misrepresentation in obtaining coverage or in the presentation of a claim thereunder;

(4) Notwithstanding subdivision (1) of this section, an insurer may immediately terminate an enrolled customer's enrollment under a portable electronics insurance policy:

- (a) For nonpayment of premium;
- (b) If the enrolled customer ceases to have an active service with the vendor of portable electronics; or
- (c) If an enrolled customer exhausts the aggregate limit of liability, if any, under the terms of the portable electronics insurance policy and the insurer sends notice of termination to the customer within thirty calendar days after exhaustion of the limit. However, if the notice is not timely sent, enrollment and coverage shall continue notwithstanding the aggregate limit of liability until the insurer sends notice of termination to the enrolled customer;

(5) Where a portable electronics insurance policy is terminated by a policyholder, the policyholder shall mail or deliver written notice to each enrolled customer advising the customer of the termination of the policy and the effective date of termination. The written notice shall be mailed or delivered to the customer at least thirty days prior to the termination;

(6) Whenever notice is required under this section, it shall be in writing and may be mailed or delivered to the vendor at the vendor's mailing address and to its affected enrolled customers' last known mailing addresses on file with the insurer. If notice is mailed, the insurer or vendor, as the case may be, shall maintain proof of mailing in a form authorized or accepted by the U.S. Postal Service or other commercial mail delivery service. Alternatively, an insurer or vendor policyholder may comply with any notice required by this section by providing electronic notice to a vendor or its affected enrolled customers, as the case may be, by electronic means. **For purposes of this subdivision, agreement to receive notices and correspondence by electronic means shall be determined in accordance with section 432.220.** Additionally, if an insurer or vendor policyholder provides electronic notice to an affected enrolled customer and such delivery by electronic means is not available or is undeliverable, the insurer or vendor policyholder shall provide written notice to the enrolled customer by mail in accordance with this section. If notice is accomplished through electronic means, the insurer or vendor of portable electronics, as the case may be, shall maintain proof that the notice was sent.

[208.671. 1. As used in this section and section 208.673, the following terms shall mean:

- (1) ~~“Asynchronous store and forward”, the transfer of a participant’s clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant’s treating provider;~~
- (2) ~~“Asynchronous store and forward technology”, cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;~~
- (3) ~~“Consultation”, a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;~~
- (4) ~~“Consulting provider”, a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store and forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;~~
- (5) ~~“Distant site”, the site where a consulting provider is located at the time the consultation service is provided;~~
- (6) ~~“Originating site”, the site where a MO HealthNet participant receiving services and such participant’s treating provider are both physically located;~~
- (7) ~~“Provider”, any provider of medical, mental health, optometric, or dental health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;~~
- (8) ~~“Telehealth”, as that term is defined in section 191.1145;~~
- (9) ~~“Treating provider”, a provider who:~~
 - (a) ~~Evaluates a participant;~~

- (b) Determines the need for a consultation;
 - (c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and
 - (d) Provides or supplements the participant's history and provides pertinent physical examination findings and medical information to the consulting provider.
2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:
- (1) Appropriate standards for the use of asynchronous store and forward technology in the practice of telehealth;
 - (2) Certification of agencies offering asynchronous store and forward technology in the practice of telehealth;
 - (3) Timelines for completion and communication of a consulting provider's consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;
 - (4) Length of time digital files of such asynchronous store and forward services are to be maintained;
 - (5) Security and privacy of such digital files;
 - (6) Participant consent for asynchronous store and forward services; and
 - (7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.

Telehealth providers using asynchronous store and forward technology shall be required to obtain participant consent before asynchronous store and forward services are initiated and to ensure confidentiality of medical information.

3. Asynchronous store and forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face to face consultation of the same level.

4. The standard of care for the use of asynchronous store and forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.]

[208.673. 1. There is hereby established the "Telehealth Services Advisory Committee" to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store and forward technology.

2. The committee shall be comprised of the following members:

- (1) The director of the MO HealthNet division, or the director's designee;
- (2) The medical director of the MO HealthNet division;
- (3) A representative from a Missouri institution of higher education with expertise in telehealth;
- (4) A representative from the Missouri office of primary care and rural health;
- (5) Two board certified specialists licensed to practice medicine in this state;
- (6) A representative from a hospital located in this state that utilizes telehealth;
- (7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;
- (8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;
- (9) A dentist licensed to practice in this state; and

~~(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.~~

~~3. Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three year terms, three members to serve two year terms, and three members to serve a one year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.~~

~~4. Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.~~

~~5. Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.~~

~~6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.]~~

~~[208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:~~

~~(1) Physicians, assistant physicians, and physician assistants;~~

~~(2) Advanced practice registered nurses;~~

~~(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;~~

~~(4) Psychologists and provisional licensees;~~

~~(5) Pharmacists;~~

~~(6) Speech, occupational, or physical therapists;~~

~~(7) Clinical social workers;~~

~~(8) Podiatrists;~~

~~(9) Optometrists;~~

~~(10) Licensed professional counselors; and~~

~~(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.]" ; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered House Amendment No. 1 to House Amendment No. 2.

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 3, Line 35, by deleting all of said line and inserting in lieu thereof the following:

"year.

334.506. 1. As used in this section, "approved health care provider" means a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing.

2. A physical therapist ~~[shall not]~~ **may evaluate and** initiate treatment ~~[for a new injury or illness]~~ **on a patient** without a prescription **or referral** from an approved health care provider.

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs ~~[for asymptomatic persons]~~, or provide screening or consultative services within the scope of physical therapy practice without ~~[the]~~ a prescription ~~[and direction of]~~ **or referral from** an approved health care provider.

4. ~~[A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:~~

~~—— (1) Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;~~

~~—— (2) Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;~~

~~—— (3) Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;~~

~~—— (4) Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~—— (5) Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days]~~ **A physical therapist shall refer to an approved health care provider any patient whose medical condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy.**

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. ~~[Physical therapy treatment provided pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.]~~ Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission for Accreditation of Physical Therapists and Physical Therapist Assistant Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under on-site supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written

request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of a physical therapist or physical therapist assistant, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment or services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

(f) Performing services which have been declared by board rule to be of no physical therapy value;

(g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;

(h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;

(i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;

(j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;

(l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;

(m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(n) Failure to timely pay license renewal fees specified in this chapter;

(o) Violating a probation agreement with this board or any other licensing agency;

(p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;

(q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;

(7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;

(11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;

(12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;

(13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the federal Medicare program;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or ~~notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced-practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing]~~ **evaluating or treating a patient in a manner inconsistent with section 334.506;**

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

(21) Failing to maintain adequate patient records under 334.602;

(22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;

(23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;

(24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:

(a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;

(b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;

(c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;

(d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;

(e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;

(f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.

3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:

(1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;

(2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;

(3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;

- (4) Revoke the physical therapist's or physical therapist assistant's license;
 - (5) Administer a public or private reprimand;
 - (6) Deny the physical therapist's or physical therapist assistant's application for a license;
 - (7) Permanently withhold issuance of a license;
 - (8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;
 - (9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.
4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.
5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.
6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Brattin
Brown 57	Chipman	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Morris 140	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

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NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 033

Arthur	Barnes 60	Beard	Bondon	Brown 27
Burns	Christofanelli	Conway 10	Cookson	Cross
Dohrman	Gray	Haahr	Haefner	Higdon
Houghton	Houx	Lauer	McDaniel	Miller
Mitten	Moon	Muntzel	Peters	Pogue
Rhoads	Ross	Rowland 155	Ruth	Schroer
Smith 85	Stevens 46	Walker 74		

VACANCIES: 002

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Alferman offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 3, Section 208.152, Line 44, by inserting after the number "(7)" the following words, "**Subject to appropriation**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 3** was adopted.

Representative Wood offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 36, Section 376.758, Line 10, by inserting after all of said section and line the following:

"473.397. All claims and statutory allowances against the estate of a decedent shall be divided into the following classes:

- (1) Costs;
- (2) Expenses of administration;

- (3) Exempt property, family and homestead allowances;
 - (4) Funeral expenses;
 - (5) Debts and taxes due the United States of America;
 - (6) **Debts for medical assistance due to the state of Missouri under section 473.398;**
 - (7) Expenses of the last sickness, wages of servants, claims for medicine and medical attendance during the last sickness, and the reasonable cost of a tombstone;
 - ~~[(7)]~~ (8) Debts and taxes due the state of Missouri, any county, or any political subdivision of the state of Missouri;
 - ~~[(8)]~~ (9) Judgments rendered against the decedent in his lifetime and judgments rendered upon attachments levied upon property of decedent during his lifetime;
 - ~~[(9)]~~ (10) All other claims not barred by section 473.360.
- 473.398. 1. Upon the death of a person, who has been a participant of aid, assistance, care, services, or who has had moneys expended on his behalf by the department of health and senior services, department of social services, or the department of mental health, or by a county commission, the total amount paid to the decedent or expended upon his behalf after January 1, 1978, shall be a debt due the state or county, as the case may be, from the estate of the decedent. The debt shall be collected as provided by the probate code of Missouri, chapters 472, 473, 474 and 475.
2. Procedures for the allowance of such claims shall be in accordance with this chapter, and such claims shall be allowed as a claim of ~~[the seventh]~~ **either the sixth or eighth** class under ~~[subdivision (7)]~~ **subdivisions (6) and (8)** of section 473.397.
3. Such claim shall not be filed or allowed if it is determined that:
- (1) The cost of collection will exceed the amount of the claim;
 - (2) The collection of the claim will adversely affect the need of the surviving spouse or dependents of the decedent to reasonable care and support from the estate.
4. Claims consisting of moneys paid on the behalf of a participant as defined in 42 U.S.C. 1396 shall be allowed, except as provided in subsection 3 of this section, upon the showing by the claimant of proof of moneys expended. Such proof may include but is not limited to ~~[the following items which are deemed to be competent and substantial evidence of payment:~~
- ~~———(1)] computerized records maintained by any governmental entity as described in subsection 1 of this section of a request for payment for services rendered to the participant[; and~~
- ~~———(2) The certified statement of the treasurer or his designee that the payment was made], which shall be deemed to be competent and substantial evidence of payment.~~
5. The provisions of this section shall not apply to any claims, adjustments or recoveries specifically prohibited by federal statutes or regulations duly promulgated thereunder. Further, the federal government shall receive from the amount recovered any portion to which it is entitled.
6. Before any probate estate may be closed under this chapter, with respect to a decedent who, at the time of death, was enrolled in MO HealthNet, the personal representative of the estate shall file with the clerk of the court exercising probate jurisdiction a release from the MO HealthNet division evidencing payment of all MO HealthNet benefits, premiums, or other such costs due from the estate under law, unless waived by the MO HealthNet division.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 4** was adopted.

Representative Roden offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 597, Page 10, Section 208.152, Line 329, by inserting immediately after said section and line the following:

"320.400. 1. For purposes of this section, the following terms mean:

(1) "Employer", any person or entity employing any person for hire within the state of Missouri, including every department, agency, or instrumentality of the state or political subdivision of the state;

(2) "Firefighter", any paid firefighter who has been assigned to at least five years of hazardous duty as a firefighter and who was exposed to any agent classified by the International Agency for Research on Cancer or its successor organization as a group 1 or 2A carcinogen;

(3) "Hazardous duty", the same meaning given to the term under 5 CFR 550.902, as amended.

2. An employer shall allow any firefighter employed by him or her who contracts cancer to request and take unpaid leave, not to exceed fifty-two weeks.

3. Any firefighter who is entitled to unpaid leave under the provisions of this section shall take the unpaid leave under this section concurrent with leave taken under the Family and Medical Leave Act under 29 U.S.C. Section 2601, et seq.

4. The employer of a firefighter who takes unpaid leave under this section shall continue to provide health insurance coverage for the firefighter and shall pay any premium payments during said unpaid leave."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 5 was withdrawn.

On motion of Representative Wiemann, **HCS SS SB 597, as amended**, was adopted.

On motion of Representative Wiemann, **HCS SS SB 597, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gray
Green	Gregory	Grier	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Morgan	Morris 140	Morse 151
Mosley	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Hurst	Johnson	Marshall	Matthiesen	McDaniel
Moon				

PRESENT: 002

Franks Jr Runions

ABSENT WITH LEAVE: 025

Anders	Arthur	Barnes 60	Brown 27	Burns
Carpenter	Cookson	Ellington	Gannon	Haahr
Haefner	Higdon	Houghton	Houx	Miller
Mitten	Muntzel	Peters	Pietzman	Pogue
Rhoads	Ross	Smith 85	Walker 74	Washington

VACANCIES: 002

Representative Chipman declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HB 1291, as amended**, and has taken up and passed **CCS SS SCS HB 1291**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS HB 1858** and has taken up and passed **CCS SS HB 1858**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 2010** and has taken up and passed **CCS SS SCS HCS HB 2010**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2011** and has taken up and passed **CCS SCS HCS HB 2011**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2012** and has taken up and passed **CCS SCS HCS HB 2012**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2017**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2018**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 687, as amended**.

Senators: Sater, Romine, Hegeman, Holsman, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 743, as amended**.

Senators: Sater, Romine, Wasson, Holsman, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 806, as amended**.

Senators: Crawford, Riddle, Wieland, Schupp, Walsh

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 769, relating to financial institutions, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HCS SCS SB 769** was agreed to.

On motion of Representative Fraker, **HCS SCS SB 769** was adopted.

On motion of Representative Fraker, **HCS SCS SB 769** was read the third time and passed by the following vote:

AYES: 129

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Morgan
Morse 151	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Hurst Marshall McDaniel Moon

PRESENT: 000

ABSENT WITH LEAVE: 028

Anders	Barnes 60	Basye	Beard	Brown 27
Burns	Conway 10	Cookson	Gannon	Haahr
Haefner	Higdon	Houghton	Houx	McGee
Messenger	Mitten	Morris 140	Mosley	Muntzel
Peters	Pogue	Rhoads	Ross	Runions
Smith 85	Stevens 46	Walker 74		

VACANCIES: 002

Representative Chipman declared the bill passed.

Speaker Richardson resumed the Chair.

SS#2 SCS SB 590, relating to historic buildings, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SS#2 SCS SB 590** was agreed to.

Representative Rehder offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 590, Page 2, Section 253.545, Lines 18, 21, and 22, by deleting from each said line the word "**thirty**" and inserting in lieu thereof in each said line the word "**twenty**"; and

Further amend said bill, Page 3, Section 253.550, Line 37, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill, Page 5, Section 253.559, Lines 30 through 34, by deleting all of said lines and inserting in lieu thereof the following:

"(5) **A copy of all land use and building approvals reasonably**"; and

Further amend said bill and section, Page 6, Line 59, by inserting immediately after the phrase "**from the**" the following: "**local elected officials and**"; and

Further amend said bill and section, Page 7, Line 94, by inserting immediately after said line the following:

"7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.";
and

Further amend said bill and section by renumbering the section accordingly; and

Further amend said bill, Page 9, Section B, Lines 1 through 6, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rehder, **House Amendment No. 1** was adopted.

Representative Barnes (60) assumed the Chair.

On motion of Representative Rehder, **SS#2 SCS SB 590, as amended**, was read the third time and passed by the following vote:

AYES: 107

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Miller	Moon
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 030

Bangert	Barnes 28	Beck	Berry	Burnett
Butler	Carpenter	Ellebracht	Ellington	Gray
Hannegan	Kidd	May	McCann Beatty	McCreery
McDaniel	McGaugh	Merideth 80	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Sommer	Stevens 46	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Brown 27	Burns	Conway 10	Cookson
Cross	Haahr	Haefner	Higdon	Houghton
Houx	Kolkmeier	Matthiesen	McGee	Meredith 71

Messenger	Mitten	Morris 140	Muntzel	Peters
Pogue	Runions	Schroer	Smith 85	

VACANCIES: 002

Representative Barnes (60) declared the bill passed.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HCS HJR 100, relating to the general assembly, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HCS HJR 100** was agreed to.

Representative Fitzpatrick assumed the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 025

Alferman	Basye	Beard	Bernskoetter	Black
Bondon	Curtman	Engler	Fraker	Gannon
Hansen	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Korman	Morse 151	Phillips	Redmon
Reisch	Roeber	Rowland 29	Taylor	Walsh

NOES: 003

Curtis	Ellington	McDaniel
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PRESENT: 082

Adams	Anderson	Andrews	Austin	Baringer
Barnes 28	Berry	Brattin	Brown 57	Burnett
Chipman	Christofanelli	Conway 10	Corlew	Cornejo
Davis	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Frederick	Green	Gregory	Grier	Hannegan
Harris	Helms	Hill	Kendrick	Kidd
Knight	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	McCann Beatty	McGaugh	McGee
Mitten	Morgan	Neely	Newman	Nichols
Pfausch	Pietzman	Pike	Plocher	Razer
Rehder	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	White
Wiemann	Mr. Speaker			

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ABSENT WITH LEAVE: 051

Anders	Arthur	Bahr	Bangert	Barnes 60
Beck	Brown 27	Burns	Butler	Carpenter
Conway 104	Cookson	Cross	DeGroot	Ellebracht
Franks Jr	Gray	Haahr	Haefner	Higdon
Houghton	Houx	Johnson	Kolkmeier	Lant
Lauer	Matthiesen	May	McCreery	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morris 140
Mosley	Muntzel	Peters	Pierson Jr	Pogue
Quade	Reiboldt	Runions	Schroer	Smith 85
Stevens 46	Walker 74	Washington	Wessels	Wilson
Wood				

VACANCIES: 002

Speaker Richardson resumed the Chair.

Representative Conway (10) moved the previous question.

Which motion was defeated by the following vote:

AYES: 038

Baringer	Barnes 28	Beard	Berry	Black
Brown 57	Conway 10	Ellebracht	Ellington	Engler
Fraker	Franklin	Gannon	Hurst	Love
Lynch	Mathews	May	McCann Beatty	McGough
Nichols	Razer	Redmon	Rehder	Rhoads
Roden	Roeber	Ross	Rowland 155	Schroer
Shull 16	Shumake	Stacy	Swan	Taylor
Walker 74	Washington	White		

NOES: 081

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Basye	Beck	Bernskoetter	Bondon
Brattin	Burnett	Carpenter	Chipman	Christofanelli
Corlew	Cornejo	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzwater	Francis	Frederick	Green	Gregory
Grier	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lavender
McCreery	McDaniel	Merideth 80	Mitten	Morgan
Morse 151	Mosley	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Reisch	Remole	Revis	Roberts
Rone	Ruth	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Tate	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wiemann
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 042

Anders	Bahr	Bangert	Barnes 60	Brown 27
Burns	Butler	Conway 104	Cookson	Cross
DeGroot	Fitzpatrick	Franks Jr	Gray	Haahr
Haefner	Higdon	Houghton	Houx	Johnson
Kolkmeier	Lant	Lauer	Lichtenegger	Marshall
Matthiesen	McGee	Meredith 71	Messenger	Miller
Moon	Morris 140	Muntzel	Peters	Pogue
Reiboldt	Rowland 29	Runions	Smith 85	Wessels
Wilson	Wood			

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Hannegan
Hansen	Helms	Henderson	Hill	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Korman	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Morse 151	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Mr. Speaker

NOES: 034

Adams	Arthur	Baringer	Beck	Burnett
Butler	Carpenter	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 001

Barnes 28

ABSENT WITH LEAVE: 036

Anders	Bahr	Bangert	Barnes 60	Brown 27
Burns	Conway 104	Cookson	Cross	DeGroot

Gray	Haahr	Haefner	Higdon	Houghton
Houx	Johnson	Kolkmeier	Lant	Lauer
Lichtenegger	Meredith 71	Messenger	Miller	Moon
Morris 140	Muntzel	Peters	Pogue	Reiboldt
Rowland 29	Runions	Smith 85	Wessels	Wilson
Wood				

VACANCIES: 002

On motion of Representative Plocher, **HCS HJR 100** was adopted.

Representative Adams raised a point of order that there had been a violation of Article III, Section 26 of the Constitution.

The Chair ruled the point of order not well taken.

On motion of Representative Plocher, **HCS HJR 100** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 089

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cornejo
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Mr. Speaker	

NOES: 037

Adams	Arthur	Baringer	Barnes 28	Beck
Burnett	Butler	Carpenter	Conway 10	Corlew
Curtis	Ellebracht	Ellington	Franks Jr	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Stevens 46	Unsicker	Walker 74
Washington	White			

PRESENT: 000

ABSENT WITH LEAVE: 035

Anders	Bahr	Bangert	Barnes 60	Brown 27
Burns	Conway 104	Cookson	Cross	DeGroot
Gray	Haahr	Haefner	Higdon	Houghton
Houx	Johnson	Kolkmeier	Lant	Lauer
Lichtenegger	Meredith 71	Messenger	Miller	Moon
Morris 140	Muntzel	Peters	Pogue	Reiboldt
Runions	Smith 85	Wessels	Wilson	Wood

VACANCIES: 002

COMMITTEE REPORTS

Committee on Administration and Accounts, Chairman Bernskoetter reporting:

Mr. Speaker: Your Committee on Administration and Accounts, to which was referred **HR 5589**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bernskoetter, Conway (10), Hurst, Kolkmeier, Shaul (113) and Walker (74)

Noes (0)

Absent (4): Arthur, Butler, Haahr and Neely

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SB 973**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (4): Barnes (60), Dogan, Hill and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HJR 79**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Grier, Knight, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (0)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 4835**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 4899**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 5034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 5461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 7584**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 796**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Carpenter, Evans, Mathews, Runions, Sommer and Wiemann

Noes (0)

Absent (6): Barnes (60), Engler, Franks Jr., Johnson, Roeber and Unsicker

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 79**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rhoads and Shumake

Noes (4): Butler, Lavender, Shull (16) and Wessels

Absent (3): Curtis, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1993**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Fitzwater and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SBs 627 & 925**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Haahr and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 808**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Gregory, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Eggleston and Lavender

Absent (3): Fitzwater, Haahr and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 850**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SBs 946 & 947**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Gregory, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Haahr

MESSAGES FROM THE GOVERNOR

May 9, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Bill No. 2015** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.

On May 9, 2018, I approved House Bill No. 2015.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

Having been returned from the Governor with his approval, **HB 2015** was delivered to the Secretary of State by the Chief Clerk of the House.

CONFERENCE COMMITTEE REPORT ON SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 892

The Conference Committee appointed on Senate Committee Substitute for Senate Bill No. 892, with House Amendment Nos. 1, 2, 3, 4, and 5, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Committee Substitute for Senate Bill No. 892, as amended;
2. That the Senate recede from its position on Senate Committee Substitute for Senate Bill No. 892;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for Senate Bill No. 892, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Gina Walsh
/s/ Scott Sifton
/s/ Brian Munzlinger
/s/ Mike Cunningham
/s/ Sandy Crawford

FOR THE HOUSE:

/s/ Nate Walker (3)
/s/ Jack Bondon
/s/ Jered Taylor
/s/ Ira Anders
/s/ Judy Morgan

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SCS SB 892 - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, May 10, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, May 10, 2018, 1:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Executive session will be held: HB 2708, SB 563

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Annual review of state tax credits.

FISCAL REVIEW

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HCR 108

Executive session will be held: HCR 108

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from Missouri Department of Corrections Director Anne Precythe.

TRANSPORTATION

Thursday, May 10, 2018, 8:00 AM, House Hearing Room 4.

Executive session will be held: SS#2 SCS SB 1050

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-FIRST DAY, THURSDAY, MAY 10, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HJR 79 - Brattin

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter

HB 2480 - Rhoads

HCS HB 2580 - Bondon

HB 2681 - Corlew

HCS HB 2247 - Roeber

HB 2384 - Barnes (60)

HB 1662 - Swan

HCS HB 1857 - Shaul (113)

HCS HB 1803 - Matthiesen

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HB 2460 - Vescovo

HB 1590 - Smith (163)

HB 2381 - Sommer

HB 2352 - Fraker

HB 1728 - Lant

HB 1378 - Trent

HCS HB 1424 - Roeber

HB 1569 - Christofanelli

HCS HB 1549 - Alferman

HB 1626 - Morris (140)

HCS HB 1363 - Kidd

HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)

HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 35
SCR 52

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)
SS SB 666 - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871 - Trent

SS SCS SB 652 - Engler
HCS SB 575 - Trent
SB 891 - Shaul (113)
HCS SB 951 - Bondon
HCS SS SCS SB 966 - Gregory
SB 706 - Korman
HCS SCS SB 672 - Bahr
HCS SB 581 - Cross
SB 582 - Wood
HCS SB 780 - Hill
SS#2 SCS SB 802 - Evans
SS SCS SBs 627 & 925 - Houghton
HCS SB 850 - Franklin
HCS SB 796 - Ross

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
HCS SS SCS SB 547 - Curtman
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SS SCS SBs 603, 576 & 898 - Spencer
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SBs 807 & 577 - Lichtenegger
HCS SS SCS SB 918, as amended - Houghton
SCS SBs 999 & 1000 - Toalson Reisch
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter
HCS SCS SB 598 - Korman

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter
SS SCS HB 1350, as amended - Smith (163)
SS HCS HB 1606, as amended (Fiscal Review 5/9/18) - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
SS SCS HB 1558, as amended, E.C. - Neely
HCS HB 2171, with SA 1 (Fiscal Review 5/9/18) - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended (Fiscal Review 5/9/18) - Rhoads

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
CCR SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 707, as amended (Fiscal Review 5/8/18) - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
CCR SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)
HCS SB 660, as amended - Fitzwater
HCS SB 806, as amended - Neely
HCS SB 743, as amended - Redmon
HCS SB 687, as amended - Rowland (155)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-FIRST DAY, THURSDAY, MAY 10, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that dwelleth in the secret place of the Most High shall abide under the shadow of the Almighty. (Psalm 91:1)

Great God of Grace and Goodness, we thank You for this quiet moment of prayer. When facing the serious duties that confront us and seeking to carry the responsibilities committed to our care, we can look from the visible to the invisible, from the temporal to the eternal, and in so doing gain courage for these minutes, wisdom for these hours, and strength for these final days. In Your presence may we receive the resources which make us suitable for our tasks, give us steadfast devotion for what is right, and keep us dedicated to the purpose for which this state was established.

Among the confusion and chaos of these times may we know that Your truth is eternal, and may we here determine that we will walk with You and work for You in building a state where righteousness, justice and peace shall prevail forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventieth day was approved as printed by the following vote:

AYES: 116

Adams	Alferman	Anders	Andrews	Austin
Bahr	Bangert	Barnes 28	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Christofanelli	Conway 104
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole

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Revis	Rhoads	Rone	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shumake	Smith 85
Spencer	Stacy	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 045

Anderson	Arthur	Baringer	Barnes 60	Basye
Beard	Brown 27	Carpenter	Chipman	Conway 10
Cookson	Corlew	Curtis	Curtman	Dohrman
Ellebracht	Ellington	Franks Jr	Green	Haefner
Houghton	Kelly 141	Kidd	Marshall	Matthiesen
May	McDaniel	Messenger	Mosley	Peters
Pietzman	Plocher	Pogue	Roberts	Roden
Roeber	Ross	Schroer	Shull 16	Smith 163
Sommer	Stephens 128	Stevens 46	Washington	Mr. Speaker

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 35, relating to Diabetes and Cardiovascular Awareness Month.

SCR 52, relating to pornography.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HCS HB 1606, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Haefner, Morris (140), Rowland (29) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1991, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Fraker, Morris (140), Smith (163), Swan and Wessels

Noes (0)

Present (3): Morgan, Rowland (29) and Unsicker

Absent (5): Alferman, Conway (104), Haefner, Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SCS SB 892, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, and House Amendment No. 5**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Fraker, Morris (140), Rowland (29), Smith (163) and Swan

Noes (0)

Present (3): Morgan, Unsicker and Wessels

Absent (5): Alferman, Conway (104), Haefner, Wiemann and Wood

THIRD READING OF SENATE BILLS - INFORMAL

HCS SCS SB 598, relating to the department of transportation utility corridor, was taken up by Representative Korman.

On motion of Representative Korman, the title of **HCS SCS SB 598** was agreed to.

Representative Korman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 598, Page 1, Section 227.240, Lines 13-17, by deleting all of said lines and inserting in lieu thereof the following:

"3. The department of transportation utility corridor established for the placement of utility facilities on the right-of-way of highways in the state highway system shall be up to twelve feet in width when space is reasonably available, with the location of the utility corridor to be determined by the state highways and transportation commission. The commission"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 1** was adopted.

Representative Higdon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 598, Page 2, Section 227.240, Line 44, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries ~~may~~ **shall not** exceed **one and one-half times** those charged for such services to premises within the corporate limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

House Amendment No. 2 was withdrawn.

On motion of Representative Korman, **HCS SCS SB 598, as amended**, was adopted.

On motion of Representative Korman, **HCS SCS SB 598, as amended**, was read the third time and passed by the following vote:

AYES: 140

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fraker	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfausch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Curtis	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 019

Alferman	Baringer	Brown 27	Corlew	Ellington
Fitzwater	Francis	Franklin	Haefner	Matthiesen
McDaniel	Merideth 80	Peters	Phillips	Pogue
Schroer	Shull 16	Washington	Wessels	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended, SS HB 1953, SS SCS HCS HB 1364, and SCS HCS HB 1635 were placed on the Informal Calendar.

SS SCS HB 1350, as amended, relating to criminal history records, was taken up by Representative Smith (163).

Representative Smith (163) moved that the House refuse to adopt **SS SCS HB 1350, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

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Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 015

Baringer	Brown 27	Corlew	Fitzwater	Francis
Haefner	Lauer	Matthiesen	McDaniel	Miller
Peters	Pogue	Rone	Schroer	Wood

VACANCIES: 002

BILLS IN CONFERENCE

CCR SS SCS HCS HB 1879, as amended, relating to financial transactions involving public entities, was taken up by Representative Fraker.

On motion of Representative Fraker, **CCR SS SCS HCS HB 1879, as amended**, was adopted by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 003

Hurst Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Conway 104	Corlew	Curtis	Dogan
Francis	Franks Jr	Haefner	Higdon	Matthiesen
McDaniel	Peters	Plocher	Pogue	Rone
Schroer	Walker 74	Mr. Speaker		

VACANCIES: 002

On motion of Representative Fraker, **CCS SS SCS HCS HB 1879, as amended**, was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roerber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 003

Hurst Marshall Moon

PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 27	Conway 104	Corlew	Curtis	Francis
Haefner	Higdon	Lynch	Matthiesen	McDaniel
Peters	Plocher	Pogue	Rone	Schroer
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SBs 999 & 1000, relating to the designation of memorial infrastructure, was taken up by Representative Reisch.

On motion of Representative Reisch, the title of **SCS SBs 999 & 1000** was agreed to.

On motion of Representative Reisch, **SCS SBs 999 & 1000** was truly agreed to and finally passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	May	McCann Beatty
McCreery	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roerber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 019

Brown 27	Butler	Corlew	Curtis	Francis
Gannon	Haefner	Higdon	Matthiesen	McDaniel
McGee	Newman	Peters	Plocher	Pogue
Rone	Schroer	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SS SCS SBs 603, 576 & 898, relating to virtual education, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS SS SCS SBs 603, 576 & 898** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 3, Section 161.670, Lines 53 through 56, by deleting all of said lines and inserting in lieu thereof the following:

"(2) Each school district or charter school shall adopt a policy that"; and

Further amend said bill, page, and section, Lines 63 through 68, by deleting all of said lines and inserting in lieu thereof the following:

"student's enrollment in the Missouri course access and virtual school program. If the school district or charter school disapproves a student's request to enroll in a course or courses provided by the Missouri course access and virtual school program, including full-time enrollment in courses provided by the Missouri course access and virtual school program, the reason shall be provided in writing and it shall be for "good cause". "Good cause" justification to disapprove a student's request for enrollment in a course shall be a determination that doing so is not in the best educational interest of the student. In cases of denial by the school district or charter school, local education agencies shall inform the student and the student's family of their right to appeal any enrollment denial in the Missouri course access and virtual school program to the local school district board or charter school governing body where the family shall be given an opportunity to present their reasons for the child or children to enroll in the Missouri course access and virtual school program in an official school board meeting. In addition, the school district or charter school administration shall provide its "good cause" justification for denial at a school board meeting or governing body meeting. Both the family and school administration shall also provide their reasons in writing to the members of the school board or governing body and the documents shall be entered into the official board minutes. The members of the board or governing body shall issue their decision in writing within thirty calendar days, and then an appeal may be made to the department of elementary and secondary education, which shall provide"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Spencer, **House Amendment No. 1** was adopted.

Representative Redmon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 7, Section 161.670, Line 222, by inserting after all of said section and line the following:

"162.064. **1.** Each school district shall have on file a statement from a medical examiner which indicates that the driver is physically qualified to operate a school bus for the purpose of transporting pupils. Such statement shall be made on an annual basis, **unless a statement is issued by a department of transportation certified medical examiner, in which case such examiner may issue a statement for up to a two-year duration, subject to rules promulgated by the department of transportation.** The term "medical examiner" includes, but is not limited to, doctors of medicine, doctors of osteopathy, physician assistants, advanced practice nurses, and doctors of chiropractic. For new drivers, such statement shall be on file prior to the driver's initial operation of a school bus. This section shall apply to drivers employed by the school district or under contract with the school district.

2. The director of the department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill, Page 13, Section 173.1107, Line 8, by inserting immediately after said line the following:

"302.272. **1.** No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least seventy years of age, such examination, **excluding the pre-trip inspection portion of the commercial driver's license skills test**, shall be completed annually **to retain the school bus endorsement**.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a

rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

House Amendment No. 2 was withdrawn.

Representative Lichtenegger offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 8, Section 167.121, Line 33, by inserting immediately after all of said section and line the following:

"173.234. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

- (1) "Board", the coordinating board for higher education;
- (2) "Books", any books required for any course for which tuition was paid by a grant awarded under this section;
- (3) "Eligible student", the natural, adopted, or stepchild of a qualifying military member, who is less than twenty-five years of age and who was a dependent of a qualifying military member at the time of death or injury or within five years subsequent to the injury, or the spouse of a qualifying military member which was the spouse of a veteran at the time of death or injury or within five years subsequent to the injury;
- (4) "Grant", the veteran's survivors grant as established in this section;
- (5) "Institution of postsecondary education", any approved Missouri public institution of postsecondary education, as defined in subdivision (3) of **subsection 1 of** section 173.1102;
- (6) "Qualifying military member", any member of the military of the United States, whether active duty, reserve, or National Guard, who served in the military after September 11, 2001, during time of war and for whom the following criteria apply:
 - (a) A veteran was a Missouri resident when first entering the military service or at the time of death or injury;
 - (b) A veteran died or was injured as a result of combat action or a veteran's death or injury was certified by the Department of Veterans' Affairs medical authority to be attributable to an illness or accident that occurred while serving in combat, or became eighty percent disabled as a result of injuries or accidents sustained in combat action after September 11, 2001; and
 - (c) "Combat veteran", a Missouri resident who is discharged for active duty service having served since September 11, 2001, and received a DD214 in a geographic area entitled to receive combat pay tax exclusion exemption, hazardous duty pay, or imminent danger pay, or hostile fire pay;
- (7) "Survivor", an eligible student of a qualifying military member;
- (8) "Tuition", any tuition or incidental fee, or both, charged by an institution of postsecondary education for attendance at the institution by a student as a resident of this state. The tuition grant shall not exceed the amount of tuition charged a Missouri resident at the University of Missouri-Columbia for attendance.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall award annually up to twenty-five grants to survivors of qualifying military members to attend institutions of postsecondary education in this state, which shall continue to be awarded annually to eligible recipients as long as the recipient achieves and maintains a cumulative grade point average of at least two and one-half on a four-point scale, or its equivalent. If the waiting list of eligible survivors exceeds fifty, the coordinating board may petition the

general assembly to expand the quota. If the quota is not expanded, then the eligibility of survivors on the waiting list shall be extended.

3. A survivor may receive a grant under this section only so long as the survivor is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a survivor receive a grant beyond the completion of the first baccalaureate degree, regardless of age.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section; and

(2) Provide the forms and determine the procedures necessary for a survivor to apply for and receive a grant under this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2008, shall be invalid and void.

6. In order to be eligible to receive a grant under this section, a survivor shall be certified as eligible by the Missouri veterans' commission.

7. A survivor who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education, and who is selected to receive a grant under this section, shall receive the following:

(1) An amount not to exceed the actual tuition charged at the approved institution of postsecondary education where the survivor is enrolled or accepted for enrollment;

(2) An allowance of up to two thousand dollars per semester for room and board; and

(3) The actual cost of books, up to a maximum of five hundred dollars per semester.

8. A survivor who is a recipient of a grant may transfer from one approved public institution of postsecondary education to another without losing his or her entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at any time withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he or she is entitled to a refund of any tuition, fees, room and board, books, or other charges, the institution shall pay the portion of the refund to which he or she is entitled attributable to the grant for that semester or similar grading period to the board.

9. If a survivor is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible survivor.

10. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

11. The benefits conferred by this section shall be available to any academically eligible student of a qualifying military member. Surviving children who are eligible shall be permitted to apply for full benefits conferred by this section until they reach twenty-five years of age.

12. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall be reauthorized as of June 13, 2016, and shall expire on August 28, 2020, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall sunset automatically twelve years after June 13, 2016; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

173.616. 1. The following schools, training programs, and courses of instruction shall be exempt from the provisions of sections 173.600 to 173.618:

(1) A public institution;

(2) Any college or university represented directly or indirectly on the advisory committee of the coordinating board for higher education as provided in subsection 3 of section 173.005;

(3) An institution that is certified by the board as an "approved private institution" under subdivision (2) of **subsection 1** of section 173.1102;

(4) A not-for-profit religious school that is accredited by the American Association of Bible Colleges, the Association of Theological Schools in the United States and Canada, or a regional accrediting association, such as

the North Central Association, which is recognized by the Council on Postsecondary Accreditation and the United States Department of Education; and

(5) Beginning July 1, 2008, all out-of-state public institutions of higher education, as such term is defined in subdivision (13) of subsection 2 of section 173.005.

2. The coordinating board shall exempt the following schools, training programs and courses of instruction from the provisions of sections 173.600 to 173.618:

(1) A not-for-profit school owned, controlled and operated by a bona fide religious or denominational organization which offers no programs or degrees and grants no degrees or certificates other than those specifically designated as theological, bible, divinity or other religious designation;

(2) A not-for-profit school owned, controlled and operated by a bona fide eleemosynary organization which provides instruction with no financial charge to its students and at which no part of the instructional cost is defrayed by or through programs of governmental student financial aid, including grants and loans, provided directly to or for individual students;

(3) A school which offers instruction only in subject areas which are primarily for avocational or recreational purposes as distinct from courses to teach employable, marketable knowledge or skills, which does not advertise occupational objectives and which does not grant degrees;

(4) A course of instruction, study or training program sponsored by an employer for the training and preparation of its own employees;

(5) A course of study or instruction conducted by a trade, business or professional organization with a closed membership where participation in the course is limited to bona fide members of the trade, business or professional organization, or a course of instruction for persons in preparation for an examination given by a state board or commission where the state board or commission approves that course and school;

(6) A school or person whose clientele are primarily students aged sixteen or under;

(7) A yoga teacher training course, program, or school.

3. A school which is otherwise licensed and approved under and pursuant to any other licensing law of this state shall be exempt from sections 173.600 to 173.618, but a state certificate of incorporation shall not constitute licensing for the purpose of sections 173.600 to 173.618.

4. Any school, training program or course of instruction exempted herein may elect by majority action of its governing body or by action of its director to apply for approval of the school, training program or course of instruction under the provisions of sections 173.600 to 173.618. Upon application to and approval by the coordinating board, such school training program or course of instruction may become exempt from the provisions of sections 173.600 to 173.618 at any subsequent time, except the board shall not approve an application for exemption if the approved school is then in any status of noncompliance with certification standards and a reversion to exempt status shall not relieve the school of any liability for indemnification or any penalty for noncompliance with certification standards during the period of the school's approved status."; and

Further amend said bill, Page 13, Section 173.1107, Line 8, by inserting immediately after all of said section and line the following:

"173.1150. 1. Notwithstanding any provision of law to the contrary, any individual who is in the process of separating from any branch of the military forces of the United States with an honorable discharge or a general discharge shall have student resident status for purposes of admission and in-state tuition at any approved public four-year institution in Missouri or in-state, in-district tuition at any approved two-year institution in Missouri.

2. To be eligible for student resident status under this section, any such individual shall demonstrate presence and declare residency within the state of Missouri. For purposes of attending a community college, an individual shall demonstrate presence and declare residency within the taxing district of the community college he or she attends.

3. The coordinating board for higher education shall promulgate rules to implement this section.

4. For purposes of this section, "approved public institution" shall have the same meaning as provided in subdivision (3) of **subsection 1** of section 173.1102.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or

to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

173.1153. 1. Notwithstanding any provision of law to the contrary, any individual who is currently serving in the Missouri National Guard or in a reserve component of the Armed Forces of the United States shall be deemed to be domiciled in this state for purposes of eligibility for in-state tuition at any approved public institution in Missouri.

2. To be eligible for in-state tuition under this section, any such individual shall demonstrate presence within the state of Missouri. For purposes of attending a community college, an individual shall demonstrate presence within the taxing district of the community college he or she attends.

3. If any such individual is eligible to receive financial assistance under any other federal or state student aid program, public or private, the full amount of such aid shall be reported to the coordinating board for higher education by the institution and the individual. The tuition limitation under this section shall be provided after all other federal and state aid for which the individual is eligible has been applied, and no individual shall receive more than the actual cost of attendance when the limitation is combined with other aid made available to such individual.

4. The coordinating board for higher education shall promulgate rules to implement this section.

5. For purposes of this section, "approved public institution" shall have the same meaning as provided in subdivision (3) of **subsection 1** of section 173.1102.

6. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void."; and

Further amend said bill and page, Section B, Line 1, by deleting the phrase "Section A" and inserting in lieu thereof the phrase "The repeal and reenactment of sections 161.670 and 167.121"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lichtenegger, **House Amendment No. 3** was adopted.

Representative Bahr offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 5, Section 161.670, Lines 138 through 143, by deleting all of said lines and inserting in lieu thereof the following:

"(14) Any online course or virtual program offered by a school district or charter school, including those offered prior to August 28, 2018, which meets the requirements of section 162.1250 shall be automatically approved to participate in the Missouri course access and virtual school program. Such course or program shall be subject to periodic renewal. A school district or charter school offering such a course or virtual school program shall be deemed an approved provider."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bahr, **House Amendment No. 4** was adopted.

Representative May offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 603, 576 & 898, Page 13, Section 173.1107, Line 8, by inserting immediately after said line the following:

"173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 5** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Spencer, **HCS SS SCS SBs 603, 576 & 898, as amended**, was adopted.

On motion of Representative Spencer, **HCS SS SCS SBs 603, 576 & 898, as amended**, was read the third time and passed by the following vote:

AYES: 084

Alferman	Anderson	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cookson
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Frederick
Gregory	Grier	Haahr	Hannegan	Helms
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kolmeyer	Lauer	Lichtenegger
Love	Lynch	Mathews	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 066

Adams	Anders	Andrews	Arthur	Bangert
Baringer	Barnes 28	Beck	Black	Burnett
Burns	Butler	Carpenter	Conway 10	Dinkins
Ellebracht	Fraker	Francis	Franklin	Franks Jr
Gannon	Gray	Green	Hansen	Harris
Henderson	Higdon	Hurst	Kendrick	Kidd
Knight	Korman	Lavender	Marshall	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Moon	Morgan
Mosley	Newman	Nichols	Phillips	Pierson Jr

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Quade	Razer	Redmon	Revis	Roberts
Rowland 155	Rowland 29	Runions	Ruth	Smith 85
Sommer	Stevens 46	Unsicker	Walker 3	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 27	Brown 57	Corlew	Haefner	Lant
Matthiesen	McDaniel	Peters	Pogue	Rone
Walker 74				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SCS SBs 807 & 577, relating to higher education, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HCS SCS SBs 807 & 577** was agreed to.

Representative Lichtenegger offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 9, Section 170.013, Line 16, by deleting the word "**in**" and inserting in lieu thereof the word "**on**"; and

Further amend said bill and page, Section 172.280, Lines 7 through 8, by deleting all of said line and inserting in lieu thereof the following:

"degrees, including dentistry, law, medicine, optometry, pharmacy, and veterinary medicine."; and

Further amend said bill, Page 10, Section 173.005, Line 51, by deleting the period "." and inserting in lieu thereof a semicolon ";"; and

Further amend said bill, Page 16, Section 173.260, Line 40, by deleting the phrase "**emergency medical technician,**"; and

Further amend said bill, Page 26, Section 174.231, Line 8, by deleting the numeral "(2)" and inserting in lieu thereof the numerals "~~(2)~~ (3)"; and

Further amend said bill, Page 31, Section 436.218, Line 96, by deleting the word "**an**" and inserting in lieu thereof the word "**a**"; and

Further amend said bill, Page 32, Section 436.227, Line 28, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and section, Page 33, Line 50, by deleting the word "**subdivisions**" and inserting in lieu thereof the word "**subdivision**"; and

Further amend said bill, page, and section, Line 66, by deleting the word "and" and inserting in lieu thereof the word "[~~and~~]"; and

Further amend said bill, Page 36, Section 436.242, Line 23, by inserting immediately after the word "**FIRST**" a comma ","; and

Further amend said bill, page, and section, Line 30, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and section, Page 37, Line 34, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 38, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 41, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, Page 38, Section 436.245, Line 31, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill and page, Section 436.248, Line 1, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill, page, and section, Line 4, by deleting the phrase "**the parent**" and inserting in lieu thereof the phrase "**a parent**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lichtenegger, **House Amendment No. 1** was adopted.

Representative Frederick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 24, Section 173.1450, Line 22, by inserting immediately after said line the following:

"173.2530. Beginning in the 2020-21 school year, and continuing on an annual basis thereafter, each public institution of higher education shall publish a report measuring compliance with the standards promulgated by the International Association of Counseling Services, Inc. relating to mental health services provided on college campuses. The report shall include a measure of the institution's ability to adequately meet student mental health needs. All reports required by this section shall be made available to the public.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kolkmeier assumed the Chair.

On motion of Representative Frederick, **House Amendment No. 2** was adopted.

Representative Swan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 1, Section A, Line 9, by inserting immediately after said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments **and public institutions of higher education.**

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 3** was adopted.

Representative May offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 807 & 577, Page 24, Section 173.1450, Line 22, by inserting immediately after said line the following:

"173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Lichtenegger, **HCS SCS SBs 807 & 577, as amended**, was adopted.

On motion of Representative Lichtenegger, **HCS SCS SBs 807 & 577, as amended**, was third read and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 104	Cookson
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Burnett	Hurst	Marshall	Moon
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PRESENT: 001

Washington

ABSENT WITH LEAVE: 021

Barnes 60	Brown 27	Burns	Carpenter	Conway 10
Corlew	Fraker	Haefner	Higdon	Lant
Matthiesen	McDaniel	Messenger	Newman	Peters
Pogue	Rhoads	Rone	Rowland 29	Stephens 128
Walker 74				

VACANCIES: 002

Representative Kolkmeyer declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS SB 892, as amended**, and has taken up and passed **CCS SCS SB 892**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 949** entitled:

An act to repeal sections 167.225, 167.263, 167.268, and 167.645, RSMo, and to enact in lieu thereof three new sections relating to reading intervention in schools.

In which the concurrence of the House is respectfully requested.

CONFERENCE COMMITTEE CHANGE

The Speaker hereby removes Representative Haefner from the Conference Committee on **HCS SB 660, as amended**, and appoints Representative Franklin.

On motion of Representative Vescovo, the House recessed until 3:15 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Ross.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Basye	Bernskoetter	Bondon	Cookson
DeGroot	Dogan	Fraker	Francis	Gannon
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Korman	Matthiesen	Mitten	Morse 151	Muntzel
Phillips	Redmon	Reiboldt	Reisch	Remole
Rhoads	Rowland 29	Taylor	Walsh	White

NOES: 000

PRESENT: 066

Adams	Anderson	Andrews	Austin	Bangert
Baringer	Barnes 28	Berry	Black	Brattin
Brown 57	Christofanelli	Conway 104	Davis	Dinkins
Eggleston	Franklin	Frederick	Gray	Green
Grier	Hannegan	Hansen	Harris	Helms
Higdon	Houghton	Houx	Johnson	Kendrick
Kidd	Knight	Kolkmeier	Lauer	Lichtenegger
Lynch	Marshall	Mathews	McCann Beatty	McCreery
Miller	Neely	Pfautsch	Pike	Razer
Roberts	Roden	Ross	Rowland 155	Runions

Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Trent	Walker 3	Washington	Wessels	Wilson
Wood				

ABSENT WITH LEAVE: 065

Anders	Arthur	Bahr	Barnes 60	Beard
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Corlew	Cornejo
Cross	Curtis	Curtman	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Franks Jr	Gregory	Haahr	Haefner	Hill
Lant	Lavender	Love	May	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Moon	Morgan	Morris 140	Mosley	Newman
Nichols	Peters	Pierson Jr	Pietzman	Plocher
Pogue	Quade	Rehder	Revis	Roeber
Rone	Schroer	Smith 85	Spencer	Stevens 46
Unsicker	Vescovo	Walker 74	Wiemann	Mr. Speaker

VACANCIES: 002

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1558, as amended, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Neely, **SS SCS HB 1558, as amended**, was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Rehder	Reiboldt

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Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Barnes 60	Basye	Beard	Brown 27
Burns	Butler	Chipman	Corlew	Cross
DeGroot	Ellington	Franks Jr	Haefner	Justus
Lant	McDaniel	McGee	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Razer
Redmon	Rone	Shumake	Smith 85	Walker 74

VACANCIES: 002

On motion of Representative Neely, **SS SCS HB 1558, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 57	Burnett
Carpenter	Christofanelli	Conway 10	Conway 104	Cookson
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Brattin	Brown 27	Burns	Butler
Chipman	Corlew	Ellington	Franks Jr	Haefner
Lant	McDaniel	McGee	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Rone
Shumake	Smith 85	Walker 74		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Brown 27	Burns	Butler	Corlew
DeGroot	Franks Jr	Haefner	Helms	Kidd

Lant	McDaniel	McGee	Meredith 71	Messenger
Newman	Nichols	Peters	Pogue	Rone
Smith 85	Walker 74	Wood		

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2171, with Senate Amendment No. 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 707, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Haefner, Morris (140) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SB 569, as amended**, and has taken up and passed **CCS HCS SB 569**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 707, as amended**, and has taken up and passed **CCS HCS SS SCS SB 707**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SB 793, as amended**, and has taken up and passed **HCS SB 793, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SB 800, as amended**, and has taken up and passed **HCS SB 800, as amended**.

BILLS IN CONFERENCE

CCR SCS SB 892, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, and House Amendment No. 5, relating to public employee retirement systems, was taken up by Representative Walker (3).

On motion of Representative Walker (3), **CCR SCS SB 892, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, and House Amendment No. 5** was adopted by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Bondon	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeier	Korman	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Merideth 80	Miller
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 002

Black	Morgan
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ABSENT WITH LEAVE: 032

Arthur	Bahr	Barnes 60	Berry	Brattin
Brown 27	Burns	Butler	Corlew	Cornejo
DeGroot	Franks Jr	Green	Haefner	Kidd
Lant	McDaniel	McGee	Meredith 71	Messenger
Mitten	Newman	Peters	Pogue	Rehder

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Rhoads	Rone	Smith 85	Trent	Walker 74
Wood	Mr. Speaker			

VACANCIES: 002

On motion of Representative Walker (3), **CCS SCS SB 892** was truly agreed to and finally passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Bondon	Brown 57	Burnett	Carpenter	Chipman
Conway 104	Cookson	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Korman	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	Merideth 80
Miller	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson		

NOES: 005

DeGroot	Ellington	Hurst	Marshall	Moon
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PRESENT: 002

Black	Morgan
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ABSENT WITH LEAVE: 026

Arthur	Barnes 60	Brattin	Brown 27	Burns
Butler	Christofanelli	Conway 10	Corlew	Franks Jr
Haefner	Kolkmeier	Lant	McDaniel	McGee
Meredith 71	Messenger	Mitten	Newman	Peters
Pogue	Rehder	Rone	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

CCR HCS SS SCS SB 707, as amended, relating to vehicle sales, was taken up by Representative Engler.

Representative Ross resumed the Chair.

CCR HCS SS SCS SB 707, as amended, was laid over.

THIRD READING OF SENATE BILLS

HCS SCS SB 672, relating to fiduciary relationships, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS SCS SB 672** was agreed to.

HCS SCS SB 672 was laid over.

BILLS IN CONFERENCE

CCR HCS SS SCS SB 707, as amended, relating to vehicle sales, was again taken up by Representative Engler.

On motion of Representative Engler, **CCR HCS SS SCS SB 707, as amended**, was adopted by the following vote:

AYES: 120

Adams	Alferman	Anders	Anderson	Austin
Bahr	Bangert	Baringer	Barnes 28	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Conway 104	Cookson	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

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NOES: 013

Andrews	Conway 10	Curtis	Ellington	Hurst
Johnson	Marshall	May	Merideth 80	Moon
Quade	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 028

Arthur	Barnes 60	Basye	Brown 27	Burns
Butler	Christofanelli	Corlew	Evans	Fitzpatrick
Franks Jr	Haefner	Higdon	Korman	Lant
McDaniel	McGee	Meredith 71	Messenger	Neely
Newman	Peters	Pogue	Reisch	Rhoads
Rone	Stevens 46	Mr. Speaker		

VACANCIES: 002

On motion of Representative Engler, **CCS HCS SS SCS SB 707** was truly agreed to and finally passed by the following vote:

AYES: 119

Adams	Alferman	Anders	Anderson	Austin
Bahr	Bangert	Baringer	Barnes 28	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 015

Andrews	Conway 10	Curtis	Ellington	Hurst
Johnson	Marshall	May	Merideth 80	Moon
Quade	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Basye	Brown 27	Burns
Butler	Corlew	DeGroot	Evans	Fitzpatrick
Franks Jr	Haefner	Higdon	Korman	Lant
McDaniel	McGee	Meredith 71	Messenger	Neely
Newman	Peters	Pogue	Rhoads	Rone
Stevens 46	Mr. Speaker			

VACANCIES: 002

Representative Ross declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SB 870, as amended**, and has taken up and passed **CCS HCS SS SB 870**.

THIRD READING OF SENATE BILLS

HCS SB 951, relating to health care, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS SB 951** was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section 191.227, Line 6, by deleting the phrase "**For the purposes of this subsection**," and

Further amend said bill and section, Page 2, Line 27, by inserting at the end of said line a hard return and the following:

"Such fee shall be the fee in effect on February 1, 2018, increased or decreased annually under this section."; and

Further amend said bill, Section 197.305, Pages 4 and 5, Lines 44 to 51, by deleting said lines and inserting in lieu thereof the following:

"(e) Any change in licensed bed capacity of a health care facility **licensed under chapter 198** which increases the total number of beds by more than ten or more than ten percent of total bed capacity, whichever is less, over a two-year period, **provided that any such health care facility seeking an increase in total beds or total bed capacity in an amount less than described in this paragraph shall be eligible for such increase only if the facility has had no patient care class I deficiencies within the last eighteen months and has maintained at least an eighty-five percent average occupancy rate for the previous six quarters**;" and

Further amend said bill, Page 6, Section 577.029, Line 1, by deleting the numeral "**1**."; and

Further amend said bill, page, and section, Line 3, by deleting the words, "~~shall~~ **may**" and inserting in lieu thereof the word, "shall"; and

Further amend said section, Pages 6 and 7, Lines 5 and 6, by deleting all of said lines and inserting in lieu thereof the following:

"the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be"; and

Further amend said section, Page 7, Lines 13-16, by deleting all of said lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

Representative Pike offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 2** was adopted.

Representative Frederick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade"."; and

Further amend said bill, Page 3, Section 191.227, Line 72, by inserting after all of said section and line the following:

"191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care

management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335.

208.670. 1. As used in this section, these terms shall have the following meaning:

(1) **"Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;**

(2) **"Distant site", the same meaning as such term is defined in section 191.1145;**

(3) **"Originating site", the same meaning as such term is defined in section 191.1145;**

(4) **"Provider", [any provider of medical services and mental health services, including all other medical disciplines] the same meaning as the term "health care provider" is defined in section 191.1145, and such provider meets all other MO HealthNet eligibility requirements;**

~~[(2)]~~ (5) **"Telehealth", the same meaning as such term is defined in section 191.1145.**

~~2. [Reimbursement for the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program shall be allowed for orthopedics, dermatology, ophthalmology and optometry, in cases of diabetic retinopathy, burn and wound care, dental services which require a diagnosis, and maternal-fetal medicine ultrasounds.~~

~~3. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the practice of telehealth in the MO HealthNet program. Such rules shall address, but not be limited to, appropriate standards for the use of telehealth, certification of agencies offering telehealth, and payment for services by providers. Telehealth providers shall be required to obtain participant consent before telehealth services are initiated and to ensure confidentiality of medical information.~~

~~4. Telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. Reimbursement for such services shall be made in the same way as reimbursement for in-person contacts.~~

~~5. The provisions of section 208.671 shall apply to the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program]~~ **The department of social services shall reimburse providers for services provided through telehealth if such providers can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. The department shall not restrict the originating site through rule or payment so long as the provider can ensure**

services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person. Payment for services rendered via telehealth shall not depend on any minimum distance requirement between the originating and distant site. Reimbursement for telehealth services shall be made in the same way as reimbursement for in-person contact; however, consideration shall also be made for reimbursement to the originating site. Reimbursement for asynchronous store-and-forward may be capped at the reimbursement rate had the service been provided in person.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug, **except as provided in section 195.265.**

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

- (d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and
- (2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances."; and

Further amend said bill, Page 5, Section 197.305, Line 68, by inserting after all of said line the following:

~~"208.677. [4. For purposes of the provision of telehealth services in the MO HealthNet program, the term "originating site" shall mean a telehealth site where the MO HealthNet participant receiving the telehealth service is located for the encounter. The standard of care in the practice of telehealth shall be the same as the standard of care for services provided in person. An originating site shall be one of the following locations:~~

- ~~—— (1) An office of a physician or health care provider;~~
 - ~~—— (2) A hospital;~~
 - ~~—— (3) A critical access hospital;~~
 - ~~—— (4) A rural health clinic;~~
 - ~~—— (5) A federally qualified health center;~~
 - ~~—— (6) A long term care facility licensed under chapter 198;~~
 - ~~—— (7) A dialysis center;~~
 - ~~—— (8) A Missouri state habilitation center or regional office;~~
 - ~~—— (9) A community mental health center;~~
 - ~~—— (10) A Missouri state mental health facility;~~
 - ~~—— (11) A Missouri state facility;~~
 - ~~—— (12) A Missouri residential treatment facility licensed by and under contract with the children's division.~~
- ~~Facilities shall have multiple campuses and have the ability to adhere to technology requirements. Only Missouri-licensed psychiatrists, licensed psychologists, or provisionally licensed psychologists, and advanced practice-registered nurses who are MO HealthNet providers shall be consulting providers at these locations;~~
- ~~—— (13) A comprehensive substance treatment and rehabilitation (CSTAR) program;~~
 - ~~—— (14) A school;~~
 - ~~—— (15) The MO HealthNet recipient's home;~~
 - ~~—— (16) A clinical designated area in a pharmacy; or~~
 - ~~—— (17) A child assessment center as described in section 210.001.~~

~~2. If the originating site is a school, the school shall obtain permission from the parent or guardian of any student receiving telehealth services prior to each provision of service.] Prior to the provision of telehealth services in a school, the parent or guardian of the child shall provide authorization for the provision of such service. Such authorization shall include the ability for the parent or guardian to authorize services via telehealth in the school for the remainder of the school year."; and~~

Further amend said bill, Page 5, Section 210.070, Line 8, by inserting after all of said section and line the following:

"217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

- (1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed ~~[Step 1 and]~~ Step 2 of the United States Medical Licensing Examination or the equivalent of such ~~[steps]~~ **step** of any other board-approved medical licensing examination within the ~~[two-year]~~ **three-year** period immediately preceding application for licensure as an assistant physician, ~~[but in no event more than]~~ **or within** three years after graduation from a medical college or osteopathic medical college, **whichever is later;**

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding ~~[two-year]~~ **three-year** period unless when such ~~[two-year]~~ **three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms “doctor”, “Dr.”, or “doc”. No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. ~~[To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.]~~ Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by ~~[P.L.] Pub. L. 95-210 [.]~~ **(42 U.S.C. Section 1395x), as amended**, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health

clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

- (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
- (6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
- (7) A list of all other written practice agreements of the collaborating physician and the assistant physician;
- (8) The duration of the written practice agreement between the collaborating physician and the assistant physician;
- (9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
- (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

- (1) Geographic areas to be covered;
- (2) The methods of treatment that may be covered by collaborative practice arrangements;
- (3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and
- (4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent assistant physicians, **full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, **or to a certified registered nurse anesthetist providing**

anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill, **except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.** Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009, **or assistant physicians providing opioid addiction treatment.**

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and

provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent advanced practice registered nurses, **full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008, **or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.**

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the

collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

- (1) "Applicant", any individual who seeks to become licensed as a physician assistant;
- (2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;
- (3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;
- (4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;
- (5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;
- (6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;
- (7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;
- (8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, [where the supervising physician is no further than fifty miles by road

~~using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services]~~ **within a geographic proximity to be determined by the board of registration for the healing arts.**

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93** and a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, **or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended**, no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

- (1) Taking patient histories;
- (2) Performing physical examinations of a patient;
- (3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;
- (4) Performing routine therapeutic procedures;
- (5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;
- (6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;
- (7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;
- (8) Assisting in surgery;
- (9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and
- (10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

- (1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;
- (2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;
- (3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;
- (4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and
- (5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public

and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;
 - (2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;
 - (3) All specialty or board certifications of the supervising physician;
 - (4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:
 - (a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and
 - (b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;
 - (5) The duration of the supervision agreement between the supervising physician and physician assistant;
- and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than ~~three~~ **six** full-time equivalent licensed physician assistants, **full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof.** This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197, **or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of section 334.104.**

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in

a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill, **except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician.** Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association ~~(or)~~ (APA), the Canadian Psychological Association, **or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a

psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall

retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology;
- (2) Is a member of the National Register of Health Service Providers in Psychology;
- (3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;
- (4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

- (a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

- (b) Has been licensed for the preceding five years; and

- (c) Has had no disciplinary action taken against the license for the preceding five years; or

- (5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised

experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

- (2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;
- (3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;
- (4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

~~[(4)]~~ (5) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

~~[(5)]~~ (6) The coverages set forth in this subsection:

- (a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;
- (b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and
- (c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

- (1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;
- (2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;
- (3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;
- (4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and
- (5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

- (1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth in this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders ~~[except for chemical dependency]~~;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

- (1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;
- (2) Services rendered or billed by a school or halfway house;
- (3) Care that is custodial in nature;
- (4) Services and supplies that are not immediately nor clinically appropriate; or
- (5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void."; and

Further amend said bill, Page 7, Section 577.029, Line 16, by inserting after all of said section and line the following:

"630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".

2. As used in this section, the following terms mean:

- (1) "Department", the department of mental health;**
- (2) "IATOA program", the improved access to treatment for opioid addictions program created under subsection 3 of this section.**

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall

be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

- (1) Engage in community education;
- (2) Engage in professional education outreach programs with local treatment providers;
- (3) Serve as a liaison to courts;
- (4) Serve as a liaison to addiction support organizations;
- (5) Provide educational outreach to schools;
- (6) Treat physical ailments of patients in an addiction treatment program or considering entering such a program;
- (7) Refer patients to treatment centers;
- (8) Assist patients with court and social service obligations;
- (9) Perform other functions as authorized by the department; and
- (10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

- (1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

- (2) "Council", the Missouri advisory council for comprehensive psychiatric services;
- (3) "Court", the court which has jurisdiction over the respondent or patient;
- (4) "Division", the division of comprehensive psychiatric services of the department of mental health;
- (5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;
- (6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;
- (7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;
- (8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;
- (9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;
- (10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:
 - (a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;
 - (b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or
 - (c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;
- (11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;
- (12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;
- (13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse**, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;
- (14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;
- (15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;
- (16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse"**, a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;

(18) **"Psychiatric assistant physician"**, a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;

(19) **"Psychiatric nurse"**, a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) **"Psychiatric physician assistant"**, a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;

~~[(48)]~~ (21) **"Psychiatric social worker"**, a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

~~[(49)]~~ (22) **"Psychiatrist"**, a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(20)]~~ (23) **"Psychologist"**, a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

~~[(24)]~~ (24) **"Resident in psychiatry"**, a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(22)]~~ (25) **"Respondent"**, an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

~~[(23)]~~ (26) **"Treatment"**, any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

~~[208.671. 1. As used in this section and section 208.673, the following terms shall mean:~~

~~(1) "Asynchronous store and forward", the transfer of a participant's clinically important digital samples, such as still images, videos, audio, text files, and relevant data from an originating site through the use of a camera or similar recording device that stores digital samples that are forwarded via telecommunication to a distant site for consultation by a consulting provider without requiring the simultaneous presence of the participant and the participant's treating provider;~~

~~(2) "Asynchronous store and forward technology", cameras or other recording devices that store images which may be forwarded via telecommunication devices at a later time;~~

~~(3) "Consultation", a type of evaluation and management service as defined by the most recent edition of the Current Procedural Terminology published annually by the American Medical Association;~~

~~(4) "Consulting provider", a provider who, upon referral by the treating provider, evaluates a participant and appropriate medical data or images delivered through asynchronous store and forward technology. If a consulting provider is unable to render an opinion due to insufficient information, the consulting provider may request additional information to facilitate the rendering of an opinion or decline to render an opinion;~~

~~(5) "Distant site", the site where a consulting provider is located at the time the consultation service is provided;~~

~~(6) "Originating site", the site where a MO HealthNet participant receiving services and such participant's treating provider are both physically located;~~

~~(7) "Provider", any provider of medical, mental health, optometric, or dental~~

health services, including all other medical disciplines, licensed and providing MO HealthNet services who has the authority to refer participants for medical, mental health, optometric, dental, or other health care services within the scope of practice and licensure of the provider;

(8) “Telehealth”, as that term is defined in section 191.1145;

(9) “Treating provider”, a provider who:

(a) Evaluates a participant;

(b) Determines the need for a consultation;

(c) Arranges the services of a consulting provider for the purpose of diagnosis and treatment; and

(d) Provides or supplements the participant’s history and provides pertinent physical examination findings and medical information to the consulting provider.

2. The department of social services, in consultation with the departments of mental health and health and senior services, shall promulgate rules governing the use of asynchronous store and forward technology in the practice of telehealth in the MO HealthNet program. Such rules shall include, but not be limited to:

(1) Appropriate standards for the use of asynchronous store and forward technology in the practice of telehealth;

(2) Certification of agencies offering asynchronous store and forward technology in the practice of telehealth;

(3) Timelines for completion and communication of a consulting provider’s consultation or opinion, or if the consulting provider is unable to render an opinion, timelines for communicating a request for additional information or that the consulting provider declines to render an opinion;

(4) Length of time digital files of such asynchronous store and forward services are to be maintained;

(5) Security and privacy of such digital files;

(6) Participant consent for asynchronous store and forward services; and

(7) Payment for services by providers; except that, consulting providers who decline to render an opinion shall not receive payment under this section unless and until an opinion is rendered.

Telehealth providers using asynchronous store and forward technology shall be required to obtain participant consent before asynchronous store and forward services are initiated and to ensure confidentiality of medical information.

3. Asynchronous store and forward technology in the practice of telehealth may be utilized to service individuals who are qualified as MO HealthNet participants under Missouri law. The total payment for both the treating provider and the consulting provider shall not exceed the payment for a face to face consultation of the same level.

4. The standard of care for the use of asynchronous store and forward technology in the practice of telehealth shall be the same as the standard of care for services provided in person.]

[208.673. 1. There is hereby established the “Telehealth Services Advisory Committee” to advise the department of social services and propose rules regarding the coverage of telehealth services in the MO HealthNet program utilizing asynchronous store and forward technology.

2. The committee shall be comprised of the following members:

(1) The director of the MO HealthNet division, or the director’s designee;

(2) The medical director of the MO HealthNet division;

~~(3) A representative from a Missouri institution of higher education with expertise in telehealth;~~
~~(4) A representative from the Missouri office of primary care and rural health;~~
~~(5) Two board-certified specialists licensed to practice medicine in this state;~~
~~(6) A representative from a hospital located in this state that utilizes telehealth;~~
~~(7) A primary care physician from a federally qualified health center (FQHC) or rural health clinic;~~
~~(8) A primary care physician from a rural setting other than from an FQHC or rural health clinic;~~
~~(9) A dentist licensed to practice in this state; and~~
~~(10) A psychologist, or a physician who specializes in psychiatry, licensed to practice in this state.~~
3. ~~Members of the committee listed in subdivisions (3) to (10) of subsection 2 of this section shall be appointed by the governor with the advice and consent of the senate. The first appointments to the committee shall consist of three members to serve three year terms, three members to serve two year terms, and three members to serve a one year term as designated by the governor. Each member of the committee shall serve for a term of three years thereafter.~~
4. ~~Members of the committee shall not receive any compensation for their services but shall be reimbursed for any actual and necessary expenses incurred in the performance of their duties.~~
5. ~~Any member appointed by the governor may be removed from office by the governor without cause. If there is a vacancy for any cause, the governor shall make an appointment to become effective immediately for the unexpired term.~~
6. ~~Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.]~~

[208.675. For purposes of the provision of telehealth services in the MO HealthNet program, the following individuals, licensed in Missouri, shall be considered eligible health care providers:

- ~~(1) Physicians, assistant physicians, and physician assistants;~~
- ~~(2) Advanced practice registered nurses;~~
- ~~(3) Dentists, oral surgeons, and dental hygienists under the supervision of a currently registered and licensed dentist;~~
- ~~(4) Psychologists and provisional licensees;~~
- ~~(5) Pharmacists;~~
- ~~(6) Speech, occupational, or physical therapists;~~
- ~~(7) Clinical social workers;~~
- ~~(8) Podiatrists;~~
- ~~(9) Optometrists;~~
- ~~(10) Licensed professional counselors; and~~
- ~~(11) Eligible health care providers under subdivisions (1) to (10) of this section practicing in a rural health clinic, federally qualified health center, or community mental health center.]"~~; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wiemann offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Bill No. 951, Page 10, Line 28, by inserting after all of said line the following:

"13. Nothing in this section or section 334.036 shall be construed to limit the authority of hospitals or hospital medical staff to make employment or medical staff credentialing or privileging decisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wiemann, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Frederick, **House Amendment No. 3, as amended**, was adopted.

Representative Hurst offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 951, Page 5, Section 197.305, Line 68, by inserting immediately after said section and line the following:

"208.217. 1. As used in this section, the following terms mean:

(1) "Data match", a method of comparing the department's information with that of another entity and identifying those records which appear in both files. This process is accomplished by a computerized comparison by which both the department and the entity utilize a computer readable electronic media format;

(2) "Department", the Missouri department of social services;

(3) "Entity":

(a) Any insurance company as defined in chapter 375 or any public organization or agency transacting or doing the business of insurance; or

(b) Any health service corporation or health maintenance organization as defined in chapter 354 or any other provider of health services as defined in chapter 354;

(c) Any self-insured organization or business providing health services as defined in chapter 354; or

(d) Any third-party administrator (TPA), administrative services organization (ASO), or pharmacy benefit manager (PBM) transacting or doing business in Missouri or administering or processing claims or benefits, or both, for residents of Missouri;

(4) "Individual", any applicant or present or former participant receiving public assistance benefits under sections 208.151 to 208.159 **or a person receiving department of mental health services for the purposes of subsection 9 of this section;**

(5) "Insurance", any agreement, contract, policy plan or writing entered into voluntarily or by court or administrative order providing for the payment of medical services or for the provision of medical care to or on behalf of an individual;

(6) "Request", any inquiry by the MO HealthNet division for the purpose of determining the existence of insurance where the department may have expended MO HealthNet benefits.

2. The department may enter into a contract with any entity, and the entity shall, upon request of the department of social services, inform the department of any records or information pertaining to the insurance of any individual.

3. The information which is required to be provided by the entity regarding an individual is limited to those insurance benefits that could have been claimed and paid by an insurance policy agreement or plan with respect to medical services or items which are otherwise covered under the MO HealthNet program.

4. A request for a data match made by the department pursuant to this section shall include sufficient information to identify each person named in the request in a form that is compatible with the record-keeping methods of the entity. Requests for information shall pertain to any individual or the person legally responsible for such individual and may be requested at a minimum of twice a year.

5. The department shall reimburse the entity which is requested to supply information as provided by this section for actual direct costs, based upon industry standards, incurred in furnishing the requested information and as set out in the contract. The department shall specify the time and manner in which information is to be delivered by the entity to the department. No reimbursement will be provided for information requested by the department other than by means of a data match.

6. Any entity which has received a request from the department pursuant to this section shall provide the requested information in compliance with HIPAA required transactions within sixty days of receipt of the request. Willful failure of an entity to provide the requested information within such period shall result in liability to the state for civil penalties of up to ten dollars for each day thereafter. The attorney general shall, upon request of the department, bring an action in a circuit court of competent jurisdiction to recover the civil penalty. The court shall determine the amount of the civil penalty to be assessed. A health insurance carrier, including instances where it acts in the capacity of an administrator of an ASO account, and a TPA acting in the capacity of an administrator for a fully insured or self-funded employer, is required to accept and respond to the HIPAA ANSI standard transaction for the purpose of validating eligibility.

7. The director of the department shall establish guidelines to assure that the information furnished to any entity or obtained from any entity does not violate the laws pertaining to the confidentiality and privacy of an applicant or participant receiving MO HealthNet benefits. Any person disclosing confidential information for purposes other than set forth in this section shall be guilty of a class A misdemeanor.

8. The application for or the receipt of benefits under sections 208.151 to 208.159 shall be deemed consent by the individual to allow the department to request information from any entity regarding insurance coverage of said person.

9. The provisions of this section that apply to the department of social services shall also apply to the department of mental health when contracting with any entity to supply information as provided for in this section regarding an individual receiving department of mental health services."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hurst, **House Amendment No. 4** was adopted.

Representative Neely offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 951, Page 1, Section A, Line 3, by inserting immediately after said line the following:

"58.451. 1. When any person, in any county in which a coroner is required by section 58.010, dies and there is reasonable ground to believe that such person died as a result of:

- (1) Violence by homicide, suicide, or accident;
- (2) Criminal abortions, including those self-induced;
- (3) Some unforeseen sudden occurrence and the deceased had not been attended by a physician during the thirty-six-hour period preceding the death;
- (4) In any unusual or suspicious manner;
- (5) Any injury or illness while in the custody of the law or while an inmate in a public institution[;]

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the coroner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the coroner or deputy coroner shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death, including whether by the act of man, and the manner of death. The coroner or deputy coroner may take the names and addresses of witnesses to the death and shall file this information in the coroner's office. The coroner or deputy coroner shall take possession of all

property of value found on the body, making exact inventory of such property on the report and shall direct the return of such property to the person entitled to its custody or possession. The coroner or deputy coroner shall take possession of any object or article which, in the coroner's or the deputy coroner's opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall immediately contact the county coroner. Immediately upon receipt of such notification, the coroner or the coroner's deputy shall make the determination if further investigation is necessary, based on information provided by the individual contacting the coroner, and immediately advise such individual of the coroner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice. The hospice shall provide written notice to the coroner within twenty-four hours of the death.

~~[3-]~~ 4. Upon taking charge of the dead body and before moving the body the coroner shall notify the police department of any city in which the dead body is found, or if the dead body is found in the unincorporated area of a county governed by the provisions of sections 58.451 to 58.457, the coroner shall notify the county sheriff or the highway patrol and cause the body to remain unmoved until the police department, sheriff or the highway patrol has inspected the body and the surrounding circumstances and carefully noted the appearance, the condition and position of the body and recorded every fact and circumstance tending to show the cause and manner of death, with the names and addresses of all known witnesses, and shall subscribe the same and make such record a part of the coroner's report.

~~[4-]~~ 5. In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the coroner, upon being advised of such facts, may at the coroner's own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

~~[5-]~~ 6. The coroner may certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death or when a physician is unavailable to sign a certificate of death.

~~[6-]~~ 7. When the cause of death is established by the coroner, the coroner shall file a copy of the findings in the coroner's office within thirty days.

~~[7-]~~ 8. If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner determines that a further examination is necessary in the public interest, the coroner on the coroner's own authority may make or cause to be made an autopsy on the body. The coroner may on the coroner's own authority employ the services of a pathologist, chemist, or other expert to aid in the examination of the body or of substances supposed to have caused or contributed to death, and if the pathologist, chemist, or other expert is not already employed by the city or county for the discharge of such services, the pathologist, chemist, or other expert shall, upon written authorization of the coroner, be allowed reasonable compensation, payable by the city or county, in the manner provided in section 58.530. The coroner shall, at the time of the autopsy, record or cause to be recorded each fact and circumstance tending to show the condition of the body and the cause and manner of death.

~~[8-]~~ 9. If on view of the dead body and after personal inquiry into the cause and manner of death, the coroner considers a further inquiry and examination necessary in the public interest, the coroner shall make out the coroner's warrant directed to the sheriff of the city or county requiring the sheriff forthwith to summon six good and lawful citizens of the county to appear before the coroner, at the time and place expressed in the warrant, and to inquire how and by whom the deceased died.

~~[9-]~~ 10. (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility, the place which the person is determined to be dead shall be considered the place of death and the county coroner or medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may with authorization of the coroner or medical examiner from the original transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the original transferring county. The coroner or medical examiner from the original transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner of the county where a person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person, and shall make available information and records obtained for investigation of the death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[40-]~~ **11.** There shall not be any statute of limitations or time limits on the cause of death when death is the final result or determined to be caused by homicide, suicide, accident, child fatality, criminal abortion including those self-induced, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead. The final investigation of death in determining the cause and matter of death shall revert to the county of origin, and the coroner or medical examiner of such county shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[44-]~~ **12.** Except as provided in subsection ~~[9]~~ **10** of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

~~[42-]~~ **13.** In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation.

58.720. 1. When any person dies within a county having a medical examiner as a result of:

- (1) Violence by homicide, suicide, or accident;
- (2) Thermal, chemical, electrical, or radiation injury;
- (3) Criminal abortions, including those self-induced;
- (4) Disease thought to be of a hazardous and contagious nature or which might constitute a threat to public health; or when any person dies:
 - (a) Suddenly when in apparent good health;
 - (b) When unattended by a physician, chiropractor, or an accredited Christian Science practitioner, during the period of thirty-six hours immediately preceding his death;
 - (c) While in the custody of the law, or while an inmate in a public institution;
 - (d) In any unusual or suspicious manner[;]

the police, sheriff, law enforcement officer or official, or any person having knowledge of such a death shall immediately notify the office of the medical examiner of the known facts concerning the time, place, manner and circumstances of the death. Immediately upon receipt of notification, the medical examiner or his designated assistant shall take charge of the dead body and fully investigate the essential facts concerning the medical causes of death. He may take the names and addresses of witnesses to the death and shall file this information in his office. The medical examiner or his designated assistant shall take possession of all property of value found on the body, making exact inventory thereof on his report and shall direct the return of such property to the person entitled to its custody or possession. The medical examiner or his designated assistant examiner shall take possession of any object or article which, in his opinion, may be useful in establishing the cause of death, and deliver it to the prosecuting attorney of the county.

2. When a death occurs outside a licensed health care facility, the first licensed medical professional or law enforcement official learning of such death shall contact the county medical examiner. Immediately upon receipt of such notification, the medical examiner or the medical examiner's deputy shall make a determination if further investigation is necessary, based on information provided by the individual contacting the medical examiner, and immediately advise such individual of the medical examiner's intentions.

3. Notwithstanding the provisions of subsection 2 of this section, when a death occurs under the care of a hospice, no investigation shall be required if the death is certified by the treating physician of the deceased or the medical director of the hospice. The hospice shall provide written notice to the medical examiner within twenty-four hours of the death.

~~[3-]~~ 4. In any case of sudden, violent or suspicious death after which the body was buried without any investigation or autopsy, the medical examiner, upon being advised of such facts, may at his own discretion request that the prosecuting attorney apply for a court order requiring the body to be exhumed.

~~[4-]~~ 5. The medical examiner shall certify the cause of death in any case where death occurred without medical attendance or where an attending physician refuses to sign a certificate of death, and may sign a certificate of death in the case of any death.

~~[5-]~~ 6. When the cause of death is established by the medical examiner, he shall file a copy of his findings in his office within thirty days after notification of the death.

~~[6-]~~ 7. (1) When a person is being transferred from one county to another county for medical treatment and such person dies while being transferred, or dies while being treated in the emergency room of the receiving facility, the place which the person is determined to be dead shall be considered the place of death and the county coroner or the medical examiner of the county from which the person was originally being transferred shall be responsible for determining the cause and manner of death for the Missouri certificate of death.

(2) The coroner or medical examiner in the county in which the person is determined to be dead may, with authorization of the coroner or medical examiner from the transferring county, investigate and conduct postmortem examinations at the expense of the coroner or medical examiner from the transferring county. The coroner or medical examiner from the transferring county shall be responsible for investigating the circumstances of such and completing the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

(3) Such coroner or medical examiner, or the county where a person is determined to be dead, shall immediately notify the coroner or medical examiner of the county from which the person was originally being transferred of the death of such person and shall make available information and records obtained for investigation of death.

(4) If a person does not die while being transferred and is institutionalized as a regularly admitted patient after such transfer and subsequently dies while in such institution, the coroner or medical examiner of the county in which the person is determined to be dead shall immediately notify the coroner or medical examiner of the county from which such person was originally transferred of the death of such person. In such cases, the county in which the deceased was institutionalized shall be considered the place of death. If the manner of death is by homicide, suicide, accident, criminal abortion including those that are self-induced, child fatality, or any unusual or suspicious manner, the investigation of the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[7-]~~ 8. There shall not be any statute of limitations or time limits on cause of death when death is the final result or determined to be caused by homicide, suicide, accident, criminal abortion including those self-induced, child fatality, or any unusual or suspicious manner. The place of death shall be the place in which the person is determined to be dead, but the final investigation of death determining the cause and manner of death shall revert to the county of origin, and this coroner or medical examiner shall be responsible for the Missouri certificate of death. The certificate of death shall be filed in the county where the deceased was pronounced dead.

~~[8-]~~ 9. Except as provided in subsection ~~[6]~~ 7 of this section, if a person dies in one county and the body is subsequently transferred to another county, for burial or other reasons, the county coroner or medical examiner where the death occurred shall be responsible for the certificate of death and for investigating the cause and manner of the death.

~~[9-]~~ 10. In performing the duties, the coroner or medical examiner shall comply with sections 58.775 to 58.785 with respect to organ donation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 5** was adopted.

Representative Swan offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Bill No. 951, Page 5, Section 210.070, Line 8, by inserting immediately after said line the following:

"334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:

- (1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;**
- (2) "Board", the state board of registration for the healing arts;**
- (3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;**
- (4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;**
- (5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, dentistry, or a certified registered nurse anesthetist in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;**
- (6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;**
- (7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;**
- (8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;**
- (9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;**
- (10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;**
- (11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;**
- (12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;**
- (13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.**

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

- (1) A dental hygienist or dental assistant licensed by this state;
- (2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;
- (3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;
- (4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or
- (5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:
 - (1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;
 - (2) Promulgate rules for issuance of licenses;
 - (3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;
 - (4) Establish minimum requirements for continuing education;
 - (5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;
 - (6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;
 - (7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;
 - (8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;
 - (9) Establish ethical, moral, and practice standards; and
 - (10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:
 - (1) Chest radiography: radiography of the thorax, heart, and lungs;
 - (2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;

- (3) Spine radiography: radiography of the vertebral column;
- (4) Skull/sinus radiography: radiography of the skull and facial structures;
- (5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;
- (6) Bone densitometry: performance and analysis of bone density scans; or
- (7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

(1) Registers with the board on or before January 1, 2020;

(2) Does not change the scope of their current practice or current place of employment;

(3) Completes all continuing education requirements for their modality biennially as prescribed by the board;

(4) Practices only under the supervision of a licensed practitioner; and

(5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. 1. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Any authority granted to the board or the advisory committee to adopt or promulgate rules or to establish the scope of practice for the licensure issued by the board shall not include the authority to define, regulate, or interpret the scope of practice of any profession not licensed by the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 6** was adopted.

On motion of Representative Bondon, **HCS SB 951, as amended**, was adopted.

On motion of Representative Bondon, **HCS SB 951, as amended**, was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Carpenter
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Merideth 80	Mitten
Morgan	Morris 140	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Barnes 60	Basye	Brown 27	Burns
Butler	Conway 10	Cookson	Corlew	Cross
Curtis	DeGroot	Evans	Fitzpatrick	Franks Jr
Green	Haahr	Haefner	Higdon	Kolkmeier
Korman	Lant	McDaniel	McGee	Meredith 71
Messenger	Miller	Morse 151	Newman	Peters
Phillips	Plocher	Pogue	Rehder	Rone
Stevens 46	Walker 74			

VACANCIES: 002

Representative Ross declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SCS SB 718, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SCS SB 718, as amended, relating to health care, was taken up by Representative Rhoads.

Representative Rhoads moved that the House refuse to recede from its position on **HCS SCS SB 718, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 549, relating to the reauthorization of financial incentives for job creation, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **SS SCS SB 549**, relating to tax credits, was agreed to.

Representative Rehder offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, In the Title, Line 3, by deleting the words "the reauthorization of financial incentives for job creation" and inserting in lieu thereof the words "tax credits"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rehder, **House Amendment No. 1** was adopted.

Representative Helms offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.801. Notwithstanding any other provision of law to the contrary, no taxpayer shall claim more than one tax credit from any and all of the following tax credits in a single tax year: agricultural tax credits, business recruitment tax credits, community development tax credits, entrepreneurial tax credits, environmental tax credits, housing tax credits, redevelopment tax credits, or training and educational tax credits, as those terms are defined under section 135.800. This section shall not prevent a taxpayer from claiming a portion of a tax credit carried over from a previous tax year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

Representative Engler raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement and instructed members to confine remarks to the question under debate.

Representative Alferman assumed the Chair.

Representative Brattin offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 5, by inserting after the phrase "**tax year**" the phrase "**for any single project**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Knight	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 033

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Carpenter	Conway 10	Curtis
Ellebracht	Gray	Hannegan	Harris	Kendrick

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Lauer	Lavender	McCann Beatty	McCreery	Merideth 80
Morgan	Nichols	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 039

Arthur	Barnes 60	Beard	Bernskoetter	Berry
Brown 27	Burns	Butler	Cookson	Corlew
Ellington	Evans	Fitzpatrick	Franks Jr	Frederick
Green	Haahr	Haefner	Higdon	Kelley 127
Kolkmeier	Korman	Lant	Matthiesen	May
McDaniel	McGee	Meredith 71	Messenger	Mitten
Mosley	Newman	Peters	Pogue	Rhoads
Rone	Shumake	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Helms moved that **House Amendment No. 2, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 054

Anderson	Andrews	Bahr	Brattin	Chipman
Christofanelli	Curtman	DeGroot	Dinkins	Dogan
Eggleston	Engler	Fitzwater	Francis	Gregory
Grier	Helms	Henderson	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Lichtenegger	Love
Marshall	Mathews	Matthiesen	Moon	Morris 140
Morse 151	Neely	Phillips	Pietzman	Rehder
Reiboldt	Reisch	Remole	Roeber	Ross
Rowland 155	Smith 163	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	

NOES: 073

Adams	Alferman	Anders	Austin	Bangert
Baringer	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Brown 57	Burnett
Conway 10	Conway 104	Cornejo	Cross	Curtis
Davis	Dohrman	Ellebracht	Fraker	Franklin
Gannon	Gray	Haahr	Hannegan	Hansen
Harris	Hill	Houghton	Houx	Kendrick
Kidd	Knight	Lauer	Lavender	Lynch
McCann Beatty	McCreery	McGaugh	Merideth 80	Miller
Morgan	Muntzel	Nichols	Pfautsch	Pierson Jr
Pike	Quade	Razer	Redmon	Revis
Rhoads	Roberts	Roden	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Sommer	Stevens 46	Swan	Unsicker
Washington	Wessels	Wood		

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Barnes 60	Bondon	Brown 27	Burns
Butler	Carpenter	Cookson	Corlew	Ellington
Evans	Fitzpatrick	Franks Jr	Frederick	Green
Haefner	Higdon	Kolkmeier	Korman	Lant
May	McDaniel	McGee	Meredith 71	Messenger
Mitten	Mosley	Newman	Peters	Plocher
Pogue	Rone	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Taylor offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.835. 1. Notwithstanding any law to the contrary, for all tax years beginning on or after January 1, 2019, any tax credit that contains a limit on the amount that may be issued, authorized, or redeemed shall have such limit reduced by fifteen percent, which shall be the limit of the tax credit thereafter.

2. Each state entity responsible for issuing, authorizing, or redeeming a tax credit affected by this section shall publish notice of the limit reduction under this section with materials regarding such tax credit.

3. This section shall not apply to:

- (1) Any domestic and social tax credit, as that term is defined under section 135.800; or**
- (2) Any tax credit that is not subject to a cap or limit."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 3** was adopted.

Representative Hill offered **House Amendment No. 4.**

House Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"135.352. 1. A taxpayer owning an interest in a qualified Missouri project shall, subject to the limitations provided under the provisions of subsection 3 of this section, be allowed a state tax credit, whether or not allowed a federal tax credit, to be termed the Missouri low-income housing tax credit, if the commission issues an eligibility statement for that project.

2. For qualified Missouri projects placed in service after January 1, 1997, the Missouri low-income housing tax credit available to a project shall be such amount as the commission shall determine is necessary to ensure the feasibility of the project, up to an amount equal to the federal low-income housing tax credit for a qualified Missouri project, for a federal tax period, and such amount shall be subtracted from the amount of state tax otherwise due for the same tax period.

3. No more than six million dollars in tax credits shall be authorized each fiscal year for projects financed through tax-exempt bond issuance.

4. The Missouri low-income housing tax credit shall be taken against the taxes and in the order specified pursuant to section 32.115. The credit authorized by this section shall not be refundable. Any amount of credit that exceeds the tax due for a taxpayer's taxable year may be carried back to any of the taxpayer's three prior taxable years or carried forward to any of the taxpayer's five subsequent taxable years.

5. All or any portion of Missouri tax credits issued in accordance with the provisions of sections 135.350 to 135.362 may be allocated to parties who are eligible pursuant to the provisions of subsection 1 of this section. Beginning January 1, 1995, for qualified projects which began on or after January 1, 1994, an owner of a qualified Missouri project shall certify to the director the amount of credit allocated to each taxpayer. The owner of the project shall provide to the director appropriate information so that the low-income housing tax credit can be properly allocated.

6. In the event that recapture of Missouri low-income housing tax credits is required pursuant to subsection 2 of section 135.355, any statement submitted to the director as provided in this section shall include the proportion of the state credit required to be recaptured, the identity of each taxpayer subject to the recapture and the amount of credit previously allocated to such taxpayer.

7. Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined by the commission under subsection 2 of this section for qualified projects located in municipalities unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit determined under subsection 2 of this section for qualified projects located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the amount determined by the commission under subsection 2 of this section.

8. The director of the department may promulgate rules and regulations necessary to administer the provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 3 and 8 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 3 and 8 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection 3 of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

5. Notwithstanding any provision of law to the contrary, the value of any tax credit authorized under this section shall be ninety percent of the value determined under subsection 1 of this section for eligible property located in municipalities unless the applicable municipality agrees by council vote to remit to the department of revenue one percent of the value of the tax credit determined under subsection 1 of this section for eligible property located within their boundaries to be credited to general revenue. Thereupon, the value of the tax credit shall equal the amount determined under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 4** was adopted.

Representative Brattin offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

(1) "Certified historic structure", a property located in Missouri and listed individually on the National Register of Historic Places;

(2) "Deed in lieu of foreclosure or voluntary conveyance", a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(3) "Eligible property", **either:**

(a) **Before January 1, 2019**, property located in Missouri and offered or used for residential or business purposes; **or**

(b) **After January 1, 2019**, property located in Missouri and offered or used for:

a. Business purposes; or

b. Residential purposes if such residential property has an assessed value of no more than two hundred fifty thousand dollars;

(4) "Leasehold interest", a lease in an eligible property for a term of not less than thirty years;

(5) "Principal", a managing partner, general partner, or president of a taxpayer;

(6) **"Projected net fiscal benefit", the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;**

(7) **"Qualified census tract", a census tract with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department of economic development and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;**

(8) "Structure in a certified historic district", a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

~~[(7)]~~ (9) "Taxpayer", any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. (1) During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] 4 and [8] 10 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, **but ending before June 30, 2018**, the department of economic development shall not approve applications for tax credits under the provisions of subsections [3] 4 and [8] 10 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. **For each fiscal year beginning on or after July 1, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 9 of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559.** The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection [3] 4 of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) **For each fiscal year beginning on or after July 1, 2018, the department may authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections 4 and 9 of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract.**

(3) **For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under subdivision (1) of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department of economic development shall publish such adjusted amount.**

3. For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is a nonincome producing single-family, owner-occupied residential property and is either a certified historic structure or a structure in a certified historic district.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to January 1, 2010; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before January 1, 2010, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. To obtain approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall submit an application for tax credits to the department of economic development. Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection [8] 10 of this section, shall be prioritized for review and approval, in the order of the date on which the application was

postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department of economic development for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection [8] 10 of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district; ~~and~~

(5) **A copy of all land use and building approvals reasonably necessary for the commencement of the project; and**

(6) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. **In evaluating an application for tax credits submitted under this section, the department of economic development shall also consider:**

(1) **The amount of projected net fiscal benefit of the project to the state and local municipality, and the period in which the state and municipality would realize such net fiscal benefit;**

(2) **The overall size and quality of the proposed project, including the estimated number of new jobs to be created by the project, the potential multiplier effect of the project, and similar factors;**

(3) **The level of economic distress in the area; and**

(4) **Input from the local elected officials and local municipality in which the proposed project is located as to the importance of the proposed project to the municipality.**

4. If the department of economic development deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. **If the department of economic development disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.**

~~[4-]~~ 5. Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

~~[5-]~~ 6. In the event that the department of economic development grants approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other

approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department of economic development that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department of economic development and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval.

7. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within sixty days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department of economic development determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty day period from the date of such notice to submit additional evidence to remedy the failure.

[6-] **8.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within ~~[two years]~~ **nine months** of the date of issuance of the letter from the department of economic development granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval shall be subject to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new application for the project.

[7-] **9.** To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[8-] **10.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection [3] **4** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[9-] **11.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property."; and

Further amend said bill, Page 8, Section 620.809, Line 241, by inserting immediately after all of said section and line the following:

"620.1900. 1. The department of economic development may charge a fee to the recipient of any tax credits issued by the department, in an amount up to two and one-half percent of the amount of tax credits issued, **or for tax credits issued under sections 253.545 to 253.559 in an amount equal to four percent of the amount of tax credits issued.** The fee shall be paid by the recipient upon the issuance of the tax credits. However, no fee shall

be charged for the tax credits issued under section 135.460, or section 208.770, or under sections 32.100 to 32.125, if issued for community services, crime prevention, education, job training, or physical revitalization.

2. (1) All fees received by the department of economic development under this section shall be deposited solely to the credit of the economic development advancement fund, created under subsection 3 of this section.

(2) **Thirty-seven and one-half percent of the revenue derived from the four percent fee charged on tax credits issued under sections 253.545 to 253.559 shall be appropriated from the economic development advancement fund for business recruitment and marketing.**

3. There is hereby created in the state treasury the "Economic Development Advancement Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

4. Such fund shall consist of any fees charged under subsection 1 of this section, any gifts, contributions, grants, or bequests received from federal, private, or other sources, fees or administrative charges from private activity bond allocations, moneys transferred or paid to the department in return for goods or services provided by the department, and any appropriations to the fund.

5. At least fifty percent of the fees and other moneys deposited in the fund shall be appropriated for marketing, technical assistance, and training, contracts for specialized economic development services, and new initiatives and pilot programming to address economic trends. The remainder may be appropriated toward the costs of staffing and operating expenses for the program activities of the department of economic development, and for accountability functions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 15, by deleting the phrase "**Residential purposes**" and inserting in lieu thereof the phrase "**Single-family, owner-occupied residential purposes**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1 to House Amendment No. 5** was adopted.

On motion of Representative Brattin, **House Amendment No. 5, as amended**, was adopted.

Representative Engler offered **House Amendment No. 6.**

House Amendment No. 6

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 8, Section 620.809, Line 235, by deleting the number "**2030**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill, Page 14, Section 620.2020, Line 207, by deleting the number "**2030**" and inserting in lieu thereof the number "**2025**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 6** was adopted.

Representative Christofanelli offered **House Amendment No. 7**.

House Amendment No. 7

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.700. For all tax years beginning on or after January 1, 1999, **but before January 1, 2019**, a grape grower or wine producer shall be allowed a tax credit against the state tax liability incurred pursuant to chapter 143, exclusive of the provisions relating to the withholding of tax as provided in sections 143.191 to 143.265, in an amount equal to twenty-five percent of the purchase price of all new equipment and materials used directly in the growing of grapes or the production of wine in the state. Each grower or producer shall apply to the department of economic development and specify the total amount of such new equipment and materials purchased during the calendar year. The department of economic development shall certify to the department of revenue the amount of such tax credit to which a grape grower or wine producer is entitled pursuant to this section. The provisions of this section notwithstanding, a grower or producer may only apply for and receive the credit authorized by this section for five tax periods.

135.800. 1. The provisions of sections 135.800 to 135.830 shall be known and may be cited as the "Tax Credit Accountability Act of 2004".

2. As used in sections 135.800 to 135.830, the following terms mean:

(1) "Administering agency", the state agency or department charged with administering a particular tax credit program, as set forth by the program's enacting statute; where no department or agency is set forth, the department of revenue;

(2) "Agricultural tax credits", the agricultural product utilization contributor tax credit created pursuant to section 348.430, the new generation cooperative incentive tax credit created pursuant to section 348.432, the family farm breeding livestock loan tax credit created under section 348.505, the qualified beef tax credit created under section 135.679, and the wine and grape production tax credit created pursuant to section 135.700;

(3) "All tax credit programs", or "any tax credit program", the tax credit programs included in the definitions of agricultural tax credits, business recruitment tax credits, community development tax credits, domestic and social tax credits, entrepreneurial tax credits, environmental tax credits, financial and insurance tax credits, housing tax credits, redevelopment tax credits, and training and educational tax credits;

(4) "Business recruitment tax credits", the business facility tax credit created pursuant to sections 135.110 to 135.150 and section 135.258, the enterprise zone tax benefits created pursuant to sections 135.200 to 135.270, the business use incentives for large-scale development programs created pursuant to sections 100.700 to 100.850, the development tax credits created pursuant to sections 32.100 to 32.125, the rebuilding communities tax credit created pursuant to section 135.535, the film production tax credit created pursuant to section 135.750, the enhanced enterprise zone created pursuant to sections 135.950 to 135.970, and the Missouri quality jobs program created pursuant to sections 620.1875 to 620.1900;

(5) "Community development tax credits", the neighborhood assistance tax credit created pursuant to sections 32.100 to 32.125, the family development account tax credit created pursuant to sections 208.750 to 208.775, the dry fire hydrant tax credit created pursuant to section 320.093, and the transportation development tax credit created pursuant to section 135.545;

(6) "Domestic and social tax credits", the youth opportunities tax credit created pursuant to section 135.460 and sections 620.1100 to 620.1103, the shelter for victims of domestic violence created pursuant to section 135.550, the senior citizen or disabled person property tax credit created pursuant to sections 135.010 to 135.035, the special needs adoption tax credit created pursuant to sections 135.325 to 135.339, the champion for children tax credit created pursuant to section 135.341, the maternity home tax credit created pursuant to section 135.600, the surviving spouse tax credit created pursuant to section 135.090, the residential treatment agency tax credit created pursuant to section 135.1150, the pregnancy resource center tax credit created pursuant to section 135.630, the food pantry tax credit created pursuant to section 135.647, the health care access fund tax credit created pursuant to section 135.575, the residential dwelling access tax credit created pursuant to section 135.562, the developmental disability care

provider tax credit created under section 135.1180, and the shared care tax credit created pursuant to section 192.2015;

(7) "Entrepreneurial tax credits", the capital tax credit created pursuant to sections 135.400 to 135.429, the certified capital company tax credit created pursuant to sections 135.500 to 135.529, the seed capital tax credit created pursuant to sections 348.300 to 348.318, the new enterprise creation tax credit created pursuant to sections 620.635 to 620.653, the research tax credit created pursuant to section 620.1039, the small business incubator tax credit created pursuant to section 620.495, the guarantee fee tax credit created pursuant to section 135.766, and the new generation cooperative tax credit created pursuant to sections 32.105 to 32.125;

(8) "Environmental tax credits", the charcoal producer tax credit created pursuant to section 135.313, the wood energy tax credit created pursuant to sections 135.300 to 135.311, and the alternative fuel stations tax credit created pursuant to section 135.710;

(9) "Financial and insurance tax credits", the bank franchise tax credit created pursuant to section 148.030, the bank tax credit for S corporations created pursuant to section 143.471, the exam fee tax credit created pursuant to section 148.400, the health insurance pool tax credit created pursuant to section 376.975, the life and health insurance guaranty tax credit created pursuant to section 376.745, the property and casualty guaranty tax credit created pursuant to section 375.774, and the self-employed health insurance tax credit created pursuant to section 143.119;

(10) "Housing tax credits", the neighborhood preservation tax credit created pursuant to sections 135.475 to 135.487, the low-income housing tax credit created pursuant to sections 135.350 to 135.363, and the affordable housing tax credit created pursuant to sections 32.105 to 32.125;

(11) "Recipient", the individual or entity who is the original applicant for and who receives proceeds from a tax credit program directly from the administering agency, the person or entity responsible for the reporting requirements established in section 135.805;

(12) "Redevelopment tax credits", the historic preservation tax credit created pursuant to sections 253.545 to 253.559, the brownfield redevelopment program tax credit created pursuant to sections 447.700 to 447.718, the community development corporations tax credit created pursuant to sections 135.400 to 135.430, the infrastructure tax credit created pursuant to subsection 6 of section 100.286, the bond guarantee tax credit created pursuant to section 100.297, the disabled access tax credit created pursuant to section 135.490, ~~the new markets tax credit created pursuant to section 135.680,~~ and the distressed areas land assemblage tax credit created pursuant to section 99.1205;

(13) "Training and educational tax credits", the Missouri works new jobs tax credit and Missouri works retained jobs credit created pursuant to sections 620.800 to 620.809.

447.708. 1. For eligible projects, the director of the department of economic development, with notice to the directors of the departments of natural resources and revenue, and subject to the other provisions of sections 447.700 to 447.718, may not create a new enterprise zone but may decide that a prospective operator of a facility being remedied and renovated pursuant to sections 447.700 to 447.718 may receive the tax credits and exemptions pursuant to sections 135.100 to 135.150 and sections 135.200 to 135.257. The tax credits allowed pursuant to this subsection shall be used to offset the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax otherwise imposed by chapter 147, or the tax otherwise imposed by chapter 148. **No tax credit authorized under this subsection shall be issued after August 28, 2018.** For purposes of this subsection:

(1) For receipt of the ad valorem tax abatement pursuant to section 135.215, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs. The city, or county if the eligible project is not located in a city, must provide ad valorem tax abatement of at least fifty percent for a period not less than ten years and not more than twenty-five years;

(2) For receipt of the income tax exemption pursuant to section 135.220 and tax credit for new or expanded business facilities pursuant to sections 135.100 to 135.150, and 135.225, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs, or combination thereof. For purposes of sections 447.700 to 447.718, the tax credits described in section 135.225 are modified as follows: the tax credit shall be four hundred dollars per employee per year, an additional four hundred dollars per year for each employee exceeding the minimum employment thresholds of ten and twenty-five jobs for new and existing businesses, respectively, an additional four hundred dollars per year for each person who is a person difficult to employ as defined by section 135.240, and investment tax credits at the same amounts and levels as provided in subdivision (4) of subsection 1 of section 135.225;

(3) For eligibility to receive the income tax refund pursuant to section 135.245, the eligible project must create at least ten new jobs or retain businesses which supply at least twenty-five existing jobs, or combination thereof, and otherwise comply with the provisions of section 135.245 for application and use of the refund and the eligibility requirements of this section;

(4) The eligible project operates in compliance with applicable environmental laws and regulations, including permitting and registration requirements, of this state as well as the federal and local requirements;

(5) The eligible project operator shall file such reports as may be required by the director of economic development or the director's designee;

(6) The taxpayer may claim the state tax credits authorized by this subsection and the state income exemption for a period not in excess of ten consecutive tax years. For the purpose of this section, "taxpayer" means an individual proprietorship, partnership or corporation described in section 143.441 or 143.471 who operates an eligible project. The director shall determine the number of years the taxpayer may claim the state tax credits and the state income exemption based on the projected net state economic benefits attributed to the eligible project;

(7) For the purpose of meeting the new job requirement prescribed in subdivisions (1), (2) and (3) of this subsection, it shall be required that at least ten new jobs be created and maintained during the taxpayer's tax period for which the credits are earned, in the case of an eligible project that does not replace a similar facility in Missouri. "New job" means a person who was not previously employed by the taxpayer or related taxpayer within the twelve-month period immediately preceding the time the person was employed by that taxpayer to work at, or in connection with, the eligible project on a full-time basis. "Full-time basis" means the employee works an average of at least thirty-five hours per week during the taxpayer's tax period for which the tax credits are earned. For the purposes of this section, "related taxpayer" has the same meaning as defined in subdivision (10) of section 135.100;

(8) For the purpose of meeting the existing job retention requirement, if the eligible project replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, it shall be required that at least twenty-five existing jobs be retained at, and in connection with the eligible project, on a full-time basis during the taxpayer's tax period for which the credits are earned. "Retained job" means a person who was previously employed by the taxpayer or related taxpayer, at a facility similar to the eligible project that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, within the tax period immediately preceding the time the person was employed by the taxpayer to work at, or in connection with, the eligible project on a full-time basis. "Full-time basis" means the employee works an average of at least thirty-five hours per week during the taxpayer's tax period for which the tax credits are earned;

(9) In the case where an eligible project replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, the owner and operator of the eligible project shall provide the director with a written statement explaining the reason for discontinuing operations at the closed facility. The statement shall include a comparison of the activities performed at the closed facility prior to the date the facility ceased operating, to the activities performed at the eligible project, and a detailed account describing the need and rationale for relocating to the eligible project. If the director finds the relocation to the eligible project significantly impaired the economic stability of the area in which the closed facility was located, and that such move was detrimental to the overall economic development efforts of the state, the director may deny the taxpayer's request to claim tax benefits;

(10) Notwithstanding any provision of law to the contrary, for the purpose of this section, the number of new jobs created and maintained, the number of existing jobs retained, and the value of new qualified investment used at the eligible project during any tax year shall be determined by dividing by twelve, in the case of jobs, the sum of the number of individuals employed at the eligible project, or in the case of new qualified investment, the value of new qualified investment used at the eligible project, on the last business day of each full calendar month of the tax year. If the eligible project is in operation for less than the entire tax year, the number of new jobs created and maintained, the number of existing jobs retained, and the value of new qualified investment created at the eligible project during any tax year shall be determined by dividing the sum of the number of individuals employed at the eligible project, or in the case of new qualified investment, the value of new qualified investment used at the eligible project, on the last business day of each full calendar month during the portion of the tax year during which the eligible project was in operation, by the number of full calendar months during such period;

(11) For the purpose of this section, "new qualified investment" means new business facility investment as defined and as determined in subdivision (8) of section 135.100 which is used at and in connection with the eligible project. New qualified investment shall not include small tools, supplies and inventory. "Small tools" means tools that are portable and can be hand held.

2. The determination of the director of economic development pursuant to subsection 1 of this section shall not affect requirements for the prospective purchaser to obtain the approval of the granting of real property tax abatement by the municipal or county government where the eligible project is located.

3. (1) The director of the department of economic development, with the approval of the director of the department of natural resources, may, in addition to the tax credits allowed in subsection 1 of this section, grant a remediation tax credit to the applicant for up to one hundred percent of the costs of materials, supplies, equipment, labor, professional engineering, consulting and architectural fees, permitting fees and expenses, demolition, asbestos abatement, and direct utility charges for performing the voluntary remediation activities for the preexisting hazardous substance contamination and releases, including, but not limited to, the costs of performing operation and maintenance of the remediation equipment at the property beyond the year in which the systems and equipment are built and installed at the eligible project and the costs of performing the voluntary remediation activities over a period not in excess of four tax years following the taxpayer's tax year in which the system and equipment were first put into use at the eligible project, provided the remediation activities are the subject of a plan submitted to, and approved by, the director of natural resources pursuant to sections 260.565 to 260.575. The tax credit may also include up to one hundred percent of the costs of demolition that are not directly part of the remediation activities, provided that the demolition is on the property where the voluntary remediation activities are occurring, the demolition is necessary to accomplish the planned use of the facility where the remediation activities are occurring, and the demolition is part of a redevelopment plan approved by the municipal or county government and the department of economic development. The demolition may occur on an adjacent property if the project is located in a municipality which has a population less than twenty thousand and the above conditions are otherwise met. The adjacent property shall independently qualify as abandoned or underutilized. The amount of the credit available for demolition not associated with remediation cannot exceed the total amount of credits approved for remediation including demolition required for remediation.

(2) The amount of remediation tax credits issued shall be limited to the least amount necessary to cause the project to occur, as determined by the director of the department of economic development.

(3) The director may, with the approval of the director of natural resources, extend the tax credits allowed for performing voluntary remediation maintenance activities, in increments of three-year periods, not to exceed five consecutive three-year periods. The tax credits allowed in this subsection shall be used to offset the tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax otherwise imposed by chapter 147, or the tax otherwise imposed by chapter 148. The remediation tax credit may be taken in the same tax year in which the tax credits are received or may be taken over a period not to exceed twenty years.

(4) The project facility shall be projected to create at least ten new jobs or at least twenty-five retained jobs, or a combination thereof, as determined by the department of economic development, to be eligible for tax credits pursuant to this section.

(5) No more than seventy-five percent of earned remediation tax credits may be issued when the remediation costs were paid, and the remaining percentage may be issued when the department of natural resources issues a letter of completion letter or covenant not to sue following completion of the voluntary remediation activities. It shall not include any costs associated with ongoing operational environmental compliance of the facility or remediation costs arising out of spills, leaks, or other releases arising out of the ongoing business operations of the facility. In the event the department of natural resources issues a letter of completion for a portion of a property, an impacted media such as soil or groundwater, or for a site or a portion of a site improvement, a prorated amount of the remaining percentage may be released based on the percentage of the total site receiving a letter of completion.

4. In the exercise of the sound discretion of the director of the department of economic development or the director's designee, the tax credits and exemptions described in this section may be terminated, suspended or revoked if the eligible project fails to continue to meet the conditions set forth in this section. In making such a determination, the director shall consider the severity of the condition violation, actions taken to correct the violation, the frequency of any condition violations and whether the actions exhibit a pattern of conduct by the eligible facility owner and operator. The director shall also consider changes in general economic conditions and the recommendation of the director of the department of natural resources, or his or her designee, concerning the severity, scope, nature, frequency and extent of any violations of the environmental compliance conditions. The taxpayer or person claiming the tax credits or exemptions may appeal the decision regarding termination, suspension or revocation of any tax credit or exemption in accordance with the procedures outlined in subsections 4 and 5 of section 135.250. The director of the department of economic development shall notify the directors of the

departments of natural resources and revenue of the termination, suspension or revocation of any tax credits as determined in this section or pursuant to the provisions of section 447.716.

5. Notwithstanding any provision of law to the contrary, no taxpayer shall earn the tax credits, exemptions or refund otherwise allowed in subdivisions (2), (3) and (4) of subsection 1 of this section and the tax credits otherwise allowed in section 135.110, or the tax credits, exemptions and refund otherwise allowed in sections 135.215, 135.220, 135.225 and 135.245, respectively, for the same facility for the same tax period.

6. The total amount of the tax credits allowed in subsection 1 of this section may not exceed the greater of:

(1) That portion of the taxpayer's income attributed to the eligible project; or
 (2) One hundred percent of the total business' income tax if the eligible facility does not replace a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the tax credits are earned, and further provided the taxpayer does not operate any other facilities besides the eligible project in Missouri; fifty percent of the total business' income tax if the eligible facility replaces a similar facility that closed elsewhere in Missouri prior to the end of the taxpayer's tax period in which the credits are earned, and further provided the taxpayer does not operate any other facilities besides the eligible project in Missouri; or twenty-five percent of the total business income if the taxpayer operates, in addition to the eligible facility, any other facilities in Missouri. In no case shall a taxpayer operating more than one eligible project in Missouri be allowed to offset more than twenty-five percent of the taxpayer's business income in any tax period. That portion of the taxpayer's income attributed to the eligible project as referenced in subdivision (1) of this subsection, for which the credits allowed in sections 135.110 and 135.225 and subsection 3 of this section may apply, shall be determined in the same manner as prescribed in subdivision (5) of section 135.100. That portion of the taxpayer's franchise tax attributed to the eligible project for which the remediation tax credit may offset, shall be determined in the same manner as prescribed in paragraph (a) of subdivision (5) of section 135.100.

7. Taxpayers claiming the state tax benefits allowed in subdivisions (2) and (3) of subsection 1 of this section shall be required to file all applicable tax credit applications, forms and schedules prescribed by the director during the taxpayer's tax period immediately after the tax period in which the eligible project was first put into use. Otherwise, the taxpayer's right to claim such state tax benefits shall be forfeited. Unused business facility and enterprise zone tax credits shall not be carried forward but shall be initially claimed for the tax period during which the eligible project was first capable of being used, and during any applicable subsequent tax periods.

8. Taxpayers claiming the remediation tax credit allowed in subsection 3 of this section shall be required to file all applicable tax credit applications, forms and schedules prescribed by the director during the taxpayer's tax period immediately after the tax period in which the eligible project was first put into use, or during the taxpayer's tax period immediately after the tax period in which the voluntary remediation activities were performed.

9. The recipient of remediation tax credits, for the purpose of this subsection referred to as assignor, may assign, sell or transfer, in whole or in part, the remediation tax credit allowed in subsection 3 of this section to any other person, for the purpose of this subsection referred to as assignee. To perfect the transfer, the assignor shall provide written notice to the director of the assignor's intent to transfer the tax credits to the assignee, the date the transfer is effective, the assignee's name, address and the assignee's tax period and the amount of tax credits to be transferred. The number of tax periods during which the assignee may subsequently claim the tax credits shall not exceed twenty tax periods, less the number of tax periods the assignor previously claimed the credits before the transfer occurred.

10. In the case where an operator and assignor of an eligible project has been certified to claim state tax benefits allowed in subdivisions (2) and (3) of subsection 1 of this section, and sells or otherwise transfers title of the eligible project to another taxpayer or assignee who continues the same or substantially similar operations at the eligible project, the director shall allow the assignee to claim the credits for a period of time to be determined by the director; except that, the total number of tax periods the tax credits may be earned by the assignor and the assignee shall not exceed ten. To perfect the transfer, the assignor shall provide written notice to the director of the assignor's intent to transfer the tax credits to the assignee, the date the transfer is effective, the assignee's name, address, and the assignee's tax period, and the amount of tax credits to be transferred.

11. For the purpose of the state tax benefits described in this section, in the case of a corporation described in section 143.471 or partnership, in computing Missouri's tax liability, such state benefits shall be allowed to the following:

- (1) The shareholders of the corporation described in section 143.471;
- (2) The partners of the partnership.

The credit provided in this subsection shall be apportioned to the entities described in subdivisions (1) and (2) of this subsection in proportion to their share of ownership on the last day of the taxpayer's tax period.

12. Notwithstanding any provision of law to the contrary, in any county ~~[of the first classification]~~ that has a charter form of government and that has a population of over nine hundred thousand inhabitants, all demolition costs incurred during the redevelopment of any former automobile manufacturing plant shall be allowable costs eligible for tax credits under sections 447.700 to 447.718 so long as the redevelopment of such former automobile manufacturing plant shall be projected to create at least two hundred fifty new jobs or at least three hundred retained jobs, or a combination thereof, as determined by the department of economic development. The amount of allowable costs eligible for tax credits shall be limited to the least amount necessary to cause the project to occur, as determined by the director of the department of economic development, provided that no tax credit shall be issued under this subsection until July 1, 2017. For purposes of this subsection, "former automobile manufacturing plant" means a redevelopment area that qualifies as an eligible project under section 447.700, that consists of at least one hundred acres, and that was used primarily for the manufacture of automobiles but, after 2007, ceased such manufacturing."; and

Further amend said bill, Page 14, Section 620.2020, Line 213, by inserting after all of said section and line the following:

~~"[135.680. 1. As used in this section, the following terms shall mean:~~
~~(1) "Adjusted purchase price", the product of:~~
~~(a) The amount paid to the issuer of a qualified equity investment for such qualified equity-~~
~~investment; and~~
~~(b) The following fraction:~~
~~a. The numerator shall be the dollar amount of qualified low income community investments held~~
~~by the issuer in this state as of the credit allowance date during the applicable tax year; and~~
~~b. The denominator shall be the total dollar amount of qualified low income community-~~
~~investments held by the issuer in all states as of the credit allowance date during the applicable tax year;~~
~~c. For purposes of calculating the amount of qualified low income community investments held-~~
~~by an issuer, an investment shall be considered held by an issuer even if the investment has been sold or-~~
~~repaid; provided that the issuer reinvests an amount equal to the capital returned to or recovered by the-~~
~~issuer from the original investment, exclusive of any profits realized, in another qualified low income-~~
~~community investment within twelve months of the receipt of such capital. An issuer shall not be required-~~
~~to reinvest capital returned from qualified low income community investments after the sixth anniversary-~~
~~of the issuance of the qualified equity investment, the proceeds of which were used to make the qualified-~~
~~low income community investment, and the qualified low income community investment shall be-~~
~~considered held by the issuer through the seventh anniversary of the qualified equity investment's issuance;~~
~~(2) "Applicable percentage", zero percent for each of the first two credit allowance dates, seven-~~
~~percent for the third credit allowance date, and eight percent for the next four credit allowance dates;~~
~~(3) "Credit allowance date", with respect to any qualified equity investment:~~
~~(a) The date on which such investment is initially made; and~~
~~(b) Each of the six anniversary dates of such date thereafter;~~
~~(4) "Long term debt security", any debt instrument issued by a qualified community development-~~
~~entity, at par value or a premium, with an original maturity date of at least seven years from the date of its-~~
~~issuance, with no acceleration of repayment, amortization, or prepayment features prior to its original-~~
~~maturity date, and with no distribution, payment, or interest features related to the profitability of the-~~
~~qualified community development entity or the performance of the qualified community development-~~
~~entity's investment portfolio. The foregoing shall in no way limit the holder's ability to accelerate payments~~
~~on the debt instrument in situations where the issuer has defaulted on covenants designed to ensure-~~
~~compliance with this section or Section 45D of the Internal Revenue Code of 1986, as amended;~~
~~(5) "Qualified active low income community business", the meaning given such term in Section-~~
~~45D of the Internal Revenue Code of 1986, as amended; provided that any business that derives or projects-~~
~~to derive fifteen percent or more of its annual revenue from the rental or sale of real estate shall not be-~~
~~considered to be a qualified active low income community business;~~
~~(6) "Qualified community development entity", the meaning given such term in Section 45D of-~~
~~the Internal Revenue Code of 1986, as amended; provided that such entity has entered into an allocation-~~
~~agreement with the Community Development Financial Institutions Fund of the U.S. Treasury Department-~~

with respect to credits authorized by Section 45D of the Internal Revenue Code of 1986, as amended, which includes the state of Missouri within the service area set forth in such allocation agreement;

(7) "Qualified equity investment", any equity investment in, or long-term debt security issued by, a qualified community development entity that:

(a) Is acquired after September 4, 2007, at its original issuance solely in exchange for cash;

(b) Has at least eighty-five percent of its cash purchase price used by the issuer to make qualified low-income community investments; and

(c) Is designated by the issuer as a qualified equity investment under this subdivision and is certified by the department of economic development as not exceeding the limitation contained in subsection 2 of this section. This term shall include any qualified equity investment that does not meet the provisions of paragraph (a) of this subdivision if such investment was a qualified equity investment in the hands of a prior holder;

(8) "Qualified low-income community investment", any capital or equity investment in, or loan to, any qualified active low-income community business. With respect to any one qualified active low-income community business, the maximum amount of qualified low-income community investments made in such business, on a collective basis with all of its affiliates, that may be used from the calculation of any numerator described in subparagraph a. of paragraph (b) of subdivision (1) of this subsection shall be ten million dollars whether issued to one or several qualified community development entities;

(9) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed in sections 143.191 to 143.265, or otherwise due under section 375.916 or chapter 147, 148, or 153;

(10) "Taxpayer", any individual or entity subject to the tax imposed in chapter 143, excluding withholding tax imposed in sections 143.191 to 143.265, or the tax imposed in section 375.916 or chapter 147, 148, or 153.

2. A taxpayer that makes a qualified equity investment earns a vested right to tax credits under this section. On each credit allowance date of such qualified equity investment the taxpayer, or subsequent holder of the qualified equity investment, shall be entitled to a tax credit during the taxable year including such credit allowance date. The tax credit amount shall be equal to the applicable percentage of the adjusted purchase price paid to the issuer of such qualified equity investment. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the tax credit is claimed. No tax credit claimed under this section shall be refundable or transferable. Tax credits earned by a partnership, limited liability company, S corporation, or other pass-through entity may be allocated to the partners, members, or shareholders of such entity for their direct use in accordance with the provisions of any agreement among such partners, members, or shareholders. Any amount of tax credit that the taxpayer is prohibited by this section from claiming in a taxable year may be carried forward to any of the taxpayer's five subsequent taxable years. The department of economic development shall limit the monetary amount of qualified equity investments permitted under this section to a level necessary to limit tax credit utilization at no more than twenty-five million dollars of tax credits in any fiscal year. Such limitation on qualified equity investments shall be based on the anticipated utilization of credits without regard to the potential for taxpayers to carry forward tax credits to later tax years.

3. The issuer of the qualified equity investment shall certify to the department of economic development the anticipated dollar amount of such investments to be made in this state during the first twelve-month period following the initial credit allowance date. If on the second credit allowance date, the actual dollar amount of such investments is different than the amount estimated, the department of economic development shall adjust the credits arising on the second allowance date to account for such difference.

4. The department of economic development shall recapture the tax credit allowed under this section with respect to such qualified equity investment under this section if:

(1) Any amount of the federal tax credit available with respect to a qualified equity investment that is eligible for a tax credit under this section is recaptured under Section 45D of the Internal Revenue Code of 1986, as amended; or

(2) The issuer redeems or makes principal repayment with respect to a qualified equity investment prior to the seventh anniversary of the issuance of such qualified equity investment. Any tax credit that is subject to recapture shall be recaptured from the taxpayer that claimed the tax credit on a return.

5. The department of economic development shall promulgate rules to implement the provisions of this section, including recapture provisions on a scaled-proportional basis, and to administer the

allocation of tax credits issued for qualified equity investments, which shall be conducted on a first come, first serve basis. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after September 4, 2007, shall be invalid and void.

6. For fiscal years following fiscal year 2010, qualified equity investments shall not be made under this section unless reauthorization is made pursuant to this subsection. For all fiscal years following fiscal year 2010, unless the general assembly adopts a concurrent resolution granting authority to the department of economic development to approve qualified equity investments for the Missouri new markets development program and clearly describing the amount of tax credits available for the next fiscal year, or otherwise complies with the provisions of this subsection, no qualified equity investments may be permitted to be made under this section. The amount of available tax credits contained in such a resolution shall not exceed the limitation provided under subsection 2 of this section. In any year in which the provisions of this section shall sunset pursuant to subsection 7 of this section, reauthorization shall be made by general law and not by concurrent resolution. Nothing in this subsection shall preclude a taxpayer who makes a qualified equity investment prior to the expiration of authority to make qualified equity investments from claiming tax credits relating to such qualified equity investment for each applicable credit allowance date.

7. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after September 4, 2007, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. However, nothing in this subsection shall preclude a taxpayer who makes a qualified equity investment prior to sunset of this section under the provisions of section 23.253 from claiming tax credits relating to such qualified equity investment for each credit allowance date.]

[135.682. 1. The director of the department of economic development or the director's designee shall issue letter rulings regarding the tax credit program authorized under section 135.680, subject to the terms and conditions set forth in this section. The director of the department of economic development may impose additional terms and conditions consistent with this section to requests for letter rulings by regulation promulgated under chapter 536. For the purposes of this section, the term "letter ruling" means a written interpretation of law to a specific set of facts provided by the applicant requesting a letter ruling.

2. The director or director's designee shall respond to a request for a letter ruling within sixty days of receipt of such request. The applicant may provide a draft letter ruling for the department's consideration. The applicant may withdraw the request for a letter ruling, in writing, prior to the issuance of the letter ruling. The director or the director's designee may refuse to issue a letter ruling for good cause, but must list the specific reasons for refusing to issue the letter ruling. Good cause includes, but is not limited to:

(1) The applicant requests the director to determine whether a statute is constitutional or a regulation is lawful;

(2) The request involves a hypothetical situation or alternative plans;

(3) The facts or issues presented in the request are unclear, overbroad, insufficient, or otherwise inappropriate as a basis upon which to issue a letter ruling; and

(4) The issue is currently being considered in a rulemaking procedure, contested case, or other agency or judicial proceeding that may definitely resolve the issue.

3. Letter rulings shall bind the director and the director's agents and their successors until such time as the taxpayer or its shareholders, members, or partners, as applicable, claim all of such tax credits on a Missouri tax return, subject to the terms and conditions set forth in properly published regulations. The letter ruling shall apply only to the applicant.

~~4. Letter rulings issued under the authority of this section shall not be a rule as defined in section 536.010 in that it is an interpretation issued by the department with respect to a specific set of facts and intended to apply only to that specific set of facts, and therefore shall not be subject to the rulemaking requirements of chapter 536.~~

~~5. Information in letter ruling requests as described in section 620.014 shall be closed to the public. Copies of letter rulings shall be available to the public provided that the applicant identifying information and otherwise protected information is redacted from the letter ruling as provided in subsection 4 of section 610.024.]"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Christofanelli, **House Amendment No. 7** was adopted.

Representative Lavender offered **House Amendment No. 8**.

House Amendment No. 8

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 8, Section 620.809, Line 241, by inserting immediately after all of said section and line the following:

"620.2005. As used in sections 620.2000 to 620.2020, the following terms mean:

(1) "Average wage", the new payroll divided by the number of new jobs, or the payroll of the retained jobs divided by the number of retained jobs;

(2) "Commencement of operations", the starting date for the qualified company's first new employee, which shall be no later than twelve months from the date of the approval;

(3) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any qualified company that in conjunction with their project is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

(4) "Department", the Missouri department of economic development;

(5) "Director", the director of the department of economic development;

(6) "Employee", a person employed by a qualified company, excluding:

(a) Owners of the qualified company unless the qualified company is participating in an employee stock ownership plan; or

(b) Owners of a noncontrolling interest in stock of a qualified company that is publicly traded;

(7) "Existing Missouri business", a qualified company that, for the ten-year period preceding submission of a notice of intent to the department, had a physical location in Missouri and full-time employees who routinely perform job duties within Missouri;

(8) "Full-time employee", an employee of the qualified company that is scheduled to work an average of at least thirty-five hours per week for a twelve-month period, and one for which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums. An employee that spends less than fifty percent of the employee's work time at the facility shall be considered to be located at a facility if the employee receives his or her directions and control from that facility, is on the facility's payroll, one hundred percent of the employee's income from such employment is Missouri income, and the employee is paid at or above the applicable percentage of the county average wage;

(9) "Local incentives", the present value of the dollar amount of direct benefit received by a qualified company for a project facility from one or more local political subdivisions, but this term shall not include loans or other funds provided to the qualified company that shall be repaid by the qualified company to the political subdivision;

(10) "NAICS" or "NAICS industry classification", the classification provided by the most recent edition of the North American Industry Classification System as prepared by the Executive Office of the President, Office of Management and Budget;

(11) "New capital investment", shall include costs incurred by the qualified company at the project facility after acceptance by the qualified company of the proposal for benefits from the department or the approval notice of intent, whichever occurs first, for real or personal property, and may include the value of finance or capital leases for real or personal property for the term of such lease at the project facility executed after acceptance by the qualified company of the proposal for benefits from the department or the approval of the notice of intent;

(12) "New direct local revenue", the present value of the dollar amount of direct net new tax revenues of the local political subdivisions likely to be produced by the project over a ten-year period as calculated by the department, excluding local earnings tax, and net new utility revenues, provided the local incentives include a discount or other direct incentives from utilities owned or operated by the political subdivision;

(13) "New job", the number of full-time employees located at the project facility that exceeds the project facility base employment less any decrease in the number of full-time employees at related facilities below the related facility base employment. No job that was created prior to the date of the notice of intent shall be deemed a new job;

(14) "New payroll", the amount of wages paid for all new jobs, located at the project facility during the qualified company's tax year that exceeds the project facility base payroll;

(15) "Notice of intent", a form developed by the department and available online, completed by the qualified company, and submitted to the department stating the qualified company's intent to request benefits under this program;

(16) "Percent of local incentives", the amount of local incentives divided by the amount of new direct local revenue;

(17) "Program", the Missouri works program established in sections 620.2000 to 620.2020;

(18) "Project facility", the building or buildings used by a qualified company at which new or retained jobs and any new capital investment are or will be located. A project facility may include separate buildings located within sixty miles of each other such that their purpose and operations are interrelated; provided that where the buildings making up the project facility are not located within the same county, the average wage of the new payroll shall exceed the applicable percentage of the highest county average wage among the counties in which the buildings are located. Upon approval by the department, a subsequent project facility may be designated if the qualified company demonstrates a need to relocate to the subsequent project facility at any time during the project period;

(19) "Project facility base employment", the greater of the number of full-time employees located at the project facility on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at the project facility. In the event the project facility has not been in operation for a full twelve-month period, the average number of full-time employees for the number of months the project facility has been in operation prior to the date of the notice of intent;

(20) "Project facility base payroll", the annualized payroll for the project facility base employment or the total amount of wages paid by the qualified company to full-time employees of the qualified company located at the project facility in the twelve months prior to the notice of intent. For purposes of calculating the benefits under this program, the amount of base payroll shall increase each year based on an appropriate measure, as determined by the department;

(21) "Project period", the time period within which benefits are awarded to a qualified company or within which the qualified company is obligated to perform under an agreement with the department, whichever is greater;

(22) "Projected net fiscal benefit", the total fiscal benefit to the state less any state benefits offered to the qualified company, as determined by the department;

(23) "Qualified company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, or headquarters of such entity registered to do business in Missouri that is the owner or operator of a project facility, certifies that it offers health insurance to all full-time employees of all facilities located in this state, and certifies that it pays at least fifty percent of such insurance premiums. For the purposes of sections 620.2000 to 620.2020, the term "qualified company" shall not include:

(a) Gambling establishments (NAICS industry group 7132);

(b) Store front consumer-based retail trade establishments (under NAICS sectors 44 and 45), except with respect to any company headquartered in this state with a majority of its full-time employees engaged in operations not within the NAICS codes specified in this subdivision;

- (c) Food and drinking places (NAICS subsector 722);
- (d) Public utilities (NAICS 221 including water and sewer services);
- (e) Any company that is delinquent in the payment of any nonprotested taxes or any other amounts due the state or federal government or any other political subdivision of this state;
- (f) Any company requesting benefits for retained jobs that has filed for or has publicly announced its intention to file for bankruptcy protection. However, a company that has filed for or has publicly announced its intention to file for bankruptcy may be a qualified company provided that such company:
 - a. Certifies to the department that it plans to reorganize and not to liquidate; and
 - b. After its bankruptcy petition has been filed, it produces proof, in a form and at times satisfactory to the department, that it is not delinquent in filing any tax returns or making any payment due to the state of Missouri, including but not limited to all tax payments due after the filing of the bankruptcy petition and under the terms of the plan of reorganization. Any taxpayer who is awarded benefits under this subsection and who files for bankruptcy under Chapter 7 of the United States Bankruptcy Code, Title 11 U.S.C., shall immediately notify the department and shall forfeit such benefits and shall repay the state an amount equal to any state tax credits already redeemed and any withholding taxes already retained;
- (g) Educational services (NAICS sector 61);
- (h) Religious organizations (NAICS industry group 8131);
- (i) Public administration (NAICS sector 92);
- (j) Ethanol distillation or production;
- (k) Biodiesel production; or
- (l) Health care and social services (NAICS sector 62).

Notwithstanding any provision of this section to the contrary, the headquarters, administrative offices, or research and development facilities of an otherwise excluded business may qualify for benefits if the offices or facilities serve a multistate territory. In the event a national, state, or regional headquarters operation is not the predominant activity of a project facility, the jobs and investment of such operation shall be considered eligible for benefits under this section if the other requirements are satisfied;

(24) "Related company", shall mean:

- (a) A corporation, partnership, trust, or association controlled by the qualified company;
- (b) An individual, corporation, partnership, trust, or association in control of the qualified company; or
- (c) Corporations, partnerships, trusts or associations controlled by an individual, corporation, partnership, trust, or association in control of the qualified company. As used in this paragraph, "control of a qualified company" shall mean:

- a. Ownership, directly or indirectly, of stock possessing at least fifty percent of the total combined voting power of all classes of stock entitled to vote in the case of a qualified company that is a corporation;
- b. Ownership of at least fifty percent of the capital or profits interest in such qualified company if it is a partnership or association;
- c. Ownership, directly or indirectly, of at least fifty percent of the beneficial interest in the principal or income of such qualified company if it is a trust, and ownership shall be determined as provided in Section 318 of the Internal Revenue Code of 1986, as amended;

(25) "Related facility", a facility operated by the qualified company or a related company located in this state that is directly related to the operations of the project facility or in which operations substantially similar to the operations of the project facility are performed;

(26) "Related facility base employment", the greater of the number of full-time employees located at all related facilities on the date of the notice of intent or, for the twelve-month period prior to the date of the notice of intent, the average number of full-time employees located at all related facilities of the qualified company or a related company located in this state;

(27) "Related facility base payroll", the annualized payroll of the related facility base payroll or the total amount of taxable wages paid by the qualified company to full-time employees of the qualified company located at a related facility in the twelve months prior to the filing of the notice of intent. For purposes of calculating the benefits under this program, the amount of related facility base payroll shall increase each year based on an appropriate measure, as determined by the department;

(28) "Rural area", a county in Missouri with a population less than seventy-five thousand or that does not contain an individual city with a population greater than fifty thousand according to the most recent federal decennial census;

(29) "Tax credits", tax credits issued by the department to offset the state taxes imposed by chapters 143 and 148, or which may be sold ~~[or refunded]~~ as provided for in this program;

(30) "Withholding tax", the state tax imposed by sections 143.191 to 143.265. For purposes of this program, the withholding tax shall be computed using a schedule as determined by the department based on average wages; and

(31) This section is subject to the provisions of section 196.1127.

620.2010. 1. In exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created, a qualified company may, for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (30) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 if:

(1) The qualified company creates ten or more new jobs, and the average wage of the new payroll equals or exceeds ninety percent of the county average wage;

(2) The qualified company creates two or more new jobs at a project facility located in a rural area, the average wage of the new payroll equals or exceeds ninety percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars of new capital investment at the project facility within two years; or

(3) The qualified company creates two or more new jobs at a project facility located within a zone designated under sections 135.950 to 135.963, the average wage of the new payroll equals or exceeds eighty percent of the county average wage, and the qualified company commits to making at least one hundred thousand dollars in new capital investment at the project facility within two years of approval.

2. In addition to any benefits available under subsection 1 of this section, the department may award a qualified company that satisfies subdivision (1) of subsection 1 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than six percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the following factors:

(1) The significance of the qualified company's need for program benefits;

(2) The amount of projected net fiscal benefit to the state of the project and the period in which the state would realize such net fiscal benefit;

(3) The overall size and quality of the proposed project, including the number of new jobs, new capital investment, proposed wages, growth potential of the qualified company, the potential multiplier effect of the project, and similar factors;

(4) The financial stability and creditworthiness of the qualified company;

(5) The level of economic distress in the area;

(6) An evaluation of the competitiveness of alternative locations for the project facility, as applicable; and

(7) The percent of local incentives committed.

3. Upon approval of a notice of intent to receive tax credits under subsections 2 and 5 of this section, the department and the qualified company shall enter into a written agreement covering the applicable project period. The agreement shall specify, at a minimum:

(1) The committed number of new jobs, new payroll, and new capital investment for each year during the project period;

(2) The date or time period during which the tax credits shall be issued, which may be immediately or over a period not to exceed two years from the date of approval of the notice of intent;

(3) Clawback provisions, as may be required by the department; and

(4) Any other provisions the department may require.

4. In lieu of the benefits available under sections 1 and 2 of this section, and in exchange for the consideration provided by the new tax revenues and other economic stimuli that will be generated by the new jobs created by the program, a qualified company may, for a period of five years from the date the new jobs are created,

or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, retain an amount equal to the withholding tax as calculated under subdivision (30) of section 620.2005 from the new jobs that would otherwise be withheld and remitted by the qualified company under the provisions of sections 143.191 to 143.265 equal to:

(1) Six percent of new payroll for a period of five years from the date the required number of new jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred twenty percent of the county average wage of the county in which the project facility is located; or

(2) Seven percent of new payroll for a period of five years from the date the required number of jobs were created if the qualified company creates one hundred or more new jobs and the average wage of the new payroll equals or exceeds one hundred forty percent of the county average wage of the county in which the project facility is located.

~~[The department shall issue a refundable tax credit for]~~ Any difference between the amount of benefit allowed under this subsection and the amount of withholding tax retained by the company, ~~[in the event the withholding tax is not sufficient to provide the entire amount of benefit due to the qualified company under this subsection]~~ **shall not be refunded.**

5. In addition to the benefits available under subsection 4 of this section, the department may award a qualified company that satisfies the provisions of subsection 4 of this section additional tax credits, issued each year for a period of five years from the date the new jobs are created, or for a period of six years from the date the new jobs are created if the qualified company is an existing Missouri business, in an amount equal to or less than three percent of new payroll; provided that in no event may the total amount of benefits awarded to a qualified company under this section exceed nine percent of new payroll in any calendar year. The amount of tax credits awarded to a qualified company under this subsection shall not exceed the projected net fiscal benefit to the state, as determined by the department, and shall not exceed the least amount necessary to obtain the qualified company's commitment to initiate the project. In determining the amount of tax credits to award to a qualified company under this subsection, the department shall consider the factors provided under subsection 2 of this section.

6. No benefits shall be available under this section for any qualified company that has performed significant, project-specific site work at the project facility, purchased machinery or equipment related to the project, or has publicly announced its intention to make new capital investment at the project facility prior to receipt of a proposal for benefits under this section or approval of its notice of intent, whichever occurs first."; and

Further amend said bill, Page 9, Section 620.2020, Line 40, by deleting all of said line and inserting in lieu thereof the following:

"but the department shall issue a ~~[refundable]~~ **nonrefundable** tax credit for the ~~[full]~~ amount of"; and

Further amend said bill and section, Page 12, Lines 144-146, by deleting all of said lines and inserting in lieu thereof the following:

"11. ~~[The director of revenue shall issue a refund to the qualified company to the extent that]~~ The amount of tax credits allowed under this program **that** exceeds the amount of the qualified company's tax liability under chapter 143 or 148 **shall not be refunded.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 8** was adopted.

Representative Pietzman offered **House Amendment No. 9.**

House Amendment No. 9

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after all of said section and line the following:

"135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall include, in addition to any requirements provided by the enacting statutes of a particular credit program, the following information to be submitted to the department administering the tax credit:

(1) Name, address, and phone number of the applicant or applicants, and the name, address, and phone number of a contact person or agent for the applicant or applicants;

(2) Taxpayer type, whether individual, corporation, nonprofit or other, and taxpayer identification number, if applicable;

(3) Standard industry code, if applicable;

(4) Program name and type of tax credit, including the identity of any other state or federal program being utilized for the same activity or project; and

(5) Number of estimated jobs to be created, as a result of the tax credits, if applicable, separated by construction, part-time permanent, and full-time permanent.

2. In addition to the information required by subsection 1 of this section, an applicant for a community development tax credit shall also provide information detailing the title and location of the corresponding project, the estimated time period for completion of the project, and all geographic areas impacted by the project.

3. In addition to the information required by subsection 1 of this section, an applicant for a redevelopment tax credit shall also provide information detailing the location and legal description of the property, age of the structure, if applicable, whether the property is residential, commercial, or governmental, and the projected project cost, labor cost, and projected date of completion. Where a redevelopment tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection.

4. In addition to the information required by subsection 1 of this section, an applicant for a business recruitment tax credit shall also provide information detailing the category of business by size, the address of the business headquarters and all offices located within this state, the number of employees at the time of the application, the number of employees projected to increase as a result of the completion of the project, and the estimated project cost.

5. In addition to the information required by subsection 1 of this section, an applicant for a training and educational tax credit shall also provide information detailing the name and address of the educational institution to be used, the average salary of workers to be served, the estimated project cost, and the number of employees and number of students to be served.

6. In addition to the information required by subsection 1 of this section, an applicant for a housing tax credit also shall provide information detailing the address, legal description, and fair market value of the property, and the projected labor cost and projected completion date of the project. Where a housing tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection. For the purposes of this subsection, "fair market value" means the value as of the purchase of the property or the most recent assessment, whichever is more recent.

7. In addition to the information required by subsection 1 of this section, an applicant for an entrepreneurial tax credit shall also provide information detailing the amount of investment and the names of the project, fund, and research project.

8. In addition to the information required by subsection 1 of this section, an applicant for an agricultural tax credit shall also provide information detailing the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

9. In addition to the information required by subsection 1 of this section, an applicant for an environmental tax credit shall also include information detailing the type of equipment, if applicable, purchased and any environmental impact statement, if required by state or federal law.

10. In addition to the information required by subsection 1 of this section, an applicant for all tax credit programs, excluding the domestic and social tax credits, shall also include information detailing any political contributions in excess of twenty-five dollars made to a candidate committee, campaign committee, or a state political party committee, as these entities are defined under chapter 130, during the two years immediately prior to the application filing date. The administering agency shall provide the information submitted under this subsection to the Missouri ethics commission. Such information shall be considered a public record under chapter 610.

11. An administering agency may, by rule, require additional information to be submitted by an applicant. Any rule or portion of a rule, as that term is defined in section 536.010, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be void.

~~[11.]~~ **12.** Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the application requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

~~[12.]~~ **13.** It shall be the duty of each administering agency to provide information to every applicant, at some time prior to authorization of an applicant's tax credit application, wherein the requirements of this section, the annual reporting requirements of section 135.805, and the penalty provisions of section 135.810 are described in detail."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Justus offered **House Amendment No. 1 to House Amendment No. 9.**

House Amendment No. 1
to
House Amendment No. 9

AMEND House Amendment No. 9 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

"135.005. 1. Notwithstanding any other section, if the highest income tax rate under section 143.011 is reduced under subsection 2 of section 143.011, then the amount authorized for any and all tax credits shall be reduced by a percentage equal to the percentage that such tax rate is reduced under subsection 2 of section 143.011.

2. Notwithstanding any other section, if the highest income tax rate under section 143.011 is reduced by any means other than subsection 2 of section 143.011, then the amount authorized for any and all tax credits shall be reduced by a percentage equal to the percentage that such tax rate is reduced.

3. Notwithstanding section 143.022 or any other section to the contrary, if the deduction for business income under section 143.022 increases under subsections 4 and 5 of section 143.022, then the amount authorized for any and all tax credits shall be reduced by a percentage equal to the percentage that such deduction for business income is increased under subsections 4 and 5 of section 143.022.

4. Any tax credit authorized on or after August 28, 2018, shall be reduced under this section by a percentage equal only to an income tax reduction or a deduction for business income increase that occurs after such tax credit is authorized. No tax credit reduction under this section shall be calculated using an income tax reduction or a deduction for business income increase that occurred before such tax credit was authorized.

5. A tax credit reduction under this section shall take effect the tax year immediately following the tax year an income tax reduction or a deduction for business income increase occurs.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Justus moved that **House Amendment No. 1 to House Amendment No. 9** be adopted.

Which motion was defeated.

On motion of Representative Pietzman, **House Amendment No. 9** was adopted.

Representative Roberts offered **House Amendment No. 10**.

House Amendment No. 10

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 549, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"135.562. 1. If any taxpayer with a federal adjusted gross income of thirty thousand dollars or less incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer, such taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of one hundred percent of such costs or two thousand five hundred dollars per taxpayer, per tax year.

2. Any taxpayer with a federal adjusted gross income greater than thirty thousand dollars but less than sixty thousand dollars who incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of fifty percent of such costs or two thousand five hundred dollars per taxpayer per tax year. No taxpayer shall be eligible to receive tax credits under this section in any tax year immediately following a tax year in which such taxpayer received tax credits under the provisions of this section.

3. Tax credits issued pursuant to this section may be refundable in an amount not to exceed two thousand five hundred dollars per tax year.

4. Eligible costs for which the credit may be claimed include:

- (1) Constructing entrance or exit ramps;
- (2) Widening exterior or interior doorways;
- (3) Widening hallways;
- (4) Installing handrails or grab bars;
- (5) Moving electrical outlets and switches;
- (6) Installing stairway lifts;
- (7) Installing or modifying fire alarms, smoke detectors, and other alerting systems;
- (8) Modifying hardware of doors; or
- (9) Modifying bathrooms.

5. The tax credits allowed, including the maximum amount that may be claimed, pursuant to this section shall be reduced by an amount sufficient to offset any amount of such costs a taxpayer has already deducted from such taxpayer's federal adjusted gross income or to the extent such taxpayer has applied any other state or federal income tax credit to such costs.

6. A taxpayer shall claim a credit allowed by this section in the same taxable year as the credit is issued, and at the time such taxpayer files his or her Missouri income tax return; provided that such return is timely filed.

7. The department may, in consultation with the department of social services, promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held

unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The provisions of this section shall apply to all tax years beginning on or after January 1, 2008.

9. The provisions of this section shall expire December 31, ~~[2019]~~ **2026**, unless reauthorized by the general assembly. This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

10. In no event shall the aggregate amount of all tax credits allowed pursuant to this section exceed ~~[one]~~ **two** hundred thousand dollars in any given fiscal year. The tax credits issued pursuant to this section shall be on a first-come, first-served filing basis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 10** was adopted.

On motion of Representative Rehder, **SS SCS SB 549, as amended**, was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Black	Brattin	Chipman
Christofanelli	Conway 104	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Fitzwater	Fraker	Francis
Franklin	Gannon	Grier	Haahr	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roeber	Ross	Rowland 155
Rowland 29	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood			

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Berry	Burnett	Carpenter	Curtis
Ellebracht	Ellington	Gray	Hannegan	Hurst
Kendrick	Marshall	May	McCann Beatty	McCreery
Merideth 80	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roden	Runions	Smith 85	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 033

Arthur	Barnes 60	Beard	Bondon	Brown 27
Brown 57	Burns	Butler	Conway 10	Cookson

Corlew	Evans	Fitzpatrick	Franks Jr	Frederick
Green	Gregory	Haefner	Harris	Higdon
Korman	Lant	McDaniel	McGee	Meredith 71
Messenger	Newman	Peters	Pogue	Rone
Schroer	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Alferman declared the bill passed.

HCS SS SCS SB 547 was placed back on the Senate Bills for Third Reading Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SCS SB 598, as amended**, and has taken up and passed **HCS SCS SB 598, as amended**.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HCS HJR 100 - Fiscal Review

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was returned **SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Basye, Hannegan, Hill, Lauer, Phillips, Rhoads and Wessels

Noes (3): Baringer, Franks Jr. and McDaniel

Absent (1): Dogan

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SCR 37**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Berry, Ellebracht, Fitzwater, Green, Grier, Knight, Lant, Pietzman, Rehder and Washington

Noes (0)

Absent (2): Miller and Plocher

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HJR 100**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Conway (104), Fraker, Morris (140), Smith (163), Swan and Wiemann

Noes (3): Morgan, Unsicker and Wessels

Absent (4): Alferman, Haefner, Rowland (29) and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 954**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 1007**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Cross

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was returned **SS SB 704**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burnett, Dogan, Grier, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (3): Brattin, Hannegan and Houghton

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SCS SB 824**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Carpenter, Franklin, Helms, Mathews, McGee, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (3): Brown (27), Grier and Neely

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was returned **SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Kolkmeier, Korman, Razer, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (3): Corlew, Cornejo and May

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 5755**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (11): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Razer

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2091**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Carpenter, Evans, Franks Jr., Mathews, Runions, Sommer and Unsicker

Noes (2): Berry and Roeber

Absent (4): Barnes (60), Engler, Johnson and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SBs 632 & 675**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Evans, Mathews, Roeber, Runions and Sommer

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (4): Barnes (60), Engler, Johnson and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS#2 SB 674**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Austin, Berry, Evans, Mathews, Roeber and Sommer

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (4): Barnes (60), Engler, Johnson and Wiemann

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SCS SBs 632 & 675 - Fiscal Review

HCS SB 773 - Fiscal Review

HCS SB 884 - Fiscal Review

SB 981 - Fiscal Review

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SCS SB 718: Representatives Rhoads, Barnes (60), Rehder, Stevens (46) and Walker (74)

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 569

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 569, with House Amendment No. 1, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 569, as amended;

2. That the Senate recede from its position on Senate Bill No. 569;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 569 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Mike Cunningham
/s/ Paul Wieland
/s/ Sandy Crawford
/s/ Gina Walsh
/s/ Scott Sifton

FOR THE HOUSE:

/s/ Lyndall Fraker
/s/ Craig Redmon
Robert Cornejo
/s/ Gina Mitten
/s/ Tracy McCreery

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 826**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, with House Amendment Nos. 1, 2, 3, 4, 5, 6, and House Substitute Amendment No. 1 for House Amendment No. 9, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 826;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Sater
/s/ Jeanie Riddle
/s/ Bob Onder
/s/ Jill Schupp
/s/ Scott Sifton

FOR THE HOUSE:

/s/ Robert Ross
/s/ Justin Hill
/s/ Jim Neely
/s/ Lauren Arthur
/s/ Martha Stevens (46)

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE BILL NO. 870**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Bill No. 870, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2, as amended, House Amendment Nos. 3 and 4, House Substitute Amendment No. 1 for House Amendment No. 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment Nos. 7, 8, 9, 10, and 11, House Amendment No. 1 to House Amendment No. 13, and House Amendment No. 13, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Bill No. 870, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Bill No. 870;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Bill No. 870 be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Hegeman
/s/ David Sater
/s/ Jeanie Riddle
/s/ Shalonn “KiKi” Curls
/s/ Jacob Hummel

FOR THE HOUSE:

/s/ Justin Alferman
/s/ Shane Roden
/s/ Shamed Dogan
/s/ Jerome Barnes (28)
/s/ Deb Lavender

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Reports were referred to the Committee indicated:

CCR HCS SB 569, as amended - Fiscal Review
CCR HCS SS SCS SB 826, as amended - Fiscal Review
CCR HCS SS SB 870, as amended - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SB 569, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Rowland (29)

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 9:15 a.m., Friday, May 11, 2018.

COMMITTEE HEARINGS

BUDGET

Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Annual review of state tax credits.

FISCAL REVIEW

Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Friday, May 11, 2018, upon adjournment, House Hearing Room 1.

Executive session will be held: HB 1360, HB 2100

Executive session may be held on any matter referred to the committee.

CANCELLED

GOVERNMENT EFFICIENCY

Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HCR 108

Executive session will be held: HCR 108

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, May 14, 2018, 11:30 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 11, 2018, 9:00 AM, House Hearing Room 5.

Executive session will be held: HCS#2 SS SB 704, HCS#2 SS#2 SCS SB 1050

Executive session may be held on any matter referred to the committee.

Adding HCS#2 SS SB 704 and HCS#2 SS#2 SCS SB 1050

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-SECOND DAY, FRIDAY, MAY 11, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HJR 79 - Brattin

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HCS HJR 100 - Plocher

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller

HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE BILLS FOR SECOND READING

SS#2 SCS SB 949

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

SCS SB 787 - Morris (140)

SS SB 666 - Schroer

SB 919 - Reiboldt

SS SCS SB 752 - Ross

HCS SB 871 - Trent

SS SCS SB 652 - Engler

HCS SB 575 - Trent

SB 891 - Shaul (113)

HCS SS SCS SB 966 - Gregory

SB 706 - Korman

HCS SCS SB 672 - Bahr

HCS SB 581 - Cross

SB 582 - Wood

HCS SB 780 - Hill

SS#2 SCS SB 802 - Evans

SS SCS SBs 627 & 925 - Houghton

HCS SB 850 - Franklin

HCS SB 796 - Ross

HCS SS SCS SB 547 - Curtman

SS SCS SB 907 - Roden
HCS SCS SBs 946 & 947 - Cornejo
SB 981, (Fiscal Review 5/10/18) - Engler
HCS SB 808 - Bondon
HCS SB 884, (Fiscal Review 5/10/18) - Wiemann
HCS SB 773, (Fiscal Review 5/10/18) - Swan
HCS SS#2 SB 674 - Curtman
HCS SCS SBs 632 & 675, (Fiscal Review 5/10/18) - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

SB 625 - Miller
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS#5 SB 564, E.C. - Berry
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely

SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1350, as amended (request Senate recede/grant conference) - Smith (163)

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended (Fiscal Review 5/10/18), E.C. - Ross
CCR HCS SS SB 870, as amended (Fiscal Review 5/10/18) - Alferman
HCS SS SCS SB 775, as amended - Fitzpatrick
HCS SB 660, as amended - Fitzwater
HCS SB 806, as amended - Neely
HCS SB 743, as amended - Redmon
HCS SB 687, as amended - Rowland (155)
HCS SCS SB 718, as amended - Rhoads

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker
HR 5612 - Justus
HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTY-SECOND DAY, FRIDAY, MAY 11, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I had fainted, unless I had believed to see the goodness of the Lord in the land of the living. (Psalm 27:13)

Eternal God, whose strength secures those who trust in You and whose love gives understanding to those who walk in Your way, among the responsibilities we face, help us to look up and to see the shining truth of Your eternal presence. Forgive us when we forget that above our pride and prejudices You are calling us to higher principles; underneath our weaknesses and imperfections, You are offering us the strength of Your spirit; and around our failures and frustrations, You are calling us to wider fields of human service.

Make our state worthy of Your blessing and willing to be a channel through which the spirit of democracy may flow. Grant us grace to heal the broken relationships of our people and to give light to those who look to us for leadership.

Finally, bless all mothers, living and deceased, on this Mother's Day weekend.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Andrew Jorgensen.

The Journal of the seventy-first day was approved as printed by the following vote:

AYES: 107

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Black	Bondon	Brattin
Chipman	Conway 10	Conway 104	Corlew	Cross
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Fitzwater	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lauer	Love
Lynch	Marshall	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Miller
Mitten	Morris 140	Morse 151	Mosley	Muntzel

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Neely	Nichols	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Stacy	Swan
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 004

Berry	Ellebracht	Roberts	Tate
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ABSENT WITH LEAVE: 050

Arthur	Barnes 60	Basye	Beard	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Cookson	Cornejo	Curtis	Curtman
Davis	Ellington	Evans	Fitzpatrick	Fraker
Franks Jr	Green	Haefner	Kelly 141	Lant
Lavender	Lichtenegger	Mathews	May	Meredith 71
Messenger	Moon	Morgan	Newman	Peters
Pfautsch	Pogue	Redmon	Roeber	Rone
Ross	Schroer	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Walker 74	Mr. Speaker

VACANCIES: 002

Representative Vescovo moved that Rule 22 be suspended to allow Conference Committees to meet.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Barnes 28	Bernskoetter
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lauer
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Nichols	Phillips	Pietzman	Pike	Plocher
Razer	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 020

Adams	Baringer	Beck	Ellebracht	Gray
Harris	Kendrick	McCreery	McGee	Merideth 80
Mitten	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 042

Arthur	Basye	Beard	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Curtis
Curtman	Ellington	Evans	Fitzpatrick	Fraker
Franks Jr	Green	Haefner	Lant	Lavender
Mathews	Meredith 71	Messenger	Morgan	Newman
Peters	Pfautsch	Pogue	Redmon	Roeber
Rone	Ross	Rowland 155	Runions	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Wessels	Mr. Speaker			

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SS#2 SCS SB 949, relating to reading intervention in schools.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SCS SB 826, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Wessels and Wiemann

Noes (0)

Absent (5): Alferman, Haefner, Rowland (29), Unsicker and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR HCS SS SB 870, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (4): Alferman, Haefner, Rowland (29) and Wood

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 49** entitled:

Relating to the election date for the referendum on Senate Substitute #2 for Senate Bill 19 as enacted by the Ninety-ninth General Assembly, First Regular Session.

In which the concurrence of the House is respectfully requested.

THIRD READING OF SENATE BILLS

SCS SB 787, SS SB 666, SB 919, SS SCS SB 752 and HCS SB 871 were placed on the Informal Calendar.

SS SCS SB 652, relating to county sheriffs, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SS SCS SB 652** was agreed to.

Representative McCann Beatty offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 1, Section 57.117, Line 4, by inserting after the word "**state**" the following:

"; except that no sheriff of a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants shall appoint any under sheriff or deputy sheriff unless the person so appointed shall be, at the time of his or her appointment, a bona fide resident of this state"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative McCann Beatty offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 1, Section 57.117, Lines 1-4, by deleting all of said section and line; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Ellington	Green	Harris	Kendrick
May	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Brown 27	Brown 57	Burns
Curtis	Curtman	DeGroot	Evans	Fitzpatrick
Franks Jr	Gray	Haefner	Lant	Lavender
Meredith 71	Messenger	Miller	Neely	Newman
Peters	Pietzman	Pogue	Rone	Schroer
Stephens 128	Mr. Speaker			

VACANCIES: 002

Representative McCann Beatty moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative McCann Beatty:

AYES: 041

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Ellebracht	Ellington	Green	Harris	Hurst
Kendrick	Kidd	Korman	Marshall	May
McCann Beatty	McCreery	McGee	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

NOES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 026

Arthur	Barnes 60	Brown 27	Brown 57	Burns
Cookson	Cross	Curtis	Curtman	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Lant
Lavender	Meredith 71	Messenger	Miller	Neely
Newman	Peters	Pogue	Rone	Stephens 128
Mr. Speaker				

VACANCIES: 002

Representative Plocher offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 652, Page 2, Section 57.450, Line 10, by inserting after the word "**officers**" the following:

", provided that the city of St. Louis fully funds the pensions of the city's police officers and firefighters"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 3 was withdrawn.

On motion of Representative Engler, **SS SCS SB 652** was truly agreed to and finally passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McGaugh
McGee	Merideth 80	Miller	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 007

Conway 10	Hurst	Marshall	McCann Beatty	McCreery
McDaniel	Moon			

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 27	Brown 57	Burns	Curtis
Evans	Fitzpatrick	Franks Jr	Gray	Haefner
Lant	Lavender	Meredith 71	Messenger	Mitten
Morgan	Newman	Nichols	Peters	Pogue
Rone	Walker 74	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SB 757, as amended, with House Amendment No. 2, pending; SCS SB 629; HCS SB 727, with House Amendment No. 1, pending; HCS SB 681; SB 649; SS#5 SB 564; HCS SB 695; HCS SS SCS SB 843; SB 819; HCS SS SB 881; SB 626; SB 708; HCS SS SCS SB 918, as amended; SS SCS SB 568 and SS SB 882 were placed back on the Senate Bills for Third Reading Calendar.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 79, relating to labor organizations, was taken up by Representative Brattin.

On motion of Representative Brattin, the title of **HJR 79** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Joint Resolution No. 79, Pages 2 to 3, Section B, Lines 5 to 8, by deleting all of said lines and inserting in lieu thereof the following:

""Do you want to amend the Missouri Constitution to provide that every employee shall have the freedom to work without being forced to pay any fees to a union (labor organization) or join a union in order to gain or keep a job?"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

Representative Dohrman raised a point of order that members were in violation of Rule 85.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken and advised members to confine their comments to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reisch	Remole	Rhoads	Roeber
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 034

Adams	Arthur	Bangert	Baringer	Beck
Burnett	Carpenter	Conway 10	Ellebracht	Ellington
Green	Harris	Kendrick	May	McCann Beatty
McCreery	McGee	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 001

Roden

ABSENT WITH LEAVE: 029

Anders	Barnes 60	Barnes 28	Brown 27	Brown 57
Burns	Butler	Cookson	Curtis	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Hill
Kelley 127	Lant	Lavender	McDaniel	Meredith 71
Messenger	Newman	Nichols	Peters	Pogue
Reiboldt	Rone	Shumake	Mr. Speaker	

VACANCIES: 002

On motion of Representative Brattin, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 086

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black

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Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzwater
Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Hansen	Helms	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 051

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Corlew	Curtis	Ellebracht	Ellington	Engler
Gannon	Green	Hannegan	Harris	Henderson
Higdon	Kendrick	Kidd	Korman	Marshall
May	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Moon	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Roden
Rowland 29	Runions	Ruth	Smith 85	Sommer
Stevens 46	Tate	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 024

Anders	Barnes 60	Brown 27	Brown 57	Burns
Cookson	Evans	Fitzpatrick	Franks Jr	Gray
Haefner	Hill	Lant	Lavender	McDaniel
Meredith 71	Messenger	Newman	Nichols	Peters
Pogue	Reiboldt	Rone	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon

Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Rhoads	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Green	Harris
Kendrick	May	McCann Beatty	McCreery	McGee
Merideth 80	Mitten	Morgan	Mosley	Quade
Razer	Revis	Roberts	Rowland 29	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 001

Roden

ABSENT WITH LEAVE: 029

Anders	Barnes 60	Brown 27	Brown 57	Burns
Cookson	Cross	Curtman	Evans	Fitzpatrick
Franks Jr	Gray	Haefner	Hill	Korman
Lant	Lavender	McDaniel	Meredith 71	Messenger
Newman	Nichols	Peters	Pierson Jr	Pogue
Reiboldt	Rone	Runions	Mr. Speaker	

VACANCIES: 002

On motion of Representative Brattin, **HJR 79, as amended**, was ordered perfected and printed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1461**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1516**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2019**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SBs 603, 576 & 898, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon, and that the conferees be allowed to exceed the differences.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **HCS SS SCS SB 775, as amended**, and has taken up and passed **CCS HCS SS SCS SB 775**.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HCS HJR 100, relating to the general assembly, was taken up by Representative Plocher.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 032

Alferman	Basye	Bernskoetter	Black	Bondon
Brattin	Butler	Curtman	DeGroot	Ellington
Fraker	Francis	Gannon	Hansen	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Lichtenegger
Love	McGaugh	Morris 140	Morse 151	Muntzel
Neely	Phillips	Redmon	Roeber	Taylor
Walsh	White			

NOES: 000

PRESENT: 084

Anderson	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 28	Beard	Beck
Berry	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Fitzwater	Franklin	Frederick	Green	Gregory
Haahr	Hannegan	Harris	Helms	Houghton
Houx	Johnson	Kendrick	Kidd	Knight
Kolkmeier	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	McGee	Merideth 80	Mitten
Moon	Mosley	Pfautsch	Pietzman	Pike
Plocher	Quade	Reisch	Remole	Roberts
Roden	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Washington
Wessels	Wiemann	Wilson	Wood	

ABSENT WITH LEAVE: 045

Adams	Anders	Barnes 60	Brown 27	Brown 57
Burnett	Burns	Cookson	Cross	Engler
Evans	Fitzpatrick	Franks Jr	Gray	Grier
Haefner	Higdon	Hill	Korman	Lant
Lauer	Lavender	Matthiesen	May	Meredith 71
Messenger	Miller	Morgan	Newman	Nichols
Peters	Pierson Jr	Pogue	Razer	Rehder
Reiboldt	Revis	Rhoads	Rone	Rowland 29
Runions	Schroer	Spencer	Stevens 46	Mr. Speaker

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lichtenegger	Love	Lynch	Marshall
McDaniel	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 032

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Curtis	Ellebracht	Ellington	Green	Harris
Kendrick	McCann Beatty	McCreery	McGee	Merideth 80
Mitten	Morgan	Mosley	Quade	Razer
Roberts	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 040

Anders	Barnes 60	Black	Brown 27	Brown 57
Burns	Cookson	Cross	Engler	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Higdon

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Hill	Korman	Lant	Lauer	Lavender
Mathews	Matthiesen	May	Meredith 71	Messenger
Miller	Newman	Nichols	Peters	Pierson Jr
Pogue	Reiboldt	Revis	Rhoads	Rone
Rowland 29	Runions	Schroer	Spencer	Mr. Speaker

VACANCIES: 002

On motion of Representative Plocher, **HCS HJR 100** was read the third time and passed by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Helms	Henderson
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 034

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Burnett	Butler	Carpenter	Conway 10
Corlew	Curtis	Ellebracht	Ellington	Green
Harris	Kendrick	May	McCann Beatty	McCreery
McDaniel	McGee	Merideth 80	Mitten	Morgan
Quade	Razer	Roberts	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 037

Anders	Austin	Barnes 60	Brown 27	Brown 57
Burns	Cookson	Cross	Engler	Evans
Fitzpatrick	Franks Jr	Gray	Haefner	Higdon
Hill	Korman	Lant	Lauer	Lavender
Meredith 71	Messenger	Miller	Mosley	Newman
Nichols	Peters	Pierson Jr	Pogue	Reiboldt
Revis	Rhoads	Rone	Rowland 29	Runions
Spencer	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SB 575; SB 891; HCS SS SCS SB 966; SB 706; HCS SCS SB 672; HCS SB 581; SB 582; HCS SB 780; SS#2 SCS SB 802; SS SCS SBs 627 & 925; HCS SB 850; HCS SB 796; HCS SS SCS SB 547; SS SCS SB 907; HCS SCS SBs 946 & 947; SB 981; HCS SB 808; HCS SB 884; HCS SB 773; HCS SS#2 SB 674; HCS SCS SBs 632 & 675; SB 757, as amended, with House Amendment No. 2, pending; SCS SB 629; HCS SB 727, with House Amendment No. 1, pending; HCS SB 681; SB 649; SS#5 SB 564; HCS SB 695; HCS SS SCS SB 843; SB 819; HCS SS SB 881; SB 626; SB 708; HCS SS SCS SB 918, as amended; SS SCS SB 568 and SS SB 882 were placed on the Informal Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HJR 59**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1484**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1633** entitled:

An act to repeal sections 105.478, 303.025, 400.9-501, 488.029, 556.037, 556.046, 556.061, 563.011, 563.041, 567.050, 569.010, 569.140, 575.080, 576.040, 577.001, 577.010, 577.013, 577.014, 579.020, 579.065, 579.068, 595.045, 610.140, RSMo, and to enact in lieu thereof thirty new sections relating to criminal offenses, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1633, Pages 20-21, Section 558.043, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SS SCS HCS HB 1879, as amended**, and has taken up and passed **CCS SS SCS HCS HB 1879**.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 79 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

SS SCS HB 1633, as amended - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was referred to the Committee indicated:

SCR 35 - Special Committee on Tourism

REFERRAL OF SENATE BILLS

The following Senate Bills was referred to the Committee indicated:

SS#2 SCS SB 949 - Rules - Administrative Oversight

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (17): Alferman, Bahr, Black, Burnett, Butler, Davis, Fitzpatrick, Kendrick, Lavender, May, Merideth (80), Quade, Razer, Redmon, Rowland (155), Swan and Wood

Noes (10): Conway (104), Gregory, Hill, Kelly (141), Korman, Lichtenegger, Ross, Smith (163), Trent and Walsh

Absent (8): Andrews, Christofanelli, Haefner, McGee, Pierson Jr., Rone, Spencer and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **SB 563**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (24): Alferman, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Hill, Kelly (141), Korman, Lavender, Lichtenegger, May, Quade, Redmon, Ross, Rowland (155), Smith (163), Swan, Trent, Walsh and Wood

Noes (1): Butler

Absent (10): Andrews, Haefner, Kendrick, McGee, Merideth (80), Pierson Jr., Razer, Rone, Spencer and Taylor

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SS SB 982**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Franklin, Gannon, Justus, Moon, Neely, Ruth, Stacy, Unsicker and Walker (74)

Noes (0)

Absent (2): Beck and Cookson

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 SS SB 704**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Johnson, Mathews, Roeber, Runions and Sommer

Noes (1): Unsicker

Absent (6): Barnes (60), Carpenter, Engler, Evans, Franks Jr. and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Engler, Mathews, Roeber, Runions and Sommer

Noes (2): Johnson and Unsicker

Absent (5): Barnes (60), Carpenter, Evans, Franks Jr. and Wiemann

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 655**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender and Shull (16)

Noes (0)

Absent (5): Haahr, Rhoads, Rone, Shumake and Wessels

**CONFERENCE COMMITTEE REPORT
ON
HOUSE COMMITTEE SUBSTITUTE
FOR
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 775**

The Conference Committee appointed on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, with House Amendment No. 1, House Amendment No. 2 to House Amendment No. 2 and House Amendment No. 2, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, as amended;
2. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for Senate Bill No. 775;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Dan Brown
Rob Schaaf
/s/ David Sater
/s/ Shalonn "Kiki" Curls
/s/ Gina Walsh

FOR THE HOUSE:

/s/ Scott Fitzpatrick
/s/ Justin Alferman
/s/ David Wood
/s/ Kip Kendrick
/s/ Cora Faith Walker (74)

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR HCS SS SCS SB 775, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, May 14, 2018.

COMMITTEE HEARINGS

BUDGET

Tuesday, May 15, 2018, 8:30 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Annual review of state tax credits.

FISCAL REVIEW

Monday, May 14, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 15, 2018, 9:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 16, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 17, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 18, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, May 14, 2018, 2:30 PM, House Hearing Room 6.

Executive session will be held: HB 1360, HB 2100

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, May 15, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HCR 108

Executive session will be held: HCR 108

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, May 14, 2018, 11:30 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, May 16, 2018, 8:30 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

We will be voting on the designation of the Killian Glen Clay Memorial Bridge. This designation is the bridge on State Highway 169 crossing over Interstate 29 in Buchanan County.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 14, 2018, 2:00 PM, House Hearing Room 1.

Public hearing will be held: SS#2 SCS SB 949

Executive session will be held: SCS SB 824, SS#2 SCS SB 949

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, May 15, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 16, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, May 17, 2018, 8:30 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Friday, May 18, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, May 14, 2018, 2:00 PM, House Hearing Room 3.

Executive session will be held: SCS SB 953, SCS SB 1007, SS SCS SB 586, SB 973

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, May 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2745

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, May 14, 2018, 12:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 15, 2018, 8:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 16, 2018, 8:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTY-THIRD DAY, MONDAY, MAY 14, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel

HB 2425 - Alferman

HCS HB 2410 - Bernskoetter

HB 2480 - Rhoads

HCS HB 2580 - Bondon

HB 2681 - Corlew

HCS HB 2247 - Roeber

HB 2384 - Barnes (60)

HB 1662 - Swan

HCS HB 1857 - Shaul (113)

HCS HB 1803 - Matthiesen

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HB 2460 - Vescovo

HB 1590 - Smith (163)

HB 2381 - Sommer

HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2091 - Reiboldt

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike

HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye
HCR 87 - Black
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 79, (Fiscal Review 5/11/18) - Brattin

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 2125, (Fiscal Review 5/8/18) - Helms

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 49

SENATE BILLS FOR THIRD READING - REVISION

SCS SRBs 975 & 1024 - Shaul (113)

SENATE BILLS FOR THIRD READING

HCS SB 655 - Bahr

SENATE BILLS FOR THIRD READING - INFORMAL

SCS SB 787 - Morris (140)

SS SB 666 - Schroer

SB 919 - Reiboldt

SS SCS SB 752 - Ross

HCS SB 871 - Trent

HCS SB 575 - Trent

SB 891 - Shaul (113)

HCS SS SCS SB 966 - Gregory

SB 706 - Korman

HCS SCS SB 672 - Bahr

HCS SB 581 - Cross

SB 582 - Wood

HCS SB 780 - Hill

SS#2 SCS SB 802 - Evans

SS SCS SBs 627 & 925 - Houghton

HCS SB 850 - Franklin

HCS SB 796 - Ross

HCS SS SCS SB 547 - Curtman

SS SCS SB 907 - Roden

HCS SCS SBs 946 & 947 - Cornejo

SB 981, (Fiscal Review 5/10/18) - Engler

HCS SB 808 - Bondon

HCS SB 884, (Fiscal Review 5/10/18) - Wiemann

HCS SB 773, (Fiscal Review 5/10/18) - Swan

HCS SS#2 SB 674 - Curtman

HCS SCS SBs 632 & 675, (Fiscal Review 5/10/18) - Engler

SB 757, as amended, with HA 2, pending - Tate

SCS SB 629 - Miller

HCS SB 727, with HA 1, pending - Bondon

HCS SB 681 - Ruth

SB 649 - Engler

SS#5 SB 564, E.C. - Berry

HCS SB 695 - Swan

HCS SS SCS SB 843, E.C. - Ross

SB 819 - Neely

HCS SS SB 881 - Davis

SB 626 - Kidd

SB 708 - Fitzpatrick
HCS SS SCS SB 918, as amended - Houghton
SS SCS SB 568 - Fraker
SS SB 882 - Bernskoetter

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black
SCR 36 - Kidd
SCR 40 - Basye

HOUSE BILLS WITH SENATE AMENDMENTS

SS HCS HB 1606, as amended - Gannon
SS SCS HB 1769 - Mathews
SS SCS HB 1355, as amended - Phillips
HCS HB 2171, with SA 1 - Wood
SCS HCS#2 HB 1503 - Dohrman
SS SCS HCS HB 1991, as amended - Rhoads
SS SCS HB 1633, as amended (Fiscal Review 5/11/18) - Corlew

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HB 1797, as amended - Fitzwater
SS HB 1953 - Neely
SS SCS HCS HB 1364 - Kidd
SCS HCS HB 1635 - Bernskoetter

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1350, as amended (request Senate recede/grant conference) - Smith (163)
HCS SS SCS SBs 603, 576 & 898, as amended (request House recede/grant conference/exceed differences) - Spencer

BILLS IN CONFERENCE

CCR HCS SB 569, as amended - Fraker
HCS SS SB 608 - Rhoads
CCR HCS SS SCS SB 826, as amended , E.C. - Ross
CCR HCS SS SB 870, as amended - Alferman
CCR HCS SS SCS SB 775, as amended (Fiscal Review 5/11/18) - Fitzpatrick
HCS SB 660, as amended - Fitzwater
HCS SB 806, as amended - Neely
HCS SB 743, as amended - Redmon
HCS SB 687, as amended - Rowland (155)
HCS SCS SB 718, as amended - Rhoads

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)

HR 5237 - Fraker

HR 5612 - Justus

HR 5589 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-THIRD DAY, MONDAY, APRIL 30, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Hannah Kelly.

Heavenly Father,

Thank You for the opportunity to serve our people in this place. Give us guidance and wisdom for the decisions ahead of us, faith to walk forward and not look to the past, and strength to complete the task You have called us to well. Help us to seek justice, love mercy, and walk humbly with You, as Your word reminds us is what You expect.

Thank You for Your blessings and mercy on each of our lives. In Jesus' name, I pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixty-second day was approved as printed by the following vote:

AYES: 118

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Butler	Conway 104	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Frederick	Gannon	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Quade	Reisch
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 85	Sommer
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
White	Wilson	Wood		

NOES: 001

Ellington

PRESENT: 001

Beard

ABSENT WITH LEAVE: 041

Berry	Brattin	Brown 57	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Curtis
Curtman	DeGroot	Franklin	Gray	Green
Gregory	Haefner	Hill	Justus	Kidd
Mitten	Mosley	Peters	Pietzman	Plocher
Pogue	Razer	Redmon	Rehder	Reiboldt
Remole	Roeber	Shaul 113	Smith 163	Spencer
Stacy	Walker 74	Washington	Wessels	Wiemann
Mr. Speaker				

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Haefner, Morgan, Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (5): Fraker, Morris (140), Rowland (29), Smith (163) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Alferman, Anderson, Conway (104), Haefner, Morgan, Swan, Wiemann and Wood

Noes (1): Unsicker

Absent (5): Fraker, Morris (140), Rowland (29), Smith (163) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2002** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2003** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2004** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2005** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2006, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2007, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2008** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2009** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 2010** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2011** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2012** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SCS HCS HB 2013** and grants the House a conference thereon.

THIRD READING OF SENATE BILLS

HCS SS SCS SBs 894 & 921, SCS SB 990, SCS SB 814, and SB 840 were placed on the Informal Calendar.

HCS SCS SB 917, relating to coal ash, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SCS SB 917** was agreed to.

Representative Higdon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 917, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries ~~may~~ **shall not** exceed **one and one-half times** those charged for such services to premises within the corporate limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 917, Page 1, Section 260.242, Lines 11-14, by deleting all of said lines and inserting in lieu thereof the following:

"Recovery Act (RCRA) and to approve site-specific groundwater criteria. As used in this section, a "coal"; and

Further amend said bill and section, Page 2, Lines 21-24, by deleting all of said lines and inserting in lieu thereof the following:

"levels for closure and corrective action at CCR units."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Fitzwater, **HCS SCS SB 917** was adopted.

On motion of Representative Fitzwater, **HCS SCS SB 917** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Barnes 60	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Burns
Chipman	Christofanelli	Conway 104	Corlew	Cornejo

Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 037

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Ellebracht
Ellington	Franks Jr	Gray	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Rowland 29	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 001

Shull 16

ABSENT WITH LEAVE: 016

Brattin	Carpenter	Conway 10	Cookson	Cross
Curtis	Dogan	Francis	Green	Neely
Peters	Pogue	Redmon	Rehder	Rhoads
Smith 163				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SCS SB 629 was placed on the Informal Calendar.

HCS SB 660, relating to mental health, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SB 660** was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting after all of said line the following:

"208.151. 1. Medical assistance on behalf of needy persons shall be known as "MO HealthNet". For the purpose of paying MO HealthNet benefits and to comply with Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.) as amended, the following needy persons shall be eligible to receive MO HealthNet benefits to the extent and in the manner hereinafter provided:

- (1) All participants receiving state supplemental payments for the aged, blind and disabled;
- (2) All participants receiving aid to families with dependent children benefits, including all persons under nineteen years of age who would be classified as dependent children except for the requirements of subdivision (1) of subsection 1 of section 208.040. Participants eligible under this subdivision who are participating in drug court, as defined in section 478.001, shall have their eligibility automatically extended sixty days from the time their dependent child is removed from the custody of the participant, subject to approval of the Centers for Medicare and Medicaid Services;
- (3) All participants receiving blind pension benefits;
- (4) All persons who would be determined to be eligible for old age assistance benefits, permanent and total disability benefits, or aid to the blind benefits under the eligibility standards in effect December 31, 1973, or less restrictive standards as established by rule of the family support division, who are sixty-five years of age or over and are patients in state institutions for mental diseases or tuberculosis;
- (5) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children except for the requirements of subdivision (2) of subsection 1 of section 208.040, and who are residing in an intermediate care facility, or receiving active treatment as inpatients in psychiatric facilities or programs, as defined in 42 U.S.C. 1396d, as amended;
- (6) All persons under the age of twenty-one years who would be eligible for aid to families with dependent children benefits except for the requirement of deprivation of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;
- (7) All persons eligible to receive nursing care benefits;
- (8) All participants receiving family foster home or nonprofit private child-care institution care, subsidized adoption benefits and parental school care wherein state funds are used as partial or full payment for such care;
- (9) All persons who were participants receiving old age assistance benefits, aid to the permanently and totally disabled, or aid to the blind benefits on December 31, 1973, and who continue to meet the eligibility requirements, except income, for these assistance categories, but who are no longer receiving such benefits because of the implementation of Title XVI of the federal Social Security Act, as amended;
- (10) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child in the home;
- (11) Pregnant women who meet the requirements for aid to families with dependent children, except for the existence of a dependent child who is deprived of parental support as provided for in subdivision (2) of subsection 1 of section 208.040;
- (12) Pregnant women or infants under one year of age, or both, whose family income does not exceed an income eligibility standard equal to one hundred eighty-five percent of the federal poverty level as established and amended by the federal Department of Health and Human Services, or its successor agency;
- (13) Children who have attained one year of age but have not attained six years of age who are eligible for medical assistance under 6401 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989). The family support division shall use an income eligibility standard equal to one hundred thirty-three percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency;
- (14) Children who have attained six years of age but have not attained nineteen years of age. For children who have attained six years of age but have not attained nineteen years of age, the family support division shall use an income assessment methodology which provides for eligibility when family income is equal to or less than equal to one hundred percent of the federal poverty level established by the Department of Health and Human Services, or its successor agency. As necessary to provide MO HealthNet coverage under this subdivision, the department of social services may revise the state MO HealthNet plan to extend coverage under 42 U.S.C. 1396a (a)(10)(A)(i)(III) to children who have attained six years of age but have not attained nineteen years of age as permitted by paragraph (2) of subsection (n) of 42 U.S.C. 1396d using a more liberal income assessment methodology as authorized by paragraph (2) of subsection (r) of 42 U.S.C. 1396a;

(15) The family support division shall not establish a resource eligibility standard in assessing eligibility for persons under subdivision (12), (13) or (14) of this subsection. The MO HealthNet division shall define the amount and scope of benefits which are available to individuals eligible under each of the subdivisions (12), (13), and (14) of this subsection, in accordance with the requirements of federal law and regulations promulgated thereunder;

(16) Notwithstanding any other provisions of law to the contrary, ambulatory prenatal care shall be made available to pregnant women during a period of presumptive eligibility pursuant to 42 U.S.C. Section 1396r-1, as amended;

(17) A child born to a woman eligible for and receiving MO HealthNet benefits under this section on the date of the child's birth shall be deemed to have applied for MO HealthNet benefits and to have been found eligible for such assistance under such plan on the date of such birth and to remain eligible for such assistance for a period of time determined in accordance with applicable federal and state law and regulations so long as the child is a member of the woman's household and either the woman remains eligible for such assistance or for children born on or after January 1, 1991, the woman would remain eligible for such assistance if she were still pregnant. Upon notification of such child's birth, the family support division shall assign a MO HealthNet eligibility identification number to the child so that claims may be submitted and paid under such child's identification number;

(18) Pregnant women and children eligible for MO HealthNet benefits pursuant to subdivision (12), (13) or (14) of this subsection shall not as a condition of eligibility for MO HealthNet benefits be required to apply for aid to families with dependent children. The family support division shall utilize an application for eligibility for such persons which eliminates information requirements other than those necessary to apply for MO HealthNet benefits. The division shall provide such application forms to applicants whose preliminary income information indicates that they are ineligible for aid to families with dependent children. Applicants for MO HealthNet benefits under subdivision (12), (13) or (14) of this subsection shall be informed of the aid to families with dependent children program and that they are entitled to apply for such benefits. Any forms utilized by the family support division for assessing eligibility under this chapter shall be as simple as practicable;

(19) Subject to appropriations necessary to recruit and train such staff, the family support division shall provide one or more full-time, permanent eligibility specialists to process applications for MO HealthNet benefits at the site of a health care provider, if the health care provider requests the placement of such eligibility specialists and reimburses the division for the expenses including but not limited to salaries, benefits, travel, training, telephone, supplies, and equipment of such eligibility specialists. The division may provide a health care provider with a part-time or temporary eligibility specialist at the site of a health care provider if the health care provider requests the placement of such an eligibility specialist and reimburses the division for the expenses, including but not limited to the salary, benefits, travel, training, telephone, supplies, and equipment, of such an eligibility specialist. The division may seek to employ such eligibility specialists who are otherwise qualified for such positions and who are current or former welfare participants. The division may consider training such current or former welfare participants as eligibility specialists for this program;

(20) Pregnant women who are eligible for, have applied for and have received MO HealthNet benefits under subdivision (2), (10), (11) or (12) of this subsection shall continue to be considered eligible for all pregnancy-related and postpartum MO HealthNet benefits provided under section 208.152 until the end of the sixty-day period beginning on the last day of their pregnancy. **Subject to appropriations, pregnant women receiving substance abuse treatment within sixty days of giving birth shall be eligible for MO HealthNet benefits for no more than twelve additional months as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waiver from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;**

(21) Case management services for pregnant women and young children at risk shall be a covered service. To the greatest extent possible, and in compliance with federal law and regulations, the department of health and senior services shall provide case management services to pregnant women by contract or agreement with the department of social services through local health departments organized under the provisions of chapter 192 or chapter 205 or a city health department operated under a city charter or a combined city-county health department or other department of health and senior services designees. To the greatest extent possible the department of social services and the department of health and senior services shall mutually coordinate all services for pregnant women

and children with the crippled children's program, the prevention of intellectual disability and developmental disability program and the prenatal care program administered by the department of health and senior services. The department of social services shall by regulation establish the methodology for reimbursement for case management services provided by the department of health and senior services. For purposes of this section, the term "case management" shall mean those activities of local public health personnel to identify prospective MO HealthNet-eligible high-risk mothers and enroll them in the state's MO HealthNet program, refer them to local physicians or local health departments who provide prenatal care under physician protocol and who participate in the MO HealthNet program for prenatal care and to ensure that said high-risk mothers receive support from all private and public programs for which they are eligible and shall not include involvement in any MO HealthNet prepaid, case-managed programs;

(22) By January 1, 1988, the department of social services and the department of health and senior services shall study all significant aspects of presumptive eligibility for pregnant women and submit a joint report on the subject, including projected costs and the time needed for implementation, to the general assembly. The department of social services, at the direction of the general assembly, may implement presumptive eligibility by regulation promulgated pursuant to chapter 207;

(23) All participants who would be eligible for aid to families with dependent children benefits except for the requirements of paragraph (d) of subdivision (1) of section 208.150;

(24) (a) All persons who would be determined to be eligible for old age assistance benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriation;

(b) All persons who would be determined to be eligible for aid to the blind benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. Section 1396a(f), or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005, except that less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), shall be used to raise the income limit to one hundred percent of the federal poverty level;

(c) All persons who would be determined to be eligible for permanent and total disability benefits under the eligibility standards in effect December 31, 1973, as authorized by 42 U.S.C. 1396a(f); or less restrictive methodologies as contained in the MO HealthNet state plan as of January 1, 2005; except that, on or after July 1, 2005, less restrictive income methodologies, as authorized in 42 U.S.C. Section 1396a(r)(2), may be used to change the income limit if authorized by annual appropriations. Eligibility standards for permanent and total disability benefits shall not be limited by age;

(25) Persons who have been diagnosed with breast or cervical cancer and who are eligible for coverage pursuant to 42 U.S.C. 1396a (a)(10)(A)(ii)(XVIII). Such persons shall be eligible during a period of presumptive eligibility in accordance with 42 U.S.C. 1396r-1;

(26) Effective August 28, 2013, persons who are in foster care under the responsibility of the state of Missouri on the date such persons ~~attain~~ **attained** the age of eighteen years, or at any time during the thirty-day period preceding their eighteenth birthday, without regard to income or assets, if such persons:

(a) Are under twenty-six years of age;

(b) Are not eligible for coverage under another mandatory coverage group; and

(c) Were covered by Medicaid while they were in foster care.

2. Rules and regulations to implement this section shall be promulgated in accordance with chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid and void.

3. After December 31, 1973, and before April 1, 1990, any family eligible for assistance pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the last six months immediately preceding the month in which such family became ineligible for such assistance because of increased income from employment shall, while a member of such family is employed, remain eligible for MO HealthNet benefits for four calendar months following the month in which such family would otherwise be determined to be ineligible for such assistance because of income and resource limitation. After April 1, 1990, any family receiving aid pursuant to 42 U.S.C. 601, et seq., as amended, in at least three of the six months immediately preceding the month in which such family becomes

ineligible for such aid, because of hours of employment or income from employment of the caretaker relative, shall remain eligible for MO HealthNet benefits for six calendar months following the month of such ineligibility as long as such family includes a child as provided in 42 U.S.C. 1396r-6. Each family which has received such medical assistance during the entire six-month period described in this section and which meets reporting requirements and income tests established by the division and continues to include a child as provided in 42 U.S.C. 1396r-6 shall receive MO HealthNet benefits without fee for an additional six months. The MO HealthNet division may provide by rule and as authorized by annual appropriation the scope of MO HealthNet coverage to be granted to such families.

4. When any individual has been determined to be eligible for MO HealthNet benefits, such medical assistance will be made available to him or her for care and services furnished in or after the third month before the month in which he made application for such assistance if such individual was, or upon application would have been, eligible for such assistance at the time such care and services were furnished; provided, further, that such medical expenses remain unpaid.

5. The department of social services may apply to the federal Department of Health and Human Services for a MO HealthNet waiver amendment to the Section 1115 demonstration waiver or for any additional MO HealthNet waivers necessary not to exceed one million dollars in additional costs to the state, unless subject to appropriation or directed by statute, but in no event shall such waiver applications or amendments seek to waive the services of a rural health clinic or a federally qualified health center as defined in 42 U.S.C. 1396d(l)(1) and (2) or the payment requirements for such clinics and centers as provided in 42 U.S.C. 1396a(a)(15) and 1396a(bb) unless such waiver application is approved by the oversight committee created in section 208.955. A request for such a waiver so submitted shall only become effective by executive order not sooner than ninety days after the final adjournment of the session of the general assembly to which it is submitted, unless it is disapproved within sixty days of its submission to a regular session by a senate or house resolution adopted by a majority vote of the respective elected members thereof, unless the request for such a waiver is made subject to appropriation or directed by statute.

6. Notwithstanding any other provision of law to the contrary, in any given fiscal year, any persons made eligible for MO HealthNet benefits under subdivisions (1) to (22) of subsection 1 of this section shall only be eligible if annual appropriations are made for such eligibility. This subsection shall not apply to classes of individuals listed in 42 U.S.C. Section 1396a(a)(10)(A)(I)."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

Representative Ruth offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 660, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"9.270. June twenty-seventh of each year shall be known and designated as "Posttraumatic Stress Awareness Day". It is recommended to the people of the state that the day be appropriately observed through activities which will increase awareness of posttraumatic stress."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 2** was adopted.

Speaker Richardson assumed the Chair.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 660, Page 3, Section 208.217, Line 65, by inserting immediately after all of said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association (APA), ~~[or]~~ the Canadian Psychological Association (CPA), **or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

- (1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and
- (2) A minimum of two thousand hours of experience consisting of any combination of the following:
 - (a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;
 - (b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or
 - (c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology;
- (2) Is a member of the National Register of Health Service Providers in Psychology;
- (3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;
- (4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

- (b) Has been licensed for the preceding five years; and
- (c) Has had no disciplinary action taken against the license for the preceding five years; or
- (5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of

professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or
- (2) Is a member of the National Register of Health Service Providers in Psychology.

337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

- (10) "Day", any part of a day in which psychological work is performed;
- (11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;
- (12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;
- (13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;
- (14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;
- (15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;
- (16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;
- (17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;
- (18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;
- (19) "Noncompact state", any state which is not at the time a compact state;
- (20) "Psychologist", an individual licensed for the independent practice of psychology;
- (21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;
- (22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;
- (23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;
- (24) "Significant investigatory information":
 - (a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or
 - (b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;
- (25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;
- (26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;
- (27) "Telepsychology", the provision of psychological services using telecommunication technologies;
- (28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;
- (29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

- (1) Currently requires the psychologist to hold an active E.Passport;
- (2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;
- (3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

- (1) Currently requires the psychologist to hold an active IPC;
- (2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;
- (3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

- (d) The program shall consist of an integrated, organized sequence of study;
 - (e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;
 - (f) The designated director of the program shall be a psychologist and a member of the core faculty;
 - (g) The program shall have an identifiable body of students who are matriculated in that program for a degree;
 - (h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;
 - (i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;
 - (j) The program includes an acceptable residency as defined by the rules of the commission;
 - (3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;
 - (4) Have no history of adverse action that violate the rules of the commission;
 - (5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;
 - (6) Possess a current, active E.Passport;
 - (7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and
 - (8) Meet other criteria as defined by the rules of the commission.
3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.
4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.
5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.
- 337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.
2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:
- (1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:
 - (a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or
 - (b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;
 - (2) Hold a graduate degree in psychology that meets the following criteria:
 - (a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;
 - (b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;
 - (c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;
 - (d) The program shall consist of an integrated, organized sequence of study;

- (e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;
 - (f) The designated director of the program shall be a psychologist and a member of the core faculty;
 - (g) The program shall have an identifiable body of students who are matriculated in that program for a degree;
 - (h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;
 - (i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;
 - (j) The program includes an acceptable residency as defined by the rules of the commission;
 - (3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;
 - (4) No history of adverse action that violate the rules of the commission;
 - (5) No criminal record history that violates the rules of the commission;
 - (6) Possess a current, active IPC;
 - (7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and
 - (8) Meet other criteria as defined by the rules of the commission.
3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.
4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.
5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.
- 337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:
- (1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;
 - (2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.
- 337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.
2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.
3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.
- (2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.
- (3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.
- (4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

- (1) Identifying information;
- (2) Licensure data;
- (3) Significant investigatory information;
- (4) Adverse actions against a psychologist's license;
- (5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;
- (6) Nonconfidential information related to alternative program participation information;
- (7) Any denial of application for licensure, and the reasons for such denial; and
- (8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

(1) The commission is a body politic and an instrumentality of the compact states.

(2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

(3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

(1) Executive director, executive secretary or similar executive;

(2) Current member of the state psychology regulatory authority of a compact state; or

(3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

(a) Noncompliance of a compact state with its obligations under the compact;

(b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

(c) Current, threatened, or reasonably anticipated litigation against the commission;

(d) Negotiation of contracts for the purchase or sale of goods, services or real estate;

(e) Accusation against any person of a crime or formally censuring any person;

(f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

(g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;

(h) Disclosure of investigatory records compiled for law enforcement purposes;

(i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;

(j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of

any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

- (1) Establishing the fiscal year of the commission;
- (2) Providing reasonable standards and procedures:
 - (a) For the establishment and meetings of other committees; and
 - (b) Governing any general or specific delegation of any authority or function of the commission;
- (3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;

- (4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;

- (5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;

- (6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;

- (7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

- (2) The commission shall maintain its financial records in accordance with the bylaws; and

- (3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

- (1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

- (2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

- (3) To purchase and maintain insurance and bonds;

- (4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

- (5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

- (6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

- (7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

- (8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

- (9) To establish a budget and make expenditures;
- (10) To borrow money;
- (11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;
- (12) To provide and receive information from, and to cooperate with, law enforcement agencies;
- (13) To adopt and use an official seal; and
- (14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or

responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

- (1) Meet an imminent threat to public health, safety, or welfare;
- (2) Prevent a loss of commission or compact state funds;
- (3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
- (4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

- (a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and
- (b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states."; and

Further amend said bill, Page 9, Section 630.945, Line 7, by inserting immediately after all of said section and line the following:

"Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 3** was adopted.

Representative Helms offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said line the following:

"632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

- (1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;
- (2) "Council", the Missouri advisory council for comprehensive psychiatric services;
- (3) "Court", the court which has jurisdiction over the respondent or patient;
- (4) "Division", the division of comprehensive psychiatric services of the department of mental health;
- (5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;
- (6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;
- (7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;
- (8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;
- (9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;
- (10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:
 - (a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;
 - (b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or
 - (c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;
- (11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;
- (12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the

department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse**, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) **"Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;**

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) **"Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;**

~~[(48)]~~ (21) "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

~~[(49)]~~ (22) "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(20)]~~ (23) "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

~~[(24)]~~ (24) "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(22)]~~ (25) "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

~~[(23)]~~ (26) "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 4** was adopted.

Representative Neely offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 660, Page 9, Section 630.945, Line 7, by inserting after all of said section and line the following:

"630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

- (a) Opioid maintenance;**
- (b) Opioid detoxification;**
- (c) Overdose reversal; and**
- (d) Long acting, antagonist medication;**

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 5** was adopted.

On motion of Representative Fitzwater, **HCS SB 660, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SB 660, as amended**, was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent

Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Cookson	Dogan	Fraker	Higdon
Lichtenegger	Peters	Pogue	Reisch	Shull 16
Smith 163				

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 870, relating to emergency medical services, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HCS SS SB 870** was agreed to.

HCS SS SB 870 was laid over.

SS SCS SB 549 was placed back on the Senate Bills for Third Reading Calendar.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SCS HCS HB 2002: Representatives Fitzpatrick, Alferman, Rowland (155), Kendrick and McGee

SCS HCS HB 2003: Representatives Fitzpatrick, Alferman, Rowland (155), Kendrick and McGee

SCS HCS HB 2004: Representatives Fitzpatrick, Alferman, Conway (104), Butler and Razer

SCS HCS HB 2005: Representatives Fitzpatrick, Alferman, Bahr, Kendrick and Merideth (80)

SCS HCS HB 2006: Representatives Fitzpatrick, Alferman, Redmon, Kendrick and Pierson, Jr

SCS HCS HB 2007: Representatives Fitzpatrick, Alferman, Redmon, Burnett and Kendrick

SCS HCS HB 2008: Representatives Fitzpatrick, Alferman, Conway (104), Butler and May

SCS HCS HB 2009: Representatives Fitzpatrick, Alferman, Conway (104), Kendrick and May

SS SCS HCS HB 2010: Representatives Fitzpatrick, Alferman, Wood, Lavender and Quade

SCS HCS HB 2011: Representatives Fitzpatrick, Alferman, Wood, Lavender and Quade

SCS HCS HB 2012: Representatives Fitzpatrick, Alferman, Bahr, Lavender and Merideth (80)

SCS HCS HB 2013: Representatives Fitzpatrick, Alferman, Bahr, Kendrick and Razer

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HB 2015, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HB 2015** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Bahr	Curtis	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Chipman	Cookson	Curtman	Dogan
Higdon	Miller	Peters	Pogue	Reisch
Schroer	Shull 16	Smith 163		

VACANCIES: 002

Speaker Richardson declared the bill passed.

Representative Lynch assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HB 1554 and **HCS HB 1739** were placed on the Informal Calendar.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was taken up by Representative Haahr.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Cookson	Ellebracht	Higdon	May
McGee	Mitten	Morgan	Newman	Peters
Pogue	Reisch	Rowland 29	Schroer	Smith 163
Walker 74				

VACANCIES: 002

On motion of Representative Haahr, **HB 2179** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Carpenter	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	Meredith 71	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 035

Anders	Bangert	Baringer	Barnes 28	Beck
Brown 27	Burns	Butler	Christofanelli	Curtis
Curtman	Ellington	Franks Jr	Gray	Green
Hurst	Kendrick	Lavender	Marshall	McCann Beatty
McGee	Merideth 80	Moon	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Roberts
Runions	Stevens 46	Trent	Unsicker	Washington

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Barnes 60	Cookson	Ellebracht	Higdon
May	Mitten	Newman	Peters	Pogue
Reisch	Rowland 29	Smith 85	Smith 163	Walker 74

VACANCIES: 002

Representative Lynch declared the bill passed.

HB 2538, relating to maintaining Missouri state parks, was taken up by Representative Pietzman.

On motion of Representative Pietzman, **HB 2538** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 001

Pierson Jr

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Bondon	Brown 57	Cookson	Higdon
Miller	Mitten	Newman	Peters	Pogue
Reisch	Smith 163	Walker 74	Mr. Speaker	

VACANCIES: 002

Representative Lynch declared the bill passed.

HB 2499, relating to videoconferencing for parole hearings, was taken up by Representative Hansen.

Speaker Richardson resumed the Chair.

On motion of Representative Hansen, **HB 2499** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCreery	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Adams	Barnes 28	Beck	Brown 27	Burnett
Butler	Carpenter	Curtis	Franks Jr	Gray
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Nichols	Pierson Jr
Quade	Roberts	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Evans	Haahr	Higdon	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 2438, relating to workers' compensation, was taken up by Representative Remole.

On motion of Representative Remole, **HB 2438** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Burnett	Butler	Curtis	Ellington	McGee
Morgan	Smith 85	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Haahr	Higdon	Neely	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division, was taken up by Representative Ruth.

On motion of Representative Ruth, **HCS HB 2407** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Hurst	Marshall	McDaniel	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 57	Burns	Conway 10	Cookson
Haahr	Higdon	Neely	Newman	Peters
Pogue	Reisch	Rhoads	Smith 163	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 1857, HCS HB 1803, HB 1397, and HCS HB 2210 were placed back on the House Bills for Perfection Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1286** entitled:

An act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to natural resources.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HCS HB 1500** entitled:

An act to repeal sections 328.080, 328.100, 329.010, 329.040, 329.050, 329.060, 329.070, 329.080, 329.085, and 329.130, RSMo, and to enact in lieu thereof fourteen new sections relating to reduction in regulation of certain occupations.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Committee Substitute for House Bill No. 1500, Page 32, Section 329.275, Line 26, by striking the word “shall” and inserting in lieu thereof the following:

“may”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 1879** entitled:

An act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

With Senate Amendment No. 1, Senate Amendment No. 2, Senate Amendment No. 3, and Senate Amendment No. 4.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 20, Section 110.140, Line 12 of said page, by inserting after all of said line the following:

“137.225. 1. In all counties, except the city of St. Louis, the assessor shall be provided with two books, one to be called the “real estate book”, and the other to be called the “personal assessment book”.

2. The real estate book shall contain all lands subject to assessment. It shall be in tabular form, with suitable captions and separate columns. The first column shall contain the name of the owner, if known; if not, the name of the party who paid the last tax; if no tax has ever been paid, then the name of the original patentee, grantee or purchaser from the federal government, the state or county, as the case may be, opposite thereto; the second column shall contain the residence of the owner **or, upon written consent of the owner filed with the assessor, an alternate address for the purpose of mailing ad valorem property tax statements to someone other than an**

owner, family trust, or mortgage holder receiving escrow payments; the third column shall contain an accurate description of the land by the smallest legal subdivisions, or by smaller parts, lots or parcels, when sections and the subdivisions thereof are subdivided into parts, lots or parcels; the fourth column shall contain the actual cash valuation. When any person shall be the owner or original purchaser of a section, quarter section or half quarter section, block, half block or quarter block, the same shall be assessed as one tract. The assessor shall arrange, collect and list all lands owned by one person in the county, under his name and on the same page, if there be room to contain it, and if not on the next and following leaf, with proper indications of such continuance, whether they be lots and blocks in a city, or sections or parts of sections in the country, the lowest numbered range, township and section, block, lot or survey always being placed first in such list, and so on in numerical order until said list for each property owner is completed. The assessor shall consolidate all lands owned by one person in a square or block into one tract, lot or call, and for any violation of this section, in unnecessarily dividing the same into more tracts than one or more lots than one, the county commission shall deduct from his account for making the county assessment, ten cents for each lot or tract not so consolidated. At the close of each owner's list, the assessor shall place all the lands that appear to belong to the owner, which cannot be properly described by numerical order, as contemplated in this section, which shall be otherwise properly described, indicating the quantity and location thereof.

3. The personal assessment book shall contain a list of the names of all persons liable to assessment, alphabetically arranged with proper priority of vowels. The assessor shall set opposite their names the tangible personal property respectively owned by them. It shall be in tabular form, with suitable captions and proper columns; the first column shall contain the names of the persons assessed; the second column shall contain the residence, if in the city, the ward, addition and block, or, if outside an incorporated city or town, the township in the county; the third column shall contain the occupation of the party assessed; the fourth column shall contain each kind of property assessed; the fifth column shall contain the assessed value thereof; the sixth column shall contain the amount chargeable to each person, and there may be such other columns as are useful and convenient in practice.

4. Nothing in this section shall be construed to prohibit separate real estate and personal assessment books in all incorporated cities where they are necessary.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting after all of said line the following:

“34.165. 1. In making purchases for this state, its governmental agencies or political subdivisions, the commissioner of administration shall give a bidding preference consisting of **at least a [ten-point] five-point bonus and no greater than a fifteen-point** bonus on bids for products and services manufactured, produced or assembled in qualified nonprofit organizations for the blind established pursuant to the provisions of 41 U.S.C. Sections 46 to 48c, as amended and in sheltered workshops holding a certificate of approval from the department of elementary and secondary education pursuant to section 178.920 if, **at a minimum**, the participating nonprofit organization **or workshop** provides the greater of two percent or five thousand dollars of the total contract value of bids for purchase not exceeding ten million dollars. **The bonus points shall be awarded on the basis of a sliding scale, as determined in rule by the commissioner of administration, based on revenue generation for and utilization of qualified nonprofit organizations for the blind or sheltered workshops, with the bonus points increasing as the revenue generation for and utilization of such organizations and workshops increases.**

2. An affidavit signed by the director or manager and the board president of a participating nonprofit organization shall be provided to the purchasing agency by the contractor at the completion of the contract or within thirty days of the first anniversary of the contract, whichever first occurs, verifying compliance.

3. The commissioner of administration shall make such rules and regulations regarding specifications, quality standards, time of delivery, performance, **bidding preferences**, and other relevant matters as shall be necessary to carry out the purpose of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. At the request of the commissioner of administration, the state auditor may examine all records, books and data of any qualified nonprofit organization for the blind to determine the costs of manufacturing products or rendering services and the manner and efficiency of production and administration of such nonprofit organization

with relation to any product or services purchased by this state, its governmental agencies or political subdivisions and to furnish the results of such examination to the commissioner for appropriate action.”; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 1, Section A, Line 6, by inserting after all of said line the following:

- “8.301. 1. Neither the state nor any political subdivision thereof shall:**
- (1) Condition a contract upon a requirement that a bidder have a specified experience modification factor;**
 - (2) Make an offer to contract conditioned upon bidder having a specified experience modification factor;**
 - (3) Issue an advertisement for bids on a contract containing a requirement that the bidder have a specified experience modification factor;**
 - (4) Solicit bids for a contract conditioned upon a bidder having a specified experience modification factor; or**
 - (5) Weight any bidder for a contract favorably or unfavorably based upon the bidder's experience modification factor.**
- 2. For purposes of this section, the phrase “experience modification factor” shall mean the factor calculated pursuant to the provisions of chapter 287.”; and**

Further amend the title and enacting clause accordingly.

Senate Amendment No. 4

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1879, Page 9, Section 30.270, Line 2 of said page, by inserting immediately after said line the following:

- “34.010. 1. The term “department” as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments. **The term “department” shall not include public institutions of higher education.**
2. The term “lowest and best” in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.
3. The term “Missouri product” refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.
4. The term “negotiation” as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.
5. The term “purchase” as used in this chapter shall include the rental or leasing of any equipment, articles or things.
6. The term “supplies” used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.
7. The term “value” includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations.”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2116** entitled:

An act to repeal sections 306.100, 306.125, and 306.126, RSMo, and to enact in lieu thereof three new sections relating to watercraft, with a penalty provision.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 98 - Government Efficiency
HJR 99 - Government Efficiency
HJR 100 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS HB 1286 - Fiscal Review
SS#2 SCS HCS HB 1500 - Fiscal Review
SS SCS HCS HB 1879 - Fiscal Review
SCS HCS HB 2116 - Fiscal Review
HB 1955 - Health and Mental Health Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS#5 SB 564 - Fiscal Review
HCS SB 659 - Fiscal Review
HCS SS SCS SB 707 - Fiscal Review
HCS SS SCS SB 782 - Fiscal Review

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has continued its investigation concerning certain allegations against Governor Eric R. Greitens and begs leave to submit a Supplement to Committee Report No. 1.

Exhibits and transcripts are on file with the Chief Clerk and are available on the House of Representatives website.

SUPPLEMENT TO COMMITTEE REPORT NO. 1**April 30, 2018**

/s/ Chairman Jay Barnes
/s/ Vice-chairman Don Phillips
/s/ Ranking Member Gina Mitten
/s/ Rep. Jeanie Lauer
/s/ Rep. Kevin Austin
/s/ Rep. Shawn Rhoads
/s/ Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

ADDITIONAL FINDINGS OF THE COMMITTEE

1. On Thursday, April 12, 2018, Greitens posted a public statement to Facebook in which he claimed that video of an interview taken by the Circuit Attorney's office "undermined the narrative" and "directly contradicted allegations in the House report." Specifically, Greitens claimed Witness 1 "never once mentions any coercion" in the videotaped interview.¹ However, Witness 1 described the same facts regarding the morning of March 21, 2015 in her interview with the Circuit Attorney's office as she did with this Committee. For example, compare:

Circuit Attorney Testimony	Committee Testimony
And I was like, "I'm leaving and went to go upstairs, and he took me in his arms and was like, no, no ... you can't leave like this. You can't leave. Come here. And lays me down on the ground where I'm laying on his, like, basement floor in the fetal position." ²	I was like, "No, I'm leaving, I'm leaving." And I start walking out – or going to go up the stairs, and he grabs me and like – like in a bear hug and was like, "Shh, shh, it's okay, calm down, calm down, and like lays me down on this ground in the basement." ³
I'm crying, like, hysterically at this point. And he was like, shush, it's okay. It's okay, It's okay." ⁴	I was laying next to him just crying, like uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay." ⁵
[H]e proceeds to undo his pants and take his [penis] out of his underwear or whatever. And like, put it near my face." ⁶	He starts undoing his pants, and he takes his penis out and put it, like near where my face is." ⁷
I gave him a blow job at this point." ⁸	So I gave him oral sex at this point." ⁹
I just felt like, I'm going to do this and he'll be satisfied that he had his little whore, and I'm going to leave and I'll never see him again, was what was going through my mind at this point..." ¹⁰	I'm like – so this guy literally just wants me for this, and this is all he wants, and then he'll let me – because at this point, too, I also know I have to be back at work, and he's not going to let me leave, because he's obviously still horny." ¹¹

¹ See Ex. 26.

² Tr. CA at 13:23 to 14:3.

³ Tr. W1 at 25:7-13.

⁴ Tr. W1 at 14:4-6.

⁵ Tr. W1 at 25:18-21.

⁶ Tr. CA at 14:11-17.

⁷ Tr. W1 at 26:4-6.

⁸ Tr. CA at 14:17-18.

⁹ Tr. W1 at 26:11-12.

¹⁰ Tr. CA at 15:6-9.

¹¹ Tr. W1 26:6-11.

Circuit Attorney Testimony	Committee Testimony
“And at this point, just really coaxing me like a wounded little animal on the ground[.]” ¹²	“Coerced, maybe. I felt as though that would allow me to leave.” ¹⁴ And “It’s a hard question [on consent] because I did it – it felt like consent, but no, I didn’t want to do it.” ¹⁵
[T]hen he says, I’m going to put a blindfold on you. He puts the blindfold on me. And at this point there’s, like, really no talking. I really was standing there, like, I have no clue what the hell is going on. I’m probably just as much turned on as I am fearful as I am curious. You know, I don’t even know. We hadn’t kissed or anything. ¹³	[H]e said, Follow me downstairs, I’m going to show you how to do a proper pull-up. So I did what he said. And at this point, I was intrigued, definitely, because I thought for sure he really has feelings for me. ¹⁶ I honestly was, like, in shock, because I was – I was intrigued, but I’m also – how – I’m not even talking to him. I’m not – we’re not doing anything I want to do right now, but I’m intrigued enough and I’m letting him and I trust him – I don’t know. No, I’m not talking at all at this point. ¹⁷

2. Witness 1 testified to additional feelings in her Circuit Attorney interview, stating that, while performing oral sex on the morning of March 21, 2015 that she was thinking “the whole time – at this point, I hate him in my mind. I think he’s disgusting. I hate him. I can’t believe I’m down here.”¹⁸ She further stated, “I just felt super degraded, really disgusting.”¹⁹

3. In his Thursday, April 12 statement, Greitens further noted that Witness 1 told the Circuit Attorney that she did not tell her friends about the slap until after a false report about the location of such an incident had been made in the media.²⁰ However, the testimony to the Committee corroborates that Witness 1 did not tell her friends about the slap until later.

- a. Witness 1 did not claim to the Committee that she had told either of the friends who testified to the Committee about the slap contemporaneous to the event. She was never asked that question, but instead to identify people with whom she had spoken about her relationship with Eric Greitens in general.²¹
- b. Neither of Witness 1’s friends who testified before the Committee claimed that she told them about the slap in 2015. Witness 2 testified she learned of the slap “maybe a month or so ago when we had met up for dinner[.]”²² Likewise, Witness 4 stated she learned of it “recently” after she “specifically called” Witness 1 to ask about it, and that, Witness 1 told her “that was true and that she was embarrassed.”²³

4. Witness 1’s testimony on the slapping incident did not change. Compare:

¹² Tr. CA 14:7-8.

¹³ Tr. CA at 10:16-23.

¹⁴ Tr. W1 at 74:2-3.

¹⁵ Tr. W1 at 73:22-24.

¹⁶ Tr. W1 at 21:14-19.

¹⁷ Tr. W1 at 22:23 to 23:4.

¹⁸ Tr. CA at 14:19-21.

¹⁹ Tr. CA at 14:23.

²⁰ See Ex. 26, Greitens statement, “[S]he asked her two friends if they ever remembered her talking about a slap, and they both said no,” referencing Tr. CA at 42:7-11.

²¹ Tr. W1 at 58:4-8.

²² Tr. W2 at 13:1-2.

²³ Tr. W4 at 18:13-16.

Circuit Attorney Testimony	Committee Testimony
[H]e said, I want to see you ... she's gone Friday to Friday. On Saturday night ... I went over to his house ... And then we went upstairs into his ... spare bedroom and were making out. And then he asked me if I had slept with anyone ... And I said, yes, I have, with my husband. Because at some point I had ... And he slapped me across the face. And not like playful like. ... And then as far as I remember, we talked about that. Because I asked him if he was maybe screwed up from being in the war? Like what – that was so bizarre to me that he would think that that was okay. ²⁴	[H]is wife would be out-of-town for a week. ... And so on that Saturday, I went over to his house. [H]e has a spare bedroom upstairs and took me up there, and we were, like, making out at this point. ... And he looks at me and asked me ... have you been intimate with anybody? ... And I said, Well, I slept with my husband ... and he slapped me across the face, just like hard to where I was like, What, Eric, what in the heck? ... And he just said, No, Like, that was – you're mine. ... And I said, I think you're screwed up from being in the Navy. ... That was just so bizarre to me. ²⁵

5. The Committee does not find anything in the Circuit Attorney interview that causes it to change its statement regarding Witness 1's credibility.

6. Greitens' claims about the content of the Circuit Attorney interview mischaracterize the actual testimony received and reviewed by this Committee.

7. On Wednesday, April 11, 2018, Eric Greitens stated this Committee's work was "based on the testimony of someone who said, under oath, that they may have been remembering this through a dream."²⁶ The Committee finds that Greitens' statement mischaracterizes the purported testimony cited by his counsel in the pending criminal case in the City of St. Louis. In a recent motion, Greitens' counsel cited Witness 1's answer to the specific question of whether she saw what she believed to be a phone on the morning of March 21, 2015. According to the motion of Greitens' counsel, Witness 1 answered, "... I haven't talked about it because I don't know if it's because I'm remembering it through a dream or I – I'm not sure, but yes, I feel like I saw it after that happened, but I haven't spoken about it because of that."²⁷

8. Witness 1's answer to a specific question whether she saw a phone does not bear on her testimony about other events. To the contrary, her reluctance to state under oath that she specifically remembers seeing the phone adds to her credibility. Further, this is consistent with Witness 1's testimony to the Committee. When asked by the Committee if she remembered the first time she saw Greitens' phone she said "I don't know. That's a good question. I'm not sure."²⁸

9. Greitens further stated, "Soon after this story broke, for example, the people who are attacking me now falsely claim that I slapped a woman while my wife was giving birth. It was absolutely untrue and slanderous and incredibly hurtful. It has also been 100 percent disproven, because it was impossible."²⁹ However, Witness 1 never claimed to the Committee or to anyone else of which we are aware that he slapped her at such time. Instead, she testified that Greitens slapped her in an upstairs bedroom while his wife was out-of-town.³⁰

²⁴ Tr. CA at 26:18 to 27:12.

²⁵ Tr. W1 at 39:14 to 40:21.

²⁶ See Tr. Greitens Statement on Committee Report #1 at 2:22-25.

²⁷ See Committee Report #1 at ¶32, citing Exhibits 23 and 24. The Committee included purported quotes of Witness 1 from her deposition in the criminal case on the theory, explained in note 36, that counsel had an obligation not to mislead the court. The Committee further notes the ellipsis placed in front of the quote from Greitens' lawyers' brief makes it impossible for the Committee to determine her full answer to the question in the absence of the full transcript. Further, Greitens' claims about a recent video disclosed by the Circuit Attorney are demonstrably false. As a result, the Committee will no longer provide such deference to cherry-picked evidence.

²⁸ Tr. W1 at 99:10-12

²⁹ See Ex. 25.

³⁰ Tr. W1 at 39:13 to 40:21; see also Tr. CA at 26:16 to 27:16.

10. On or about Wednesday, April 11, 2018, Greitens sponsored advertisements on Facebook promoting his response to the House report, repeating his assertions that the Committee's work is a "political witch-hunt" and Witness 1's alleged "dream" statement.³¹

11. On the afternoon of April 16, after learning that the Committee was in possession of the video interview of Witness 1, counsel for Greitens requested leave from the Circuit Court of the City of St. Louis to provide information to the Committee relating to said video interview. In an order that afternoon, the Court granted such leave "limited to the contents of the videotape interview of [W]itness [1]".

12. On April 17, at 12:07am, counsel for Greitens emailed the Committee a letter containing purported excerpts of testimony from the nearly ten-hour deposition of Witness 1 taken in the Circuit Court case. The Committee subsequently subpoenaed Greitens' counsel, the Circuit Attorney's office, and counsel for Witness 1 seeking the deposition video and transcript. The Circuit Attorney's office and counsel for Witness 1 informed the Committee that they supported the subpoena and desired to disclose said documents to the Committee. Defense counsel sought more time to respond.

13. On April 24, the Committee filed a Request that the Circuit Court in St. Louis City instruct the Circuit Attorney and defense counsel to comply with the Committee's duly-issued subpoena. The Request indicated that "the Circuit Attorney and counsel for Witness 1 [we]re prepared to honor the subpoena." Subsequent to the filing of the request, defense counsel refused to join the Circuit Attorney and counsel for Witness 1 and instead requested more time as well as a briefing schedule on the Request.

14. This Committee's charge is to determine the truth. Having claimed that the deposition testimony is helpful to Greitens, it is incumbent upon his counsel to comply with the Committee's duly-issued subpoena and to expeditiously provide it with the entire deposition transcript.

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SB 918**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Andrews, Bangert, Dohrman, Gannon, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (6): Adams, Chipman, Cookson, Johnson, Kendrick and Trent

³¹ See Ex. 25. See Tr. Greitens Statement on Committee Report #1 for entire statement.

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2635**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (5): Corlew, Cornejo, Haahr, Mitten and Rehder

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Christofanelli, Curtman, Eggleston, Ellington, Kelley (127), Mosley, Roden, Schroer and Shull (16)

Noes (0)

Absent (3): Cross, Gray and Rhoads

The following member's presence was noted: Cookson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 1, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 1, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: SS SB 982

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CONSENT AND HOUSE PROCEDURE

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: SB 819

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, May 2, 2018, 8:15 AM, House Hearing Room 1.

Public hearing will be held: HB 2473

Executive session will be held: SB 706

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1278, SS#2 SCS SB 802

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.

Public hearing will be held: SB 808

Executive session will be held: SB 808

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: SJR 27, HJR 98, HJR 99, HJR 100

Executive session may be held on any matter referred to the committee.

AMENDED

INSURANCE POLICY

Wednesday, May 2, 2018, 9:45 AM, House Hearing Room 6.

Executive session will be held: SB 575

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY

Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 1.

Public hearing will be held: SB 655, SB 786, HB 1487, HB 1294

Executive session will be held: HB 1720, HB 1970, HCR 86

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: SCR 40, SCS SRBs 975 & 1024

Executive session will be held: SCR 40, SCS SRBs 975 & 1024

Executive session may be held on any matter referred to the committee.

Adding SCS SRBs 974 & 1024.

AMENDED

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2634

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 1, 2018, 2:45 PM, B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, May 2, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Informational meeting.

VETERANS

Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SCR 42

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session will be held: SCS SBs 632 & 675

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-FOURTH DAY, TUESDAY, MAY 1, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston

HCS HB 1722 - Moon

HB 2211 - Kidd

HB 2421 - Pfautsch

HB 2159 - Hurst

HCS HB 2125 - Helms

HB 1977 - Redmon

HB 2232 - Ross

HCS HB 2233 - Ross

HB 2409 - Fraker

HCS HB 2295 - Helms

HB 2334 - Shaul (113)

HCS HB 2335 - Black

HCS HB 2180 - Kolkmeier

HB 2184 - Bondon

HCS HB 1929 - Corlew

HB 1837 - Rhoads

HCS HB 2411 - Pike

HB 2453 - Austin

HB 2590 - Gregory

HB 1811 - Smith (85)

HCS HB 2397 - Dogan

HCS HB 1457 - Lauer

HB 1715 - Phillips

HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon

HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick
HCB 23, E.C. - Dogan

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr
HCS HB 1554, (Fiscal Review 4/24/18) - Neely
HCS HB 1739 - Smith (163)

SENATE BILLS FOR THIRD READING

SB 683 - Kolkmeyer
SS SB 705 - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, (Fiscal Review 4/30/18), E.C. - Miller
HCS SB 659, (Fiscal Review 4/30/18) - Redmon
HCS SS SCS SB 707, (Fiscal Review 4/30/18) - Engler
HCS SS SCS SB 782, (Fiscal Review 4/30/18) - Wiemann

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Pfautsch
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)
SB 840 - Bernskoetter
SCS SB 629 - Miller

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1286, (Fiscal Review 4/30/18) - Engler
SS#2 SCS HCS HB 1500, as amended, (Fiscal Review 4/30/18) - Dogan
SS SCS HCS HB 1879, as amended, (Fiscal Review 4/30/18) - Fraker
SCS HCS HB 2116, (Fiscal Review 4/30/18) - Ross

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS CARRYING REQUEST MESSAGES

SS HB 1858, (request Senate recede/grant conference) - Christofanelli

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick

SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FOURTH DAY, TUESDAY, MAY 1, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let integrity and uprightness preserve me; for I wait on Thee. (Psalm 25:21)

O Loving God, who is a strong tower of defense to all who keep faith and trust with You, we Your children come before You in gratitude for Your steadfast love and Your enduring truth. In You alone is our hope and in You alone is the strength of our state.

In our restlessness, may we know the peace of Your presence; in our fears, the faithfulness of your spirit; and in our uncertainties, the certainty of Your love. May our little efforts for good be supported by the greatness of Your power and the goodness of Your grace in the people's house.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Leo Moffatt, Parker Howell, Brynn Hubbard, Sophia Ardekani, Bella Campbell, and Kelsey Lightle.

The Journal of the sixty-third day was approved as printed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Lant	Lauer	Lavender	Lichtenegger
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71

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Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 001

Green

ABSENT WITH LEAVE: 029

Arthur	Brown 57	Carpenter	Chipman	Christofanelli
Cookson	Curtis	Curtman	Ellington	Gregory
Kidd	Korman	Love	May	Merideth 80
Mitten	Mosley	Muntzel	Newman	Peters
Pierson Jr	Plocher	Pogue	Roeber	Smith 85
Spencer	Walker 74	White	Mr. Speaker	

VACANCIES: 002

HOUSE RESOLUTIONS

Representative Merideth (80) offered House Resolution No. 7432.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1268**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HCS HB 1500, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Morris (140), Rowland (29), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (2): Alferman and Haefner

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1554**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Haefner and Rowland (29)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS HB 1858** and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS HB 1858**.

Senators: Eigel, Wallingford, Koenig, Nasheed, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2002**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2003**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2004**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2005**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2006, as amended**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2007, as amended**.

Senators: Brown, Hegeman, Cunningham, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2008**.

Senators: Brown, Hegeman, Cunningham, Curls, Holsman

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2009**.

Senators: Brown, Sater, Cunningham, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 2010**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2011**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2012**.

Senators: Brown, Hegeman, Sater, Curls, Nasheed

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SCS HCS HB 2013**.

Senators: Brown, Hegeman, Sater, Curls, Holsman

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HCS HB 1286, relating to natural resources, was taken up by Representative Engler.

On motion of Representative Engler, **SCS HCS HB 1286** was adopted by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McGaugh
McGee	Meredith 71	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 004

Hurst	Johnson	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Burns	Carpenter	Chipman	Cookson
Curtis	Ellington	Korman	McCann Beatty	McDaniel

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Merideth 80	Newman	Peters	Pogue	Smith 85
White	Mr. Speaker			

VACANCIES: 002

On motion of Representative Engler, **SCS HCS HB 1286** was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Justus	Kelley 127
Kelly 141	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McGaugh
Meredith 71	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roerber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Hurst	Johnson	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 57	Chipman	Cookson	Curtman
Ellington	Kendrick	Kidd	McCann Beatty	McDaniel
McGee	Merideth 80	Newman	Peters	Pogue
Redmon	Rhoads	Rone	Rowland 29	Schroer
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS#2 SCS HCS HB 1500, as amended, relating to reduction in regulation of certain occupations, was taken up by Representative Dogan.

On motion of Representative Dogan, **SS#2 SCS HCS HB 1500, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Meredith 71	Miller
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 010

Anders	Bangert	Barnes 28	Hurst	Marshall
McGee	Moon	Morgan	Runions	Washington

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Cookson	Fraker	Lauer	McDaniel
Merideth 80	Messenger	Mitten	Newman	Peters
Phillips	Pogue	Quade	Rone	Swan

VACANCIES: 002

On motion of Representative Dogan, **SS#2 SCS HCS HB 1500, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 011

Anders	Bangert	Barnes 28	Brown 27	Hurst
Marshall	McGee	Moon	Morgan	Runions
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Cookson	Curtman	Lauer	McCann Beatty
McDaniel	Mitten	Newman	Peters	Pogue
Swan	Walker 74	Wilson		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, relating to the Missouri dental board, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **SCS HCS HB 1268** was adopted by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 002

Ellington Moon

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Conway 10	Cookson	Dohrman	Evans
Green	Gregory	McDaniel	Mitten	Newman
Peters	Pogue	Mr. Speaker		

VACANCIES: 002

On motion of Representative Lichtenegger, **SCS HCS HB 1268** was truly agreed to and finally passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter

Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 002

Ellington Moon

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Cookson	Dohrman	Gannon	Green
McDaniel	Mitten	Newman	Nichols	Peters
Pogue	Redmon			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1554, relating to the use of investigational drugs, was taken up by Representative Neely.

Representative Dogan offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1554, Page 3, Section 192.945, Line 9, by deleting the words "**under section 195.981**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Dogan, **House Perfecting Amendment No. 1** was adopted.

Representative Basye assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Messenger	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 045

Adams	Anders	Arthur	Bangert	Barnes 28
Beard	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 010

Alferman	Baringer	Cookson	Fitzpatrick	Korman
McDaniel	Miller	Newman	Peters	Pogue

VACANCIES: 002

Speaker Richardson resumed the Chair.

On motion of Representative Neely, **HCS HB 1554, as amended**, was read the third time and passed by the following vote:

AYES: 112

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Franklin	Franks Jr	Gannon	Gray
Green	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Johnson	Kelley 127	Kendrick	Kidd	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Mosley	Neely	Nichols
Phillips	Pierson Jr	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Revis
Roberts	Roden	Rone	Rowland 155	Rowland 29
Runions	Schroer	Shaul 113	Shull 16	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	Wessels	White
Wiemann	Mr. Speaker			

NOES: 044

Andrews	Bahr	Beard	Bernskoetter	Berry
Black	Brattin	Conway 104	Cross	Dohrman
Eggleston	Fitzpatrick	Francis	Frederick	Gregory
Haefner	Houghton	Houx	Hurst	Justus
Kelly 141	Knight	Korman	Lynch	Marshall
Mathews	Messenger	Moon	Morse 151	Muntzel
Pfautsch	Pietzman	Pike	Remole	Rhoads
Roeber	Ross	Ruth	Shumake	Stacy
Taylor	Walsh	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 005

Cookson	McDaniel	Newman	Peters	Pogue
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VACANCIES: 002

Speaker Richardson declared the bill passed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS HB 1858: Representatives Christofanelli, Curtman, Smith (163), Carpenter and Morgan

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 814, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **SCS SB 814** was agreed to.

On motion of Representative Rowland (155), **SCS SB 814** was truly agreed to and finally passed by the following vote:

AYES: 152

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 009

Cookson
Newman

Cross
Peters

Hill
Pogue

McDaniel
Walker 74

Muntzel

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS

SB 683, relating to transportation of cranes, was taken up by Representative Kolkmeier.

On motion of Representative Kolkmeier, the title of **SB 683** was agreed to.

Representative Razer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 683, Page 6, Section 304.180, Line 172, by inserting immediately after all of said section and line the following:

"304.822. 1. As used in this section, the following terms mean:

(1) "Electronic message", a self-contained piece of digital communication that is designed or intended to be transmitted via an electronic wireless communication device, which includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site;

(2) "Electronic wireless communication device", includes, but is not limited to, a cell phone, personal digital assistant, electronic device with mobile data access, laptop computer, pager, broadband personal communication device, electronic game, or portable computing device. An "electronic wireless communication device" shall not include:

(a) A global navigation satellite system receiver used for positioning, emergency notification, or navigation purposes; and

(b) Two-way or citizen band radio services;

(3) "Hands-free electronic wireless communication device", a wireless communication device that has an internal feature or function, or that is equipped with an attachment or addition, regardless of whether permanently part of such mobile electronic device, by which a user engages with the device without the use of either hand; provided, however, this definition shall not preclude the use of either hand merely to activate, deactivate, or initiate a function of the device;

(4) "Highway", any public thoroughfare for vehicles, including state roads, county roads, public streets, avenues, boulevards, parkways, or alleys in any municipality;

(5) "Operating", physically driving or operating a motor vehicle on a highway, including operation while temporarily stationary because of traffic, a traffic light or stop sign, or otherwise. A person is not "operating" a motor vehicle for purposes of this section when the vehicle has pulled over to the side of, or off, a highway and has stopped in a location where it can safely remain stationary.

2. Except as otherwise provided in this section, no person shall operate a noncommercial motor vehicle, as such term is defined in section 302.700, upon the highways of this state while using any hand-held electronic wireless communication device. Prohibited uses shall include, but not be limited to: reading, composing, viewing, or posting any electronic message; initiating, receiving, or conducting a conversation; or manually typing data into any electronic wireless communication device.

3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle, as that term is defined in section 302.700, while using a hand-held mobile telephone.

4. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle, as that term is defined in section 302.700, while using an electronic wireless communication device to send, read, or write a text message or electronic message.

5. The provisions of subsections 2 to 4 of this section shall not apply to a person operating:

(1) An authorized emergency vehicle as defined in section 304.022;
(2) A motor vehicle that is responding to another motor vehicle's request for roadside assistance upon the highways of this state when such response is conducted in the course and scope of a commercial activity; or

(3) A motor vehicle while using a hand-held electronic wireless communication device to:

(a) Contact emergency services; or
(b) Relay information between a transit or for-hire motor vehicle operator and that operator's dispatcher when the device is affixed to the motor vehicle.

6. Nothing contained in subsection 2 of this section shall be construed or interpreted to prohibit a person operating a noncommercial motor vehicle, as such term is defined in section 302.700, on the highways of this state from using a hands-free electronic wireless communication device when the operator is not holding the hands-free electronic wireless communication device in the operator's hand or hands, except the operator shall not have his or her attention diverted from the lawful operation of the noncommercial motor vehicle. The provisions of subsection 2 shall not prohibit the use of either hand merely to activate, deactivate, or initiate a function of a hands-free electronic wireless communication device while operating a noncommercial motor vehicle.

7. A violation of this section shall be deemed an infraction punishable by a fifty-dollar fine. A violation of this section while operating a motor vehicle in a work zone, as defined in section 304.580; when highway workers, as defined in section 304.580, are present; or in areas designated as a school zone that are visibly marked by traffic control devices shall be deemed an infraction punishable by a one hundred-dollar fine. A violation of subsection 2 of this section shall not be deemed a moving violation for purposes of point assessment under section 302.302; however, a violation of subsection 3 or 4 of this section shall be deemed a serious traffic violation, as defined in 302.700, for purposes of commercial driver's license disqualification under section 302.755.

8. The provisions of this section shall not preclude the adoption of any law, ordinance, order, rule, or regulation not in conflict with this section, or at least as strict as this section by any county, municipality, or other political subdivision.

9. Notwithstanding any provision in this section to the contrary, no person less than eighteen years of age, or with an instruction permit or intermediate license regardless of age, shall use an electronic wireless communication device, regardless of whether such device is hands-free, while operating a motor vehicle on the highways of this state, except to contact emergency services.

~~[304.820. 1. Except as otherwise provided in this section, no person twenty-one years of age or younger operating a moving motor vehicle upon the highways of this state shall, by means of a hand-held electronic wireless communications device, send, read, or write a text message or electronic message.~~

~~2. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a hand-held mobile telephone.~~

~~3. Except as otherwise provided in this section, no person shall operate a commercial motor vehicle while using a wireless communications device to send, read, or write a text message or electronic message.~~

~~4. The provisions of subsection 1 through subsection 3 of this section shall not apply to a person operating:~~

~~(1) An authorized emergency vehicle; or~~

~~(2) A moving motor vehicle while using a hand-held electronic wireless communications device to:~~

~~(a) Report illegal activity;~~

~~(b) Summon medical or other emergency help;~~

~~(c) Prevent injury to a person or property; or~~

~~(d) Relay information between a transit or for hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.~~

- ~~5. Nothing in this section shall be construed or interpreted as prohibiting a person from making or taking part in a telephone call, by means of a hand-held electronic wireless communications device, while operating a noncommercial motor vehicle upon the highways of this state.~~
- ~~6. As used in this section, "electronic message" means a self-contained piece of digital communication that is designed or intended to be transmitted between hand-held electronic wireless communication devices. "Electronic message" includes, but is not limited to, electronic mail, a text message, an instant message, or a command or request to access an internet site.~~
- ~~7. As used in this section, "hand-held electronic wireless communications device" includes any hand-held cellular phone, palm pilot, blackberry, or other mobile electronic device used to communicate verbally or by text or electronic messaging, but shall not apply to any device that is permanently embedded into the architecture and design of the motor vehicle.~~
- ~~8. As used in this section, "making or taking part in a telephone call" means listening to or engaging in verbal communication through a hand-held electronic wireless communication device.~~
- ~~9. As used in this section, "send, read, or write a text message or electronic message" means using a hand-held electronic wireless telecommunications device to manually communicate with any person by using an electronic message. Sending, reading, or writing a text message or electronic message does not include reading, selecting, or entering a phone number or name into a hand-held electronic wireless communications device for the purpose of making a telephone call.~~
- ~~10. A violation of this section shall be deemed an infraction and shall be deemed a moving violation for purposes of point assessment under section 302.302.~~
- ~~11. The state preempts the field of regulating the use of hand-held electronic wireless communications devices in motor vehicles, and the provisions of this section shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision to regulate the use of hand-held electronic wireless communication devices by the operator of a motor vehicle.~~
- ~~12. The provisions of this section shall not apply to:~~
 - ~~(1) The operator of a vehicle that is lawfully parked or stopped;~~
 - ~~(2) Any of the following while in the performance of their official duties: a law enforcement officer; a member of a fire department; or the operator of a public or private ambulance;~~
 - ~~(3) The use of factory-installed or aftermarket global positioning systems (GPS) or wireless communications devices used to transmit or receive data as part of a digital dispatch system;~~
 - ~~(4) The use of voice-operated technology;~~
 - ~~(5) The use of two-way radio transmitters or receivers by a licensee of the Federal Communications Commission in the Amateur Radio Service.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair took the point of order under advisement.

The Chair ruled the point of order well taken.

On motion of Representative Kolkmeier, **SB 683** was truly agreed to and finally passed by the following vote:

AYES: 140

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman

Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 020

Alferman	Butler	Conway 10	Cookson	Cross
Curtis	Engler	Fitzpatrick	Gannon	Hill
Lichtenegger	Marshall	McDaniel	Newman	Peters
Pfautsch	Pogue	Shaul 113	Stacy	Walker 74

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1739, relating to minimum terms of imprisonment, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HCS HB 1739** was read the third time and passed by the following vote:

AYES: 148

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin

Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 013

Cookson	Engler	Fitzpatrick	Gannon	Hill
Lichtenegger	McDaniel	Newman	Peters	Pfautsch
Pogue	Stacy	Walker 74		

VACANCIES: 002

Speaker Richardson declared the bill passed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 1879, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SCS HCS HB 2116**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#5 SB 564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (2): Morgan and Unsicker

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 659**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (9): Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (1): Alferman

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 029

Alferman	Basye	Berry	Bondon	Brown 27
Burnett	Butler	Curtman	DeGroot	Dinkins
Engler	Evans	Hannegan	Hurst	Kelly 141
Korman	Lichtenegger	May	Morris 140	Morse 151
Pfautsch	Phillips	Redmon	Reiboldt	Reisch
Remole	Taylor	Walsh	White	

NOES: 000

PRESENT: 063

Austin	Baringer	Barnes 28	Black	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	Eggleston	Ellebracht	Fitzwater	Frederick
Gregory	Haahr	Haefner	Harris	Helms
Hill	Houghton	Houx	Johnson	Kendrick
Knight	Lant	Lauer	Lynch	McCann Beatty
McCreery	McGaugh	Miller	Mitten	Moon
Morgan	Nichols	Pike	Razer	Revis
Roden	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Stacy	Stephens 128	Swan
Trent	Unsicker	Vescovo	Walker 3	Wessels
Wiemann	Wilson	Wood		

ABSENT WITH LEAVE: 069

Adams	Anders	Anderson	Andrews	Arthur
Bahr	Bangert	Barnes 60	Beard	Beck
Bernskoetter	Brattin	Burns	Carpenter	Chipman
Conway 10	Cookson	Curtis	Dogan	Dohrman
Ellington	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Green	Grier
Hansen	Henderson	Higdon	Justus	Kelley 127
Kidd	Kolkmeyer	Lavender	Love	Marshall
Mathews	Matthiesen	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Mosley	Muntzel	Neely
Newman	Peters	Pierson Jr	Pietzman	Plocher
Pogue	Quade	Rehder	Rhoads	Roberts
Roeber	Rone	Rowland 29	Spencer	Stevens 46
Tate	Walker 74	Washington	Mr. Speaker	

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 870, relating to emergency medical services, was taken up by Representative Alferman.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 42, Section 217.151, Line 53, by inserting after all of said line the following:

"9. The provisions of this section shall apply only to the department of corrections and any entity that contracts with the department of corrections."; and

Further amend said bill, Pages 42-43, Section 221.520, Lines 1-46, by deleting said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Conway (104) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Line 5, by inserting immediately after the word "**corrections**" the following:

"; except that, the provisions of this subsection shall not apply to any county or municipality that contracts with the department of corrections"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Conway (104) moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Conway (104):

AYES: 065

Anderson	Andrews	Bahr	Basye	Black
Brattin	Brown 57	Conway 104	Cornejo	Cross
Dinkins	Dohrman	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Haefner	Hansen
Henderson	Houghton	Houx	Hurst	Johnson
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Messenger	Miller	Moon	Morris 140	Morse 151

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Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Redmon	Reisch	Remole	Rhoads
Roden	Rowland 155	Schroer	Shull 16	Shumake
Sommer	Spencer	Stephens 128	Swan	Taylor
Vescovo	Walker 3	Walsh	Wilson	Wood

NOES: 073

Adams	Alferman	Anders	Arthur	Austin
Baringer	Barnes 28	Beck	Berry	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Curtis	Curtman
Davis	DeGroot	Dogan	Eggleston	Ellebracht
Engler	Evans	Franks Jr	Gregory	Grier
Haahr	Hannegan	Harris	Helms	Higdon
Hill	Justus	Kelley 127	Kelly 141	Kendrick
Lavender	May	McCreery	McGaugh	Meredith 71
Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Rehder	Reiboldt	Revis
Roberts	Roerber	Ross	Rowland 29	Runions
Ruth	Shaul 113	Smith 85	Smith 163	Stacy
Stevens 46	Tate	Trent	Unsicker	Walker 74
Wessels	White	Wiemann		

PRESENT: 000

ABSENT WITH LEAVE: 023

Bangert	Barnes 60	Beard	Bernskoetter	Bondon
Cookson	Ellington	Franklin	Gray	Green
Kidd	Matthiesen	McCann Beatty	McDaniel	McGee
Mitten	Newman	Peters	Plocher	Pogue
Rone	Washington	Mr. Speaker		

VACANCIES: 002

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative Lauer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting after all of said section and line the following:

"43.401. 1. The reporting of missing persons by law enforcement agencies, private citizens, and the responsibilities of the patrol in maintaining accurate records of missing persons are as follows:

(1) A person may file a complaint of a missing person with a law enforcement agency having jurisdiction. The complaint shall include, but need not be limited to, the following information:

- (a) The name of the complainant;
- (b) **The name, address, and phone number of the guardian, if any, of the missing person;**
- (c) The relationship of the complainant to the missing person;
- ~~[(e)]~~ (d) The name, age, address, and all identifying characteristics of the missing person;
- ~~[(d)]~~ (e) The length of time the person has been missing; **and**
- ~~[(e)]~~ (f) All other information deemed relevant by either the complainant or the law enforcement agency;

(2) A report of the complaint of a missing person shall be immediately entered into the Missouri uniform law enforcement system (MULES) and the National Crime Information Center (NCIC) system by the law enforcement agency receiving the complaint, and disseminated to other law enforcement agencies who may come in contact with or be involved in the investigation or location of a missing person;

(3) A law enforcement agency with which a complaint of a missing child has been filed shall prepare, as soon as practicable, a standard missing child report. The missing child report shall be maintained as a record by the reporting law enforcement agency during the course of an active investigation;

(4) Upon the location of a missing person, or the determination by the law enforcement agency of jurisdiction that the person is no longer missing, the law enforcement agency which reported the missing person shall immediately remove the record of the missing person from the MULES and NCIC files.

2. No law enforcement agency shall prevent an immediate active investigation on the basis of an agency rule which specifies an automatic time limitation for a missing person investigation.

70.210. As used in sections 70.210 to 70.320, the following terms mean:

(1) "Governing body", the board, body or persons in which the powers of a municipality or political subdivision are vested;

(2) "Municipality", municipal corporations, political corporations, and other public corporations and agencies authorized to exercise governmental functions;

(3) "Political subdivision", counties, townships, cities, towns, villages, school, county library, city library, city-county library, road, drainage, sewer, levee and fire districts, soil and water conservation districts, watershed subdistricts, county hospitals, any board of control of an art museum, **any 911 or emergency services board authorized in chapter 190 or section 321.243**, the board created under sections 205.968 to 205.973, and any other public subdivision or public corporation having the power to tax."; and

Further amend said bill, Page 25, Section 190.246, Line 34, by inserting immediately after all of said section and line the following:

"190.300. As used in sections 190.300 to ~~[190.320]~~ **190.340**, the following terms and phrases mean:

(1) "Emergency telephone service", a telephone system utilizing a single three digit number "911" for reporting police, fire, medical or other emergency situations;

(2) "Emergency telephone tax", a tax to finance the operation of emergency telephone service;

(3) "Exchange access facilities", all facilities provided by the service supplier for local telephone exchange access to a service user;

(4) "Governing body", the legislative body for a city, county or city not within a county;

(5) "Person", any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user;

(6) "Public agency", any city, county, city not within a county, municipal corporation, public district or public authority located in whole or in part within this state which provides or has authority to provide fire fighting, law enforcement, ambulance, emergency medical, or other emergency services;

(7) "Service supplier", any person providing exchange telephone services to any service user in this state;

(8) "Service user", any person, other than a person providing pay telephone service pursuant to the provisions of section 392.520 not otherwise exempt from taxation, who is provided exchange telephone service in this state;

(9) "Tariff rate", the rate or rates billed by a service supplier to a service user as stated in the service supplier's tariffs, ~~[approved by the Missouri public service commission]~~ **contracts, service agreements, or similar documents governing the provision of the service**, which represent the service supplier's recurring charges for exchange access facilities or their equivalent, **or equivalent rates contained in contracts, service agreements, or similar documents**, exclusive of all taxes, fees, licenses, or similar charges whatsoever.

190.308. 1. In any county that has established an emergency telephone service pursuant to sections 190.300 to ~~[190.320]~~ **190.340**, it shall be unlawful for any person to misuse the emergency telephone service. For the purposes of this section, "emergency" means any incident involving danger to life or property that calls for an emergency response dispatch of police, fire, EMS or other public safety organization, "misuse the emergency telephone service" includes, but is not limited to, repeatedly calling the "911" for nonemergency situations causing

operators or equipment to be in use when emergency situations may need such operators or equipment and "repeatedly" means three or more times within a one-month period.

2. Any violation of this section is a class B misdemeanor.

3. No political subdivision shall impose any fine or penalty on the owner of a pay telephone or on the owner of any property upon which a pay telephone is located for calls to the emergency telephone service made from the pay telephone. Any such fine or penalty is hereby void.

190.325. 1. In any county of the first classification without a charter form of government with a population of at least one hundred fifty thousand inhabitants but less than two hundred **fifty** thousand inhabitants, the county commission may use all or a part of the moneys derived from the emergency telephone tax authorized pursuant to section 190.305 for central dispatching of fire protection, emergency ambulance service or any other emergency services, which may include the purchase and maintenance of communications and emergency equipment. In the event such commission chooses to use the tax provided in that section for such services, the provisions of sections 190.300 to 190.320 shall apply except as provided in this section.

2. The tax shall not exceed a percentage of the base tariff rate and such percentage shall not exceed an amount equal to a maximum rate of one dollar thirty cents per line per month, the provisions of section 190.305 to the contrary notwithstanding. The tax imposed by this section and the amounts required to be collected are due monthly. The amount of tax collected in one calendar month by the service supplier shall be remitted to the governing body no later than one month after the close of a calendar month. On or before the last day of each calendar month, a return for the preceding month shall be filed with the governing body in such form as the governing body and service supplier shall agree. The service supplier shall include the list of any service user refusing to pay the tax imposed by this section with each return filing. The service supplier required to file the return shall deliver the return, together with a remittance of the amount of the tax collected. The records shall be maintained for a period of one year from the time the tax is collected. From every remittance to the governing body made on or before the date when the same becomes due, the service supplier required to remit the same shall be entitled to deduct and retain, as a collection fee, an amount equal to two percent thereof.

3. Nothing in this section shall be construed to require any municipality or other political subdivision to join the central dispatching system established pursuant to this section. The governing body of any municipality or other political subdivision may contract with the board established pursuant to section 190.327 for such services or portion of such services, or for the purchase and maintenance of communication and emergency equipment.

190.327. 1. Immediately upon the decision by the commission to utilize a portion of the emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the commission shall appoint the initial members of a board which shall administer the funds and oversee the provision of central dispatching for emergency services in the county and in municipalities and other political subdivisions which have contracted for such service. Beginning with the general election in 1992, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency telephone service and in chapter 321, with regard to the provision of central dispatching service, and such duties shall be exercised by the board.

2. Elections for board members may be held on general municipal election day, as defined in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

3. For the purpose of providing the services described in this section, the board shall have the following powers, authority and privileges:

- (1) To have and use a corporate seal;
- (2) To sue and be sued, and be a party to suits, actions and proceedings;
- (3) To enter into contracts, franchises and agreements with any person, partnership, association or corporation, public or private, affecting the affairs of the board;
- (4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal property, including leases and easements;
- (5) To have the management, control and supervision of all the business affairs of the board and the construction, installation, operation and maintenance of any improvements;
- (6) To hire and retain agents and employees and to provide for their compensation including health and pension benefits;
- (7) To adopt and amend bylaws and any other rules and regulations;
- (8) To fix, charge and collect the taxes and fees authorized by law for the purpose of implementing and operating the services described in this section;
- (9) To pay all expenses connected with the first election and all subsequent elections; and

(10) To have and exercise all rights and powers necessary or incidental to or implied from the specific powers granted in this subsection. Such specific powers shall not be considered as a limitation upon any power necessary or appropriate to carry out the purposes and intent of sections 190.300 to 190.329.

4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary, the county commission may elect to appoint the members of the board to administer the funds and oversee the provision of central dispatching for emergency services in the counties, municipalities, and other political subdivisions which have contracted for such service upon the request of the municipalities and other political subdivisions. Upon appointment of the initial members of the board, the commission shall relinquish all powers and duties to the board and no longer exercise the duties prescribed in this chapter with regard to the provision of central dispatching service and such duties shall be exercised by the board.

(2) The board shall consist of seven members appointed without regard to political affiliation. The members shall include:

(a) Five members who shall serve for so long as they remain in their respective county or municipal positions as follows:

a. The county sheriff, or his or her designee;
b. The heads of the municipal police department who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees; or

c. The heads of the municipal fire departments or fire divisions who have contracted for central dispatching service in the two largest municipalities wholly contained within the county, or their designees;

(b) Two members who shall serve two year terms appointed from among the following:

a. The head of any of the county's fire protection districts who have contracted for central dispatching service, or his or her designee;

b. The head of any of the county's ambulance districts who have contracted for central dispatching service, or his or her designee;

c. The head of any of the municipal police departments located in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph b of paragraph (a) of this subdivision; and

d. The head of any of the municipal fire departments in the county who have contracted for central dispatching service, or his or her designee, excluding those mentioned in subparagraph c of paragraph (a) of this subdivision.

(3) Upon the appointment of the board under this subsection, the board shall have the powers provided in subsection 3 of this section and the commission shall relinquish all powers and duties relating to the provision of central dispatching service under this chapter to the board.

190.328. 1. Beginning in 1997, within the area from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification but do not border the Mississippi River, the initial board shall consist of two members from each township within such area and one at-large member who shall serve as the initial chairperson of such board.

2. Within the area from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities in counties of the third classification with a population of at least thirty-two thousand but no greater than forty thousand that border a county of the first classification, voters shall elect a board to administer funds and oversee the provision of central dispatching for emergency services. Such board shall consist of two members elected from each of the townships within such area and one member elected at large who shall serve as the chairperson of the board.

3. Of those initially elected to the board as provided in this section, four from the townships shall be elected to a term of two years, and four from the townships and the at-large member shall be elected to a term of four years. Upon the expiration of these initial terms, all members shall thereafter be elected to terms of four years; **provided that, if a board established in this section consolidates with a board established under section 190.327 or 190.335, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district.**

190.329. 1. Except in areas from which voters and the commission have approved the provision of central dispatching for emergency services by a public agency for an area containing third or fourth class cities located in counties of the third classification with a population of at least thirty-two thousand but no greater than forty

thousand that border a county of the first classification but do not border the Mississippi River, the initial board shall consist of seven members appointed without regard for political party who shall be selected from and shall represent the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from any one commission district of the county.

2. Beginning in 1992, three members shall be elected from each commission district and one member shall be elected at large, with such at-large member to be a voting member and chairman of the board. Of those first elected, four members from commission districts shall be elected for terms of two years and two members from commission districts and the member at large shall be elected for terms of four years. In 1994, and thereafter, all terms of office shall be for four years, except as **otherwise provided in this subsection or as provided in subsection 3 of this section**. Any vacancy on the board shall be filled in the same manner as the initial appointment was made. Four members shall constitute a quorum. **If a board established in section 190.327 consolidates with a board established under section 190.327, 190.328, or 190.335, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district.**

3. Upon approval by the county commission for the election of board members to be held on general municipal election day, pursuant to subsection 2 of section 190.327, the terms of those board members then holding office shall be reduced by seven months. After a board member's term has been reduced, all following terms for that position shall be for four years, **except as otherwise provided under subsection 2 of this section**.

190.334. The state auditor shall have the authority to conduct performance and fiscal audits of any board, dispatch center, joint emergency communications entity, or trust fund established under section 190.327, 190.328, 190.329, 190.335, 190.420, 190.455, 190.460, **190.465, 190.470**, or 650.325.

190.335. 1. In lieu of the tax levy authorized under section 190.305 for emergency telephone services, the county commission of any county may impose a county sales tax for the provision of central dispatching of fire protection, including law enforcement agencies, emergency ambulance service or any other emergency services, including emergency telephone services, which shall be collectively referred to herein as "emergency services", and which may also include the purchase and maintenance of communications and emergency equipment, including the operational costs associated therein, in accordance with the provisions of this section.

2. Such county commission may, by a majority vote of its members, submit to the voters of the county, at a public election, a proposal to authorize the county commission to impose a tax under the provisions of this section. If the residents of the county present a petition signed by a number of residents equal to ten percent of those in the county who voted in the most recent gubernatorial election, then the commission shall submit such a proposal to the voters of the county.

3. The ballot of submission shall be in substantially the following form:

Shall the county of (insert name of county) impose a county sales tax of (insert rate of percent) percent for the purpose of providing central dispatching of fire protection, emergency ambulance service, including emergency telephone services, and other emergency services?

☐ YES

☐ NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance shall be in effect as provided herein. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the county commission shall have no power to impose the tax authorized by this section unless and until the county commission shall again have submitted another proposal to authorize the county commission to impose the tax under the provisions of this section, and such proposal is approved by a majority of the qualified voters voting thereon.

4. The sales tax may be imposed at a rate not to exceed one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within any county adopting such tax, if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525. The sales tax shall not be collected prior to thirty-six months before operation of the central dispatching of emergency services.

5. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

6. Any tax imposed pursuant to section 190.305 shall terminate at the end of the tax year in which the tax imposed pursuant to this section for emergency services is certified by the board to be fully operational. Any revenues collected from the tax authorized under section 190.305 shall be credited for the purposes for which they were intended.

7. At least once each calendar year, the board shall establish a tax rate, not to exceed the amount authorized, that together with any surplus revenues carried forward will produce sufficient revenues to fund the expenditures authorized by this act. Amounts collected in excess of that necessary within a given year shall be carried forward to subsequent years. The board shall make its determination of such tax rate each year no later than September first and shall fix the new rate which shall be collected as provided in this act. Immediately upon making its determination and fixing the rate, the board shall publish in its minutes the new rate, and it shall notify every retailer by mail of the new rate.

8. Immediately upon the affirmative vote of voters of such a county on the ballot proposal to establish a county sales tax pursuant to the provisions of this section, the county commission shall appoint the initial members of a board to administer the funds and oversee the provision of emergency services in the county. Beginning with the general election in 1994, all board members shall be elected according to this section and other applicable laws of this state. At the time of the appointment of the initial members of the board, the commission shall relinquish and no longer exercise the duties prescribed in this chapter with regard to the provision of emergency services and such duties shall be exercised by the board.

9. The initial board shall consist of seven members appointed without regard to political affiliation, who shall be selected from, and who shall represent, the fire protection districts, ambulance districts, sheriff's department, municipalities, any other emergency services and the general public. This initial board shall serve until its successor board is duly elected and installed in office. The commission shall ensure geographic representation of the county by appointing no more than four members from each district of the county commission.

10. Beginning in 1994, three members shall be elected from each district of the county commission and one member shall be elected at large, such member to be the chairman of the board. Of those first elected, four members from districts of the county commission shall be elected for terms of two years and two members from districts of the county commission and the member at large shall be elected for terms of four years. In 1996, and thereafter, all terms of office shall be four years; **provided that, if a board established under this section consolidates with a board established under this section, section 190.327, or section 190.328, under the provisions of section 190.470, the term of office for the existing board members shall end on the thirtieth day following the appointment of the initial board of directors for the consolidated district.** Notwithstanding any other provision of law, if there is no candidate for an open position on the board, then no election shall be held for that position and it shall be considered vacant, to be filled pursuant to the provisions of section 190.339, and, if there is only one candidate for each open position, no election shall be held and the candidate or candidates shall assume office at the same time and in the same manner as if elected.

11. Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the first classification with more than two hundred forty thousand three hundred but fewer than two hundred forty thousand four hundred inhabitants or in any county of the third classification with a township form of government and with more than twenty-eight thousand but fewer than thirty-one thousand inhabitants, any emergency telephone service 911 board appointed by the county under section 190.309 which is in existence on the date the voters approve a sales tax under this section shall continue to exist and shall have the powers set forth under section 190.339. Such boards which existed prior to August 25, 2010, shall not be considered a body corporate and a political subdivision of the state for any purpose, unless and until an order is entered upon an unanimous vote of the commissioners of the county in which such board is established reclassifying such board as a corporate body and political subdivision of the state. The order shall approve the transfer of the assets and liabilities related to the operation of the emergency **telephone** service 911 system to the new entity created by the reclassification of the board.

12. (1) Notwithstanding the provisions of subsections 8 to 10 of this section to the contrary, in any county of the second classification with more than fifty-four thousand two hundred but fewer than fifty-four thousand three hundred inhabitants or any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants that has approved a sales tax under this section, the county commission shall appoint the members of the board to administer the funds and oversee the provision of emergency services in the county.

(2) The board shall consist of seven members appointed without regard to political affiliation. Except as provided in subdivision (4) of this subsection, each member shall be one of the following:

- (a) The head of any of the county's fire protection districts, or a designee;
- (b) The head of any of the county's ambulance districts, or a designee;
- (c) The county sheriff, or a designee;
- (d) The head of any of the police departments in the county, or a designee; and
- (e) The head of any of the county's emergency management organizations, or a designee.

(3) Upon the appointment of the board under this subsection, the board shall have the power provided in section 190.339 and shall exercise all powers and duties exercised by the county commission under this chapter, and the commission shall relinquish all powers and duties relating to the provision of emergency services under this chapter to the board.

(4) In any county of the first classification with more than fifty thousand but fewer than seventy thousand inhabitants, each of the entities listed in subdivision (2) of this subsection shall be represented on the board by at least one member.

(5) In any county with more than fifty thousand but fewer than seventy thousand inhabitants and with a county seat with more than two thousand one hundred but fewer than two thousand four hundred inhabitants, the entities listed in subdivision (2) of this subsection shall be represented by one member, and two members shall be residents of the county not affiliated with any of the entities listed in subdivision (2) of this subsection and shall be known as public members.

190.400. 1. As used in sections 190.400 to [190.440] **190.460**, the following words and terms shall mean:

(1) ~~["911", the primary emergency telephone number within the wireless system;~~
~~(2) "Board", the wireless service provider enhanced 911 advisory board;~~
~~(3)] "Active telephone number", a ten-digit North American Numbering Plan number that has been assigned to a subscriber and is provisioned to generally reach, by dialing, the public switched telephone network and not only 911 or the 911 system;~~

(2) **"Communications service":**

(a) Any service that:

a. Uses telephone numbers or their functional equivalents or successors;
b. Provides access to, and a connection or interface with, a 911 system through the activation or enabling of a device, transmission medium, or technology that is used by a customer to dial, initialize, or otherwise activate the 911 system, regardless of the particular device, transmission medium, or technology employed;

c. Provides and enables real-time or interactive communications other than machine-to-machine communications; and

d. Is available to a prepaid user or a standard user;

(b) The term includes, but is not limited to, the following:

a. Internet protocol-enabled services and applications that are provided through wireline, cable, wireless, or satellite facilities, or any other facility or platform that is capable of connecting and enabling a 911 communication to a public safety answering point;

b. Commercial mobile radio service; and

c. Interconnected voice over internet protocol service and voice over power lines; and

(c) The term does not include broadband internet access service;

(d) For purposes of this section, if a device that is capable of contacting 911 is permanently installed in a vehicle, it shall not be subject to this section unless the owner of such vehicle purchases or otherwise subscribes to a commercial mobile service as defined under 47 U.S.C. Section 332(d) of the Telecommunications Act of 1996;

(3) **"Provider" or "communications service provider", a person who provides retail communications services to the public that include 911 communications service including, but not limited to, a local exchange carrier, a wireless provider, and a voice over internet protocol provider, but only if such entity provides access to, and connection and interface with, a 911 communications service or its successor service;**

(4) **"Public safety agency", a functional division of a public agency which provides fire fighting, police, medical or other emergency services. For the purpose of providing wireless service to users of 911 emergency services, as expressly provided in this section, the department of public safety and state highway patrol shall be considered a public safety agency;**

~~[(4)]~~ (5) **"Public safety answering point", the location at which 911 calls are [initially] answered;**

~~[(5)]~~ (6) **"Subscriber", a person who contracts with and is billed by a provider for a retail communications service. In the case of wireless service and for purposes of section 190.455, the term "subscriber" means a person who contracts with a provider if the person's primary place of use is within the county or city imposing a monthly fee under section 190.455, and does not include subscribers to prepaid wireless service;**

(7) **"Wireless service provider", a provider of commercial mobile service pursuant to Section 332(d) of the Federal Telecommunications Act of 1996 (47 U.S.C. Section 151 et seq).**

2. Upon the request of local emergency service agencies or local jurisdictions, the following agencies and entities are authorized to enter into interoperability service agreements for shared frequencies or shared talk groups for the purpose of enhancing interoperability of radio systems or talk groups:

- (1) Missouri Department of Public Safety;
- (2) Missouri State Highway Patrol;
- (3) Missouri Department of Natural Resources;
- (4) State Emergency Management Agency;
- (5) Missouri Department of Conservation; and
- (6) State owned and operated radio and emergency communications systems.

190.420. 1. There is hereby established a **special trust** fund to be known as the "[Wireless Service-Provider Enhanced] Missouri 911 Service **Trust** Fund". All fees collected pursuant to sections 190.400 to [190.440-
by wireless service providers] **190.460** shall be remitted to the director of the department of revenue.

2. The director of the department of revenue shall deposit such payments into the [wireless service-provider enhanced] Missouri 911 service **trust** fund. Moneys in the fund shall be used for the purpose of reimbursing expenditures actually incurred in the implementation and operation of the [wireless service provider-enhanced] Missouri 911 [system] systems and for the answering and dispatching of emergency calls as determined to be appropriate by the governing body of the county or city imposing the fee.

3. Any unexpended balance in the fund shall be exempt from the provisions of section 33.080, relating to the transfer of unexpended balances to the general revenue fund, and shall remain in the fund. Any interest earned on the moneys in the fund shall be deposited into the fund.

4. The moneys in the trust fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of moneys in the trust fund which were collected in each county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants under sections 190.400 to 190.460, and the records shall be open to the inspection of officers of a participating county or city and the public.

190.455. 1. Except as provided under subsections 9 and 10 of this section, in lieu of the tax levy authorized under section 190.305 or 190.325, or the sales tax imposed under section 190.292 or 190.335, the governing body of any county, city not within a county, or home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants may impose, by order or ordinance, a monthly fee on subscribers of any communications service that has been enabled to contact 911. The monthly fee authorized in this section shall not exceed one dollar and fifty cents and shall be assessed to the subscriber of the communications service, regardless of technology, based upon the number of active telephone numbers, or their functional equivalents or successors, assigned by the provider and capable of simultaneously contacting the public safety answering point; provided that, for multiline telephone systems and for facilities provisioned with capacity greater than a voice-capable grade channel or its equivalent, regardless of technology, the charge shall be assessed on the number of voice-capable grade channels as provisioned by the provider that allow simultaneous contact with the public safety answering point. Only one fee may be assessed per active telephone number, or its functional equivalent or successor, used to provide a communications service. No fee imposed under this section shall be imposed on more than one hundred voice-grade channels or their equivalent per person per location. Notwithstanding any provision of this section to the contrary, the monthly fee shall not be assessed on the provision of broadband internet access service. The fee shall be imposed solely for the purpose of funding 911 service in such county or city. The monthly fee authorized in this section shall be limited to one fee per device. The fee authorized in this section shall be in addition to all other taxes and fees imposed by law and may be stated separately from all other charges and taxes. The fee shall be the liability of the subscriber, not the provider, except that the provider shall be liable to remit all fees that the provider collects under this section.

2. No such order or ordinance adopted under this section shall become effective unless the governing body of the county or city submits to the voters residing within the county or city at a state general, primary, or special election a proposal to authorize the governing body to impose a fee under this section. The question submitted shall be in substantially the following form:

"Shall (insert name of county or city) impose a monthly fee of (insert amount) on a subscriber of any communications service that has been enabled to contact 911 for the purpose of funding 911 service in the (county or city)?"

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, the fee shall become effective on the first day of the second calendar quarter after the director of revenue receives notification of adoption of the fee. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, the fee shall not become effective unless and until the question is resubmitted under this section to the qualified voters and such question is approved by a majority of the qualified voters voting on the question.

3. Except as modified in this section, all provisions of sections 32.085 and 32.087 and subsection 7 of section 144.190 shall apply to the fee imposed under this section.

4. All revenue collected under this section by the director of the department of revenue on behalf of the county or city, except for two percent to be withheld by the provider for the cost of administering the collection and remittance of the fee, and one percent for the cost of collection which shall be deposited in the state's general revenue fund, shall be deposited in the Missouri 911 service trust fund created under section 190.420. The director of the department of revenue shall remit such funds to the county or city on a monthly basis. The governing body of any such county or city shall control such funds remitted to the county or city unless the county or city has established an elected board for the purpose of administering such funds. In the event that any county or city has established a board under any other provision of state law for the purpose of administering funds for 911 service, such existing board may continue to perform such functions after the county or city has adopted the monthly fee under this section.

5. Nothing in this section imposes any obligation upon a provider of a communications service to take any legal action to enforce the collection of the tax imposed in this section. The tax shall be collected in compliance, as applicable, with the federal Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

6. Notwithstanding any other provision of law to the contrary, proprietary information submitted under this section shall only be subject to subpoena or lawful court order. Information collected under this section shall only be released or published in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual communications service provider.

7. Notwithstanding any other provision of law to the contrary, in no event shall any communications service provider, its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons, be liable for any form of civil damages or criminal liability that directly or indirectly results from, or is caused by:

(1) An act or omission in the development, design, installation, operation, maintenance, performance, or provision of service to a public safety answering point or to subscribers that use such service, whether providing such service is required by law or is voluntary; or

(2) The release of subscriber information to any governmental entity under this section unless such act, release of subscriber information, or omission constitutes gross negligence, recklessness, or intentional misconduct.

Nothing in this section is intended to void or otherwise override any contractual obligation pertaining to equipment or services sold to a public safety answering point by a communications service provider. No cause of action shall lie in any court of law against any provider of communications service, commercial mobile service, or other communications-related service, or its officers, employees, assignees, agents, vendors, or anyone acting on behalf of such persons, for providing call location information concerning the user of any such service in an emergency situation to a law enforcement official or agency in order to respond to a call for emergency service by a subscriber, customer, or user of such service or for providing caller location information or doing a ping locate in an emergency situation that involves danger of death or serious physical injury to any person where disclosure of communications relating to the emergency is required without delay, whether such provision of information is required by law or voluntary.

8. The fee imposed under this section shall not be imposed on customers who pay for service prospectively, including customers of prepaid wireless telecommunications service.

9. No county or city shall submit a proposal to the voters under this section for a fee of more than one dollar until the county or city receives approval for the fee amount from the Missouri 911 service board established under section 650.325. Once a fee of more than one dollar has been approved by the Missouri 911 service board and the voters, the county or city shall not subsequently increase the fee until the increased fee

amount has been approved by the Missouri 911 service board and the voters under this section. Any county or city seeking to impose or increase a fee of more than one dollar shall submit to the Missouri 911 service board information to justify the fee amount. The information to be provided shall include, but not be limited to, the following:

- (1) Estimated costs of services to be provided;
- (2) Estimated revenue from all sources intended to financially support the proposed 911 service;
- (3) Prior revenue amounts and sources of financial support for the previously funded 911 or emergency dispatch service;
- (4) Efforts to secure revenue to support the proposed 911 service other than the proposed fee under this section;
- (5) Current level of 911 service provided and the proposed level of 911 service to be provided;
- (6) Any previous efforts regarding the consolidation of 911 services and any currently proposed efforts regarding the consolidation of 911 services; and
- (7) Expected level of training of personnel and expected number of telecommunications per shift.

10. The fee imposed under this section shall not be imposed in conjunction with any tax imposed under section 190.292, 190.305, 190.325, or 190.335. No county or city shall simultaneously impose more than one tax authorized in this section or section 190.292, 190.305, 190.325, or 190.335. No fee imposed under this section shall be imposed on more than one hundred exchange access facilities or their equivalent per person per location.

11. No county shall submit a proposal to the voters of the county under this section or section 190.335 until either:

(1) All providers of emergency telephone service as defined in section 190.300 and public safety answering point operations within the county are consolidated into one public agency as defined in section 190.300 that provides emergency telephone service for the county;

(2) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county are consolidated into one public agency, as defined in section 190.300, that provides emergency telephone service for the county; or

(3) The county develops a plan for consolidation of emergency telephone service, as defined in section 190.300, and public safety answering point operations within the county that includes either consolidation or entering into a shared services agreement for such services, which shall be implemented on approval of the fee by the voters.

12. Any plan developed under subdivision (2) or (3) of subsection 11 of this section shall be filed with the Missouri 911 service board under subsection 4 of section 650.330. Any plan that is filed under this subsection shall provide for the establishment of a joint emergency communications board as described in section 70.260. The director of the department of revenue shall not remit any funds as provided under this section until the department receives notification from the Missouri 911 service board that the county has filed a plan that is ready for implementation. If, after one year following the enactment of the fee described in subsection 1 of this section, the county has not complied with the plan that the county submitted under subdivision (2) or (3) of subsection 11 of this section, but the county has substantially complied with the plan, the Missouri 911 service board may grant the county an extension of up to six months to comply with its plan. Not more than one extension may be granted to a county. The authority to impose the fee granted to the county in subsection 1 of this section shall be null and void if after one year following the enactment of the fee described in subsection 1 of this section the county has not complied with the plan and has not been granted an extension by the Missouri 911 service board, or if the six-month extension expires and the county has not complied with the plan.

13. Each county that does not have a public agency, as defined in section 190.300, that provides emergency telephone service as defined in section 190.300 for the county shall either:

(1) Enter into a shared services agreement for providing emergency telephone services with a public agency that provides emergency telephone service, if such an agreement is feasible; or

(2) Form with one or more counties an emergency telephone services district in conjunction with any county with a public agency that provides emergency telephone service within the county. If such a district is formed under this subdivision, the governing body of such district shall be the county commissioners of each county within the district, and each county within such district shall submit to the voters of the county a proposal to impose the fee under this section.

14. A county operating joint or shared emergency telephone service, as defined in section 190.300, may submit to the voters of the county a proposal to impose the fee to support joint operations and further consolidation under this section.

15. All 911 fees shall be imposed as provided in the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sections 116 to 124, as amended.

16. Nothing in subsections 11, 12, 13, and 14 of this section shall apply to a county with a charter form of government where all public safety answering points within the county utilize a common 911 communication service as implemented by the appropriate local and county agencies prior to August 28, 2018.

17. Any home rule city with more than four hundred thousand inhabitants and located in more than one county shall establish an agreement with the counties in which it is located regarding the allocation of anticipated revenue created upon passage of a ballot action submitted to the voters as provided for in 190.292, 190.305, 190.325, 190.335 & 190.455 as well as revenue provided based upon 190.460 and the divided cost related to regional 911 services. The allocation and actual expenses of the regional 911 service shall be determined based upon the percentage of residents of each county who also reside in the home rule city compared with those who reside in the county but who do not reside in the home rule city. The agreement between the counties and the home rule city may either be between the individual counties and the home rule city or jointly between all entities. The agreement to divide cost and revenue as required in this section shall not take effect until passage of a ballot proposition as defined in 190.292, 190.305, 190.325, 190.335 or 190.455. The population shall be determined based upon the most recent decennial census. This subsection shall not apply to a county of the first classification without a charter form of government with a population of at least ninety-eight thousand but fewer than one hundred five thousand inhabitants.

190.460. 1. As used in this section, the following terms mean:

- (1) "Board", the Missouri 911 service board established under section 650.325;
- (2) "Consumer", a person who purchases prepaid wireless telecommunications service in a retail transaction;
- (3) "Department", the department of revenue;
- (4) "Prepaid wireless service provider", a provider that provides prepaid wireless service to an end user;
- (5) "Prepaid wireless telecommunications service", a wireless telecommunications service that allows a caller to dial 911 to access the 911 system and which service shall be paid for in advance and is sold in predetermined units or dollars of which the number declines with use in a known amount;
- (6) "Retail transaction", the purchase of prepaid wireless telecommunications service from a seller for any purpose other than resale. The purchase of more than one item that provides prepaid wireless telecommunication service, when such items are sold separately, constitutes more than one retail transaction;
- (7) "Seller", a person who sells prepaid wireless telecommunications service to another person;
- (8) "Wireless telecommunications service", commercial mobile radio service as defined by 47 CFR 20.3, as amended.

2. (1) Beginning January 1, 2019, there is hereby imposed a prepaid wireless emergency telephone service charge on each retail transaction. The amount of such charge shall be equal to three percent of each retail transaction. However, if a minimal amount of prepaid wireless telecommunications service is sold with a prepaid wireless device for a single nonitemized price, the seller may elect not to apply such service charge to such transaction. For purposes of this subdivision, an amount of service denominated as ten or fewer minutes, or five dollars or less, is minimal.

(2) The prepaid wireless emergency telephone service charge shall be collected by the seller from the consumer with respect to each retail transaction occurring in this state. The amount of the prepaid wireless emergency telephone service charge shall be either separately stated on an invoice, receipt, or other similar document that is provided to the consumer by the seller or otherwise disclosed to the consumer.

(3) For purposes of this subsection, a retail transaction that is effected in person by a consumer at a business location of the seller shall be treated as occurring in this state if that business location is in this state, and any other retail transaction shall be treated as occurring in this state if the retail transaction is treated as occurring in this state under state law.

(4) The prepaid wireless emergency telephone service charge is the liability of the consumer and not of the seller or of any provider; except that, the seller shall be liable to remit all charges that the seller is deemed to collect if the amount of the charge has not been separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller.

(5) The amount of the prepaid wireless emergency telephone service charge that is collected by a seller from a consumer, if such amount is separately stated on an invoice, receipt, or other similar document provided to the consumer by the seller, shall not be included in the base for measuring any tax, fee, surcharge, or other charge that is imposed by this state, any political subdivision of this state, or any intergovernmental agency.

3. (1) Prepaid wireless emergency telephone service charges collected by sellers shall be remitted to the department at the times and in the manner provided by state law with respect to sales and use taxes. The department shall establish registration and payment procedures that substantially coincide with the registration and payment procedures that apply under state law.

(2) Beginning on January 1, 2019, and ending on January 31, 2019, when a consumer purchases prepaid wireless telecommunications service in a retail transaction from a seller under this section, the seller shall be allowed to retain one hundred percent of the prepaid wireless emergency telephone service charges that are collected by the seller from the consumer. Beginning on February 1, 2019, a seller shall be permitted to deduct and retain three percent of prepaid wireless emergency telephone service charges that are collected by the seller from consumers.

(3) The department shall establish procedures by which a seller of prepaid wireless telecommunications service may document that a sale is not a retail transaction, which procedures shall substantially coincide with the procedures for documenting sale for resale transactions for sales and use purposes under state law.

(4) The department shall deposit all remitted prepaid wireless emergency telephone service charges into the general revenue fund for the department's use until eight hundred thousand one hundred fifty dollars is collected to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges. From then onward, the department shall deposit all remitted prepaid wireless emergency telephone service charges into the Missouri 911 service trust fund created under section 190.420 within thirty days of receipt for use by the board. After the initial eight hundred thousand one hundred fifty dollars is collected, the department may deduct an amount not to exceed one percent of collected charges to be retained by the department to reimburse its direct costs of administering the collection and remittance of prepaid wireless emergency telephone service charges.

(5) The board shall set a rate between twenty-five and seventy-five percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties without a charter form of government, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to such counties in direct proportion to the amount of charges collected in each county. The board shall set a rate between sixty-five and seventy-five percent of the prepaid wireless emergency telephone service charges deposited in the Missouri 911 service trust fund collected in counties with a charter form of government and any city not within a county, less the deductions authorized in subdivision (4) of this subsection, that shall be remitted to each such county or city not within a county in direct proportion to the amount of charges collected in each such county or city not within a county. The initial percentage rate set by the board for counties with and without a charter form of government and any city not within a county may be adjusted after three years, and thereafter the rate may be adjusted every two years; however, at no point shall the board set rates that fall below twenty-five percent for counties without a charter form of government and sixty-five percent for counties with a charter form of government and any city not within a county.

(6) Any amounts received by a county or city under subdivision (5) of this subsection shall be used only for purposes authorized in sections 190.305 and 190.335.

4. (1) A seller that is not a provider shall be entitled to the immunity and liability protections under section 190.455, notwithstanding any requirement in state law regarding compliance with Federal Communications Commission Order 05-116.

(2) A provider shall be entitled to the immunity and liability protections under section 190.455.

(3) In addition to the protection from liability provided in subdivisions (1) and (2) of this subsection, each provider and seller and its officers, employees, assigns, agents, vendors, or anyone acting on behalf of such persons shall be entitled to the further protection from liability, if any, that is provided to providers and sellers of wireless telecommunications service that is not prepaid wireless telecommunications service under section 190.455.

5. The prepaid wireless emergency telephone service charge imposed by this section shall be in addition to any other tax, fee, surcharge, or other charge imposed by this state, any political subdivision of this state, or any intergovernmental agency for 911 funding purposes.

190.465. 1. In order to provide the best possible 911 technology and service to all areas of the state in the most efficient and economical manner possible, it is the public policy of this state to encourage the consolidation of emergency communications operations.

2. Any county, city, or 911 or emergency services board established under chapter 190 or section 321.243 may contract and cooperate with any other county, city, or 911 or emergency services board established under chapter 190 or section 321.243 as provided in sections 70.210 to 70.320. Any contracting counties or boards may seek assistance and advice from the Missouri 911 service board established in section 650.325 regarding the terms of the joint contract and the administration and operation of the contracting counties, cities, and boards.

3. If two or more counties, cities, 911 districts, or existing emergency communications entities desire to consolidate their emergency communications operations, a joint emergency communications entity may be established by the parties through an agreement identifying the conditions and provisions of the consolidation and the operation of the joint entity. This agreement may include the establishment of a joint governing body that may be comprised of the boards of the entities forming the agreement currently authorized by statute or an elected or appointed joint board authorized under section 70.260; provided that, the representation on the joint board of each of the entities forming the agreement shall be equal. If the entities entering into an agreement under this subsection decide that any 911 service center responsible for the answering of 911 calls and the dispatch of assistance shall be physically located in a county other than a county with the lowest average county wage from the set of counties where the entities entering into an agreement under this subsection are located in whole or part, such entities shall provide a written reason for this decision to the Missouri 911 service board and such document shall be considered a public record under chapter 610. The county average wage comparison shall be conducted using the information from the Missouri department of economic development, which calculates such county average wages under section 135.950.

4. After August 28, 2018, no public safety answering point operation may be established as a result of its separation from an existing public safety answering point operation without a study by, and the approval of, the Missouri 911 service board.

5. No provision of this section shall be construed to prohibit or discourage in any manner the formation of multiagency or multijurisdictional public safety answering point operations.

190.470. 1. As an alternative to the procedure provided in section 190.465, two or more 911 central dispatch centers that are organized under sections 190.327 to 190.329 or section 190.335 and funded by public taxes may consolidate into one 911 central dispatch center by following the procedures set forth in this section.

2. If the consolidation of existing 911 central dispatch centers is desired, a number of voters residing in the existing 911 central dispatch centers' service areas equal to ten percent of the votes cast for governor in those service areas in the preceding gubernatorial election may file with the county clerk in which the territory or greater part of the proposed consolidated 911 central dispatch center service area will be situated a petition requesting consolidation of two or more 911 central dispatch centers.

3. The petition shall be in the following form:

"We, the undersigned voters residing in the service areas for the following 911 central dispatch centers, do hereby petition that the following existing 911 central dispatch centers be consolidated into one 911 central dispatch center."

4. An alternative procedure of consolidation may be followed if each of the boards of directors of the existing 911 central dispatch centers passes a resolution in the following form:

"The board of directors of the 911 central dispatch center resolves that the and 911 central dispatch centers be consolidated into one 911 central dispatch center."

5. Upon the filing of a petition or resolution with the county clerk from each of the service areas of the 911 central dispatch centers to be consolidated, the clerk shall present the petition or resolution to the commissioners of the county commission having jurisdiction, who shall order the submission of the question to voters within the affected 911 central dispatch center service areas. The filing of a petition shall be no later than twelve months after any original voter's signature contained therein.

6. The notice of election shall contain the names of the existing 911 central dispatch centers to be included in the consolidated 911 central dispatch center.

7. The question shall be submitted in substantially the following form:

"Shall the existing 911 central dispatch centers be consolidated into one 911 central dispatch center?"

8. If the question of consolidation of the 911 central dispatch centers receives a majority of the votes cast in each service area, the county commissions having joint jurisdiction shall each enter an order declaring the proposition passed.

9. Within thirty days after the 911 central dispatch center has been declared consolidated, the respective county commissions having jurisdiction shall jointly meet to appoint a new seven-person board consisting of the agencies and professions listed in subsection 9 of section 190.335, and shall ensure geographic representation by appointing no more than four members from any one county having jurisdiction within the consolidated area for the newly consolidated 911 central dispatch center.

10. Within thirty days after the appointment of the initial board of directors of the newly consolidated 911 central dispatch center, the board of directors shall meet at a time and place designated by the county commissions. At the first meeting, the newly appointed board of directors shall choose a name for the consolidated 911 central dispatch center and shall notify the clerks of the county commission of each county within which the newly consolidated 911 central dispatch center's service area now subsumes.

11. Starting with the April election in the year after the appointment of the initial board of directors, one member shall be subject to running at large as chair for a four-year term. Four members shall be selected by lot to run for two-year terms, and two members shall be selected by lot to run for four-year terms. Thereafter, all terms shall be four-year terms.

12. On the thirtieth day following the appointment of the initial board of directors, the existing 911 central dispatch centers shall cease to exist and the consolidated 911 central dispatch center shall assume all of the powers and duties exercised by the 911 central dispatch centers. All assets and obligations of the existing 911 central dispatch centers shall become the assets and obligations of the newly consolidated 911 central dispatch center.

13. In any county that has a single board established under chapter 190 or under section 321.243, if a consolidation under this section only affects existing 911 central dispatch centers located wholly within such county, the existing board shall vote as to whether the existing board shall continue to exist. Upon a majority vote for approval of the existing board continuing to exist, subsections 9 to 12 of this section shall not apply, and the existing board shall continue to exist and have the powers set forth under the applicable section or sections within chapter 190 or under section 321.243. Upon a majority vote in disapproval of the existing board continuing to exist, all applicable subsections of this section shall apply to the consolidation. A tied vote shall be considered a disapproval of the existing board continuing to exist.

190.475. The director of the department of revenue shall maintain a centralized database, which shall be made available to the Missouri 911 service board established under section 650.325, specifying the current monthly fee or tax imposed by each county or city under section 190.292, 190.305, 190.325, 190.335, or 190.455. The database shall be updated no less than sixty days prior to the effective date of the establishment or modification of any monthly fee or tax listed in the database."; and

Further amend said bill, Page 49, Section 650.277, Line 22, by inserting after all of said section and line the following:

"650.330. 1. The board shall consist of fifteen members, one of which shall be chosen from the department of public safety, and the other members shall be selected as follows:

(1) One member chosen to represent an association domiciled in this state whose primary interest relates to municipalities;

(2) One member chosen to represent the Missouri 911 Directors Association;

(3) One member chosen to represent emergency medical services and physicians;

(4) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to a national emergency number;

(5) One member chosen to represent an association whose primary interest relates to issues pertaining to fire chiefs;

(6) One member chosen to represent an association with a chapter domiciled in this state whose primary interest relates to issues pertaining to public safety communications officers;

(7) One member chosen to represent an association whose primary interest relates to issues pertaining to police chiefs;

(8) One member chosen to represent an association domiciled in this state whose primary interest relates to issues pertaining to sheriffs;

(9) One member chosen to represent counties of the second, third, and fourth classification;

(10) One member chosen to represent counties of the first classification, counties with a charter form of government, and cities not within a county;

(11) One member chosen to represent telecommunications service providers;

(12) One member chosen to represent wireless telecommunications service providers;

(13) One member chosen to represent voice over internet protocol service providers; and

(14) One member chosen to represent the governor's council on disability established under section 37.735.

2. Each of the members of the board shall be appointed by the governor with the advice and consent of the senate for a term of four years. Members of the committee may serve multiple terms. No corporation or its affiliate shall have more than one officer, employee, assign, agent, or other representative serving as a member of the board. Notwithstanding subsection 1 of this section to the contrary, all members appointed as of August 28, 2017, shall continue to serve the remainder of their terms.

3. The board shall meet at least quarterly at a place and time specified by the chairperson of the board and it shall keep and maintain records of such meetings, as well as the other activities of the board. Members shall not be compensated but shall receive actual and necessary expenses for attending meetings of the board.

4. The board shall:

(1) Organize and adopt standards governing the board's formal and informal procedures;

(2) Provide recommendations for primary answering points and secondary answering points on technical and operational standards for 911 services;

(3) Provide recommendations to public agencies concerning model systems to be considered in preparing a 911 service plan;

(4) Provide requested mediation services to political subdivisions involved in jurisdictional disputes regarding the provision of 911 services, except that the board shall not supersede decision-making authority of local political subdivisions in regard to 911 services;

(5) Provide assistance to the governor and the general assembly regarding 911 services;

(6) Review existing and proposed legislation and make recommendations as to changes that would improve such legislation;

(7) Aid and assist in the timely collection and dissemination of information relating to the use of a universal emergency telephone number;

(8) Perform other duties as necessary to promote successful development, implementation and operation of 911 systems across the state, including monitoring federal and industry standards being developed for next-generation 911 systems;

(9) Designate a state 911 coordinator who shall be responsible for overseeing statewide 911 operations and ensuring compliance with federal grants for 911 funding;

(10) Elect the chair from its membership;

(11) Apply for and receive grants from federal, private, and other sources;

(12) Report to the governor and the general assembly at least every three years on the status of 911 services statewide, as well as specific efforts to improve efficiency, cost-effectiveness, and levels of service;

(13) Conduct and review an annual survey of public safety answering points in Missouri to evaluate potential for improved services, coordination, and feasibility of consolidation;

(14) Make and execute contracts or any other instruments and agreements necessary or convenient for the exercise of its powers and functions, **including for the development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies; ~~and~~**

(15) Develop a plan and timeline of target dates for the testing, implementation, and operation of a next-generation 911 system throughout Missouri. The next-generation 911 system shall allow for the processing of electronic messages including, but not limited to, electronic messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

- (b) Promotion of consolidation where appropriate;
 - (c) Mapping and addressing all county locations;
 - (d) Ensuring primary access and texting abilities to 911 services for disabled residents;
 - (e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019; and
 - (f) Development and implementation of an emergency services internet protocol network that can be shared by all public safety agencies;
- (17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;
- (18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;
- (19) Approve a proposal of a county or city to impose a fee of more than one dollar under section 190.455;
- (20) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation;
- (21) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee;
- (22) Establish criteria for consolidation prioritization of public safety answering points; and
- (23) By December 31, 2018, designate regional 911 coordination centers which shall coordinate statewide interoperability among public safety answering points within their region through the use of a statewide 911 emergency services network.

5. The department of public safety shall provide staff assistance to the board as necessary in order for the board to perform its duties pursuant to sections 650.320 to 650.340. The board shall have the authority to hire consultants to administer the provisions of sections 650.320 to 650.340.

6. The board shall promulgate rules and regulations that are reasonable and necessary to implement and administer the provisions of sections 650.320 to 650.340. Any rule or portion of a rule, as that term is defined in section 536.010, shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2017, shall be invalid and void.

650.335. 1. Any county or any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants, when the prepaid wireless emergency telephone service charge is collected in the county or city, may submit an application for loan funds or other financial assistance to the board for the purpose of financing all or a portion of the costs incurred in implementing a 911 communications service project. The application shall be accompanied by a technical assistance report. The application and the technical assistance report shall be in such form and contain such information, financial or otherwise, as prescribed by the board. This section shall not preclude any applicant or borrower from joining in a cooperative project with any other political subdivision or with any state or federal agency or entity in a 911 communications service project, provided that all other requirements of this section have been met.

2. Applications may be approved for loans only in those instances where the applicant has furnished the board information satisfactory to assure that the project cost will be recovered during the repayment period of the loan. In no case shall a loan be made to an applicant unless the approval of the governing body of the applicant to the loan agreement is obtained and a written certification of such approval is provided, where applicable. Repayment periods are to be determined by the board.

3. The board shall approve or disapprove all applications for loans which are sent by certified or registered mail or hand delivered and received by the board upon a schedule as determined by the board.

4. Each applicant to whom a loan has been made under this section shall repay such loan, with interest. The rate of interest shall be the rate required by the board. The number, amounts, and timing of the payments shall be as determined by the board.

5. Any applicant who receives a loan under this section shall annually budget an amount which is at least sufficient to make the payments required under this section.

6. Repayment of principal and interest on loans shall be credited to the Missouri 911 service trust fund established under section 190.420.

7. If a loan recipient fails to remit a payment to the board in accordance with this section within sixty days of the due date of such payment, the board shall notify the director of the department of revenue to deduct such payment amount from first, the prepaid wireless emergency telephone service charge remitted to the county or city under section 190.460; and if insufficient to affect repayment of the loan, next, the regular apportionment of local sales tax distributions to that county or city. Such amount shall then immediately be deposited in the Missouri 911 service trust fund and credited to the loan recipient.

8. All applicants having received loans under this section shall remit the payments required by subsection 4 of this section to the board or such other entity as may be directed by the board. The board or such other entity shall immediately deposit such payments in the Missouri 911 service trust fund.

9. Loans made under this section shall be used only for the purposes specified in an approved application or loan agreement. In the event the board determines that loan funds have been expended for purposes other than those specified in an approved application or loan agreement or any event of default of the loan agreement occurs without resolution, the board shall take appropriate actions to obtain the return of the full amount of the loan and all moneys duly owed or other available remedies.

10. Upon failure of a borrower to remit repayment to the board within sixty days of the date a payment is due, the board may initiate collection or other appropriate action through the provisions outlined in subsection 7 of this section, if applicable.

11. If the borrower is an entity not covered under the collection procedures established in this section, the board, with the advice and consent of the attorney general, may initiate collection procedures or other appropriate action pursuant to applicable law.

12. The board may, at its discretion, audit the expenditure of any loan, grant, or expenditure made or the computation of any payments made.

13. The board shall not approve any application made under this section if the applicant has failed to return the board's annual survey of public safety answering points as required by the board under section 650.330.

650.340. 1. The provisions of this section may be cited and shall be known as the "911 Training and Standards Act".

2. Initial training requirements for telecommunicators who answer 911 calls that come to public safety answering points shall be as follows:

- (1) Police telecommunicator, 16 hours;
- (2) Fire telecommunicator, 16 hours;
- (3) Emergency medical services telecommunicator, 16 hours;
- (4) Joint communication center telecommunicator, 40 hours.

3. All persons employed as a telecommunicator in this state shall be required to complete ongoing training so long as such person engages in the occupation as a telecommunicator. Such persons shall complete at least twenty-four hours of ongoing training every three years by such persons or organizations as provided in subsection 6 of this section. ~~[The reporting period for the ongoing training under this subsection shall run concurrent with the existing continuing education reporting periods for Missouri peace officers pursuant to chapter 590.]~~

4. Any person employed as a telecommunicator on August 28, 1999, shall not be required to complete the training requirement as provided in subsection 2 of this section. Any person hired as a telecommunicator after August 28, 1999, shall complete the training requirements as provided in subsection 2 of this section within twelve months of the date such person is employed as a telecommunicator.

5. The training requirements as provided in subsection 2 of this section shall be waived for any person who furnishes proof to the committee that such person has completed training in another state which is at least as stringent as the training requirements of subsection 2 of this section.

6. The board shall determine by administrative rule the persons or organizations authorized to conduct the training as required by subsection 2 of this section.

7. This section shall not apply to an emergency medical dispatcher or agency as defined in section 190.100, or a person trained by an entity accredited or certified under section 190.131, or a person who provides

prearrival medical instructions who works for an agency which meets the requirements set forth in section 190.134."; and

Further amend said bill, Page 50, Section 701.377, Line 17, by inserting after all of said section and line the following:

~~"[190.307. 1. No public agency or public safety agency, nor any officer, agent or employee of any public agency, shall be liable for any civil damages as a result of any act or omission except willful and wanton misconduct or gross negligence, in connection with developing, adopting, operating or implementing any plan or system required by sections 190.300 to 190.340.—~~

~~2. No person who gives emergency instructions through a system established pursuant to sections 190.300 to 190.340 to persons rendering services in an emergency at another location, nor any persons following such instructions in rendering such services, shall be liable for any civil damages as a result of issuing or following the instructions, unless issuing or following the instructions constitutes willful and wanton misconduct, or gross negligence.]~~

~~[190.410. 1. There is hereby created in the department of public safety the "Wireless Service Provider Enhanced 911 Advisory Board", consisting of eight members as follows:—~~

~~(1) The director of the department of public safety or the director's designee who shall hold a position of authority in such department of at least a division director;—~~

~~(2) The chairperson of the public service commission or the chairperson's designee; except that such designee shall be a commissioner of the public service commission or hold a position of authority in the commission of at least a division director;—~~

~~(3) Three representatives and one alternate from the wireless service providers, elected by a majority vote of wireless service providers licensed to provide service in this state; and—~~

~~(4) Three representatives from public safety answering point organizations, elected by the members of the state chapter of the associated public safety communications officials and the state chapter of the National Emergency Numbering Association.—~~

~~2. Immediately after the board is established the initial term of membership for a member elected pursuant to subdivision (3) of subsection 1 of this section shall be one year and all subsequent terms for members so elected shall be two years. The membership term for a member elected pursuant to subdivision (4) of subsection 1 of this section shall initially and subsequently be two years. Each member shall serve no more than two successive terms unless the member is on the board pursuant to subdivision (1) or (2) of subsection 1 of this section. Members of the board shall serve without compensation, however, the members may receive reimbursement of actual and necessary expenses. Any vacancies on the board shall be filled in the manner provided for in this subsection.—~~

~~3. The board shall do the following:—~~

~~(1) Elect from its membership a chair and other such officers as the board deems necessary for the conduct of its business;—~~

~~(2) Meet at least one time per year for the purpose of discussing the implementation of Federal Communications Commission order 94-102;—~~

~~(3) Advise the office of administration regarding implementation of Federal Communications Commission order 94-102; and—~~

~~(4) Provide any requested mediation service to a political subdivision which is involved in a jurisdictional dispute regarding the providing of wireless 911 services. The board shall not supersede decision making authority of any political subdivision in regard to 911 services.—~~

~~4. The director of the department of public safety shall provide and coordinate staff and equipment services to the board to facilitate the board's duties.]~~

~~[190.430. 1. The commissioner of the office of administration is authorized to establish a fee, if approved by the voters pursuant to section 190.440, not to exceed fifty cents per wireless telephone number per month to be collected by wireless service providers from wireless service customers.—~~

~~2. The office of administration shall promulgate rules and regulations to administer the provisions of sections 190.400 to 190.440. Any rule or portion of a rule, as that term is defined in section~~

536.010, that is promulgated pursuant to the authority delegated in sections 190.400 to 190.440 shall become effective only if it has been promulgated pursuant to the provisions of chapter 536.— All rulemaking authority delegated prior to July 2, 1998, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to July 2, 1998, if it fully complied with the provisions of chapter 536.— This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 2, 1998, shall be invalid and void.—

3. The office of administration is authorized to administer the fund and to distribute the moneys in the wireless service provider enhanced 911 service fund for approved expenditures as follows:—

(1) For the reimbursement of actual expenditures for implementation of wireless enhanced 911 service by wireless service providers in implementing Federal Communications Commission order 94-102; and—

(2) To subsidize and assist the public safety answering points based on a formula established by the office of administration, which may include, but is not limited to the following:—

(a) The volume of wireless 911 calls received by each public safety answering point;—

(b) The population of the public safety answering point jurisdiction;—

(c) The number of wireless telephones in a public safety answering point jurisdiction by zip code;— and—

(d) Any other criteria found to be valid by the office of administration provided that of the total amount of the funds used to subsidize and assist the public safety answering points, at least ten percent of said funds shall be distributed equally among all said public safety answering points providing said services under said section;—

(3) For the reimbursement of actual expenditures for equipment for implementation of wireless enhanced 911 service by public safety answering points to the extent that funds are available;— provided that ten percent of funds distributed to public safety answering points shall be distributed in equal amounts to each public safety answering point participating in enhanced 911 service;—

(4) Notwithstanding any other provision of the law, no proprietary information submitted pursuant to this section shall be subject to subpoena or otherwise released to any person other than to the submitting wireless service provider, without the express permission of said wireless service provider.— General information collected pursuant to this section shall only be released or published in aggregate amounts which do not identify or allow identification of numbers of subscribers or revenues attributable to an individual wireless service provider.—

4. Wireless service providers are entitled to retain one percent of the surcharge money they collect for administrative costs associated with billing and collection of the surcharge.—

5. No more than five percent of the moneys in the fund, subject to appropriation by the general assembly, shall be retained by the office of administration for reimbursement of the costs of overseeing the fund and for the actual and necessary expenses of the board.—

6. The office of administration shall review the distribution formula once every year and may adjust the amount of the fee within the limits of this section, as determined necessary.—

7. The provisions of sections 190.307 and 190.308 shall be applicable to programs and services authorized by sections 190.400 to 190.440.—

8. Notwithstanding any other provision of the law, in no event shall any wireless service provider, its officers, employees, assigns or agents, be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, an act or omission in the development, design, installation, operation, maintenance, performance or provision of 911 service or other emergency wireless two- and three-digit wireless numbers, unless said acts or omissions constitute gross negligence, recklessness or intentional misconduct. Nor shall any wireless service provider, its officers, employees, assigns, or agents be liable for any form of civil damages or criminal liability which directly or indirectly result from, or is caused by, the release of subscriber information to any governmental entity as required under the provisions of this act unless the release constitutes gross negligence, recklessness or intentional misconduct.]

[190.440. 1. The office of administration shall not be authorized to establish a fee pursuant to the authority granted in section 190.430 unless a ballot measure is submitted and approved by the voters of this state. The ballot measure shall be submitted by the secretary of state for approval or

~~rejection at the general election held and conducted on the Tuesday immediately following the first Monday in November, 1998, or at a special election to be called by the governor on the ballot measure. If the measure is rejected at such general or special election, the measure may be resubmitted at each subsequent general election, or may be resubmitted at any subsequent special election called by the governor on the ballot measure, until such measure is approved.—~~

~~2. The ballot of the submission shall contain, but is not limited to, the following language:— Shall the Missouri Office of Administration be authorized to establish a fee of up to fifty cents per month to be charged every wireless telephone number for the purpose of funding wireless-enhanced 911 service?—~~

~~☐ YES ☐ NO~~

~~If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".—~~

~~3. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are in favor of such measure, then the office of administration shall be authorized to establish a fee pursuant to section 190.430, and the fee shall be effective on January 1, 1999, or the first day of the month occurring at least thirty days after the approval of the ballot measure. If a majority of the votes cast on the ballot measure by the qualified voters voting thereon are opposed to the measure, then the office of administration shall have no power to establish the fee unless and until the measure is approved.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Phillips offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 21, Lines 47-48, by deleting all of said lines; and

Further amend said amendment, Page 22, Lines 1-8, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Phillips, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Lauer, **House Amendment No. 2, as amended**, was adopted.

Representative White offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting immediately after said section and line the following:

"44.098. 1. As used in this section, the following terms mean:

(1) "Critical incident", an incident that could result in serious physical injury or loss of life;

(2) "Kansas border county", the county of Cherokee;

(3) "Law enforcement mutual aid region", the counties of Jasper and Newton, including the Joplin metropolitan area, and the Kansas border county and Oklahoma border county as defined in this section;

(4) "Oklahoma border counties", the counties of Ottawa and Delaware;

(5) "Missouri border counties", the counties of Jasper and Newton.

2. All law enforcement officers in the law enforcement mutual aid region shall be permitted in critical incidents to respond to lawful requests for aid in any other jurisdiction in the law enforcement mutual aid region.

3. The on-scene incident commander, as defined by the National Incident Management System, shall have the authority to make a request for assistance in a critical incident and shall be responsible for on-scene management until command authority is transferred to another person.

4. In the event that an officer makes an arrest or apprehension outside his or her home state, the offender shall be delivered to the first officer who is commissioned in the jurisdiction in which the arrest was made.

5. For the purposes of liability, all members of any political subdivision or public safety agency responding under operational control of the requesting political subdivision or public safety agency are deemed employees of such responding political subdivision or public safety agency and are subject to the liability and workers' compensation provisions provided to them as employees of their respective political subdivision or public safety agency. Qualified immunity, sovereign immunity, official immunity, and the public duty rule shall apply to the provisions of this section as interpreted by the federal and state courts of the responding agency.

6. If the director of the Missouri department of public safety determines that the state of Kansas has enacted legislation or the governor of Kansas has issued an executive order or similar action that permits Kansas border counties to enter into a similar mutual-aid agreement as described under this section, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of this section shall be effective unless otherwise provided by law.

7. If the director of the Missouri department of public safety determines that the state of Oklahoma has enacted legislation or the governor of Oklahoma has issued an executive order or similar action that permits Oklahoma border counties to enter into a similar mutual-aid agreement as described under this section, then the director shall execute and deliver to the governor, the speaker of the house of representatives, and the president pro tempore of the senate a written certification of such determination. Upon the execution and delivery of such written certification and the parties receiving such certification providing a unanimous written affirmation, the provisions of this section shall be effective unless otherwise provided by law.

8. The director of the Missouri department of public safety shall notify the revisor of statutes of any changes that would render the provisions of this section effective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative White, **House Amendment No. 3** was adopted.

Representative Rhoads offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"590.1040. 1. For purposes of this section, the following terms mean:

(1) "Emergency services personnel", any employee or volunteer of an emergency services provider who is engaged in providing or supporting fire fighting, dispatching services, and emergency medical services;

(2) "Emergency services provider", any public employer, or ground or air ambulance service as those terms are used in chapter 190, that employs persons to provide fire fighting, dispatching services, and emergency medical services;

(3) "Employee assistance program", a program established by a law enforcement agency or emergency services provider to provide professional counseling or support services to employees of a law enforcement agency, emergency services provider, or a professional mental health provider associated with a peer support team;

(4) "Law enforcement agency", any public agency that employs law enforcement personnel;

(5) "Law enforcement personnel", any person who, by virtue of office or public employment, is vested by law with a duty to maintain public order or to make arrests for violation of the laws of the state of Missouri or ordinances of any municipality thereof, or with a duty to maintain or assert custody or supervision over persons accused or convicted of a crime, while acting within the scope of his or her authority as an employee or volunteer of a law enforcement agency;

(6) "Peer support counseling session", any session conducted by a peer support specialist that is called or requested in response to a critical incident or traumatic event involving the personnel of the law enforcement agency or emergency services provider;

(7) "Peer support specialist", a person who:

(a) Is designated by a law enforcement agency, emergency services provider, employee assistance program, or peer support team leader to lead, moderate, or assist in a peer support counseling session;

(b) Is a member of a peer support team; and

(c) Has received training in counseling and providing emotional and moral support to law enforcement officers or emergency services personnel who have been involved in emotionally traumatic incidents by reason of his or her employment;

(8) "Peer support team", a group of peer support specialists serving one or more law enforcement providers or emergency services providers.

2. Any communication made by a participant or peer support specialist in a peer support counseling session, and any oral or written information conveyed in or as the result of a peer support counseling session, are confidential and may not be disclosed by any person participating in the peer support counseling session.

3. Any communication relating to a peer support counseling session that is made between peer support specialists, between peer support specialists and the supervisors or staff of an employee assistance program, or between the supervisors or staff of an employee assistance program is confidential and may not be disclosed.

4. The provisions of this section shall apply only to peer support counseling sessions conducted by a peer support specialist.

5. The provisions of this section shall apply to all oral communications, notes, records, and reports arising out of a peer support counseling session. Any notes, records, or reports arising out of a peer support counseling session shall not be public records and shall not be subject to the provisions of chapter 610. Nothing in this section limits the discovery or introduction into evidence of knowledge acquired by any law enforcement personnel or emergency services personnel from observation made during the course of employment, or material or information acquired during the course of employment, that is otherwise subject to discovery or introduction into evidence.

6. The provisions of this section shall not apply to any:

(1) Threat of suicide or criminal act made by a participant in a peer support counseling session, or any information conveyed in a peer support counseling session relating to a threat of suicide or criminal act;

(2) Information relating to abuse of spouses, children, or the elderly, or other information that is required to be reported by law;

(3) Admission of criminal conduct;

(4) Disclosure of testimony by a participant who received peer support counseling services and expressly consented to such disclosure; or

(5) Disclosure of testimony by the surviving spouse or executor or administrator of the estate of a deceased participant who received peer support counseling services and such surviving spouse or executor or administrator expressly consented to such disclosure.

7. The provisions of this section shall not prohibit any communications between peer support specialists who conduct peer support counseling sessions or any communications between peer support specialists and the supervisors or staff of an employee assistance program.

8. The provisions of this section shall not prohibit communications regarding fitness of an employee for duty between an employee assistance program and an employer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 4** was adopted.

Representative Johnson offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 4, Section 100.059, Line 31, by inserting after all of said line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of six hours of continuing education programs each year in the areas described in this section, **except that, members of a pension board established under section 321.800 shall be required to complete a board member education program of at least six hours within ninety days of becoming a new board member and two hours of continuing education for each year thereafter.**

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Substitute Amendment No. 1 for House Amendment No. 5**.

*House Substitute Amendment No. 1
for
House Amendment No. 5*

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 4, Section 100.059, Line 31, by inserting after all of said section and line the following:

"105.666. 1. Each plan shall, in conjunction with its staff and advisors, establish a board member education program, which shall be in effect on or after January 1, 2008. The curriculum shall include, at a minimum, education in the areas of duties and responsibilities of board members as trustees, ethics, governance process and procedures, pension plan design and administration of benefits, investments including but not limited to the fiduciary duties as defined under section 105.688, legal liability and risks associated with the administration of a plan, sunshine law requirements under chapter 610, actuarial principles and methods related to plan administration, and the role of staff and consultants in plan administration. Board members appointed or elected on a board on or after January 1, 2008, shall complete a board member education program **of at least six hours** designated to orient new board members in the areas described in this section within ninety days of becoming a new board member. Board members who have served one or more years shall attend at least a total of ~~[six]~~ **two** hours of continuing education programs each year in the areas described in this section.

2. Routine annual presentation by outside plan service providers shall not be used to satisfy board member education or continuing education program requirements contained in subsection 1 of this section. Such service providers may be utilized to perform education programs with such programs being separate and apart from routine annual presentations.

3. Plan governing body or staff shall maintain a record of board member education including, but not limited to, date, time length, location, education material, and any facilitator utilized. The record shall be signed and attested to by the attending board member or board chairperson or designee. Such information shall be maintained for public record and disclosure for at least three years or until the expiration of such board member's term, whichever occurs first.

4. A board member who is knowingly not participating in the required education programs under this section may be removed from such board by a majority of the board members which shall result in a vacancy to be filled in accordance with plan provisions except that ex officio board members shall not be removed under this subsection.

5. Each plan shall, upon the request of any individual participant, provide an annual pension benefit statement which shall be written in a manner calculated to be understood by the average plan participant and may be delivered in written, electronic, or other appropriate form to the extent such form is reasonably accessible to each participant or beneficiary. Such pension benefit statement shall include, but not be limited to, accrued participant contributions to the plan, total benefits accrued, date first eligible for a normal retirement benefit, and projected benefit at normal retirement. Any plan failing to do so shall submit in writing to the joint committee on public employee retirement as to why the information may not be provided as requested."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Substitute Amendment No. 1 for House Amendment No. 5** was adopted.

Representative Roeber offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 46, Section 320.202, Line 33, by inserting after all of said section and line the following:

"321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire

department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases."; and

Further amend said bill, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society, **fire protection district**, or municipal or other corporation of any character whatsoever."; and

Further amend said bill, Page 50, Section 701.377, Line 17, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to prevent citizens of this state from double taxation for fire protection services, the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 6.**

*House Amendment No. 1
to
House Amendment No. 6*

AMEND House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Lines 28 to 36, by deleting said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1 to House Amendment No. 6** was adopted.

On motion of Representative Roeber, **House Amendment No. 6, as amended**, was adopted.

Representative Cornejo offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 39, Section 190.939, Line 5, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;
b. The health care provider stores such records completely in an electronic health record; and
c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

~~[4-]~~ 5. The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

~~[5-]~~ 6. Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

~~[6-]~~ 7. A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the

affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

- (1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;
- (2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;
- (3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;
- (4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;
- (5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or
- (6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 7** was adopted.

Representative Swan offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 11, Section 190.100, Line 181, by inserting after all of said section and line the following:

"190.101. 1. There is hereby established a "State Advisory Council on Emergency Medical Services" which shall consist of sixteen members, one of which shall be a resident of a city not within a county. The members of the council shall be appointed by the governor with the advice and consent of the senate and shall serve terms of four years. The governor shall designate one of the members as chairperson. The chairperson may appoint subcommittees that include noncouncil members.

2. The state EMS medical directors advisory committee and the regional EMS advisory committees will be recognized as subcommittees of the state advisory council on emergency medical services.

3. The council shall have geographical representation and representation from appropriate areas of expertise in emergency medical services including volunteers, professional organizations involved in emergency medical services, EMT's, paramedics, nurses, firefighters, physicians, ambulance service administrators, hospital administrators and other health care providers concerned with emergency medical services. The regional EMS advisory committees shall serve as a resource for the identification of potential members of the state advisory council on emergency medical services.

4. The members of the council and subcommittees shall serve without compensation except that members of the council shall, subject to appropriations, be reimbursed for reasonable travel expenses and meeting expenses related to the functions of the council.

5. The purpose of the council is to make recommendations to the governor, the general assembly, and the department on policies, plans, procedures and proposed regulations on how to improve the statewide emergency medical services system. The council shall advise the governor, the general assembly, and the department on all aspects of the emergency medical services system.

6. (1) There is hereby established a standing subcommittee of the State Advisory Council on Emergency Medical Services (SAC) to monitor the implementation of the recognition of the EMS personnel licensure interstate compact (REPLICA), the interstate commission for EMS personnel practice, and the involvement of the state of Missouri. The subcommittee of SAC shall meet at least biannually and receive reports from the Missouri delegate to the interstate commission for EMS personnel practice. The subcommittee shall consist of at least seven members appointed by the chair of SAC, to include at least two members as recommended by the Missouri State Council of Firefighters and one member as recommended by the Missouri Association of Fire Chiefs. The subcommittee may submit, as determined by the subcommittee, reports and recommendations to SAC, the Missouri department of health and senior services,

the Missouri general assembly, and the governor regarding the participation of Missouri with the recognition of the EMS personnel licensure interstate compact.

(2) The subcommittee of SAC shall formally request a public hearing for any rule proposed by the interstate commission for EMS personnel practice in accordance with subsection 7 of Section 334.1530. The hearing request shall include the request that the hearing be presented live via the internet. The Missouri delegate to the interstate commission for EMS personnel practice shall be responsible for ensuring that all hearings, notices of, and related rulemaking communications as required by the compact be communicated to SAC and EMS personnel via the provisions of subsections 4, 5, 6, and 8 of section 334.1530.

(3) The Missouri department of health and senior services shall not establish or increase fees for Missouri EMS personnel licensure in accordance with chapter 190 for the purpose of creating the funds necessary for payment of an annual assessment as cited in subdivision (3) of subsection 5 of section 334.1524."; and

Further amend said bill, Page 25, Section 190.900, Line 15, by inserting after the number "(3)" the following:

""Alternative program", a voluntary, non-disciplinary substance abuse recovery program approved by the state EMS authority;

(4)"; and

Further amend said bill and section by renumbering all subsequent subdivisions; and

Further amend said bill, Page 33, Section 190.924, Line 137, by inserting after the word "states" the following:

"but Missouri shall not be assessed more than ten thousand dollars annually calculated and shall not include an annual increase equivalent to the Consumer Price Index for All Urban Consumers (CPI-Urban). Missouri shall not authorize an annual assessment above this level"; and

Further amend said bill, Page 39, Section 190.939, Line 1, by inserting after the number "**190.939.**" the number "**1.**"; and

Further amend said bill, page, and section, Line 5, by inserting after all of said line the following:

"2. The State Emergency Medical Services Advisory Council (SAC) shall review decisions of the interstate commission for emergency medical services personnel practice established under this compact and, upon approval by the commission of any action that will have the result of increasing the cost to the state of membership in the compact, SAC may recommend to the Missouri general assembly that they withdraw from the compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 8** was adopted.

Representative Trent offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 43, Section 221.520, Line 46, by inserting after all of said section and line the following:

"320.086. 1. Nothing contained in sections 320.081 to 320.086 shall allow access to records otherwise closed under sections 610.100 to 610.105[~~RSMo Supp. 1982~~].

2. Nothing contained in sections 320.081 to 320.086 shall restrict or waive the attorney-client privilege.

3. The portion of a record that is individually identifiable health information as defined by the Health Insurance Portability and Accountability Act of 1996 (HIPAA), P.L. 104-191, as amended, may be closed records as provided under sections 610.100 to 610.105 if maintained by fire departments and fire protection districts. Notwithstanding the foregoing, all fire departments and fire protection districts shall produce for every call to the department or district an "incident report" as defined in section 610.100 that shall include the date, time, specific location, and name of the owner of the specific location or any vehicle involved in the incident, if known. All incident reports shall be open records under section 610.100."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 9** was adopted.

Representative Roden offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 5, Section 135.090, Line 39, by inserting the following after all of said section and line:

"173.260. 1. As used in this section, unless the context clearly requires otherwise, the following terms mean:

(1) **"Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services;**

(2) **"Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;**

(3) **"Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

(4) **"Board", the coordinating board for higher education;**

~~[(2)]~~ (5) **"Eligible child", the natural, adopted or stepchild of a public safety officer or employee, as defined in this section, who is less than twenty-four years of age and who is a dependent of a public safety officer or employee or was a dependent at the time of death or permanent and total disability of a public safety officer or employee;**

(6) **"Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;**

~~[(3)]~~ (7) **"Employee", any full-time employee of the department of transportation engaged in the construction or maintenance of the state's highways, roads and bridges;**

(8) **"Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

~~[(4)]~~ (9) **"Grant", the public safety officer or employee survivor grant as established by this section;**

~~[(5)]~~ (10) **"Institution of postsecondary education", any approved public or private institution as defined in section 173.205;**

~~[(6)]~~ (11) **"Line of duty", any action of a public safety officer, whose primary function is crime control or reduction, enforcement of the criminal law, or suppression of fires, is authorized or obligated by law, rule, regulation or condition of employment or service to perform;**

~~[(7)]~~ (12) **"Public safety officer", any firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed**

by the state of Missouri or a political subdivision thereof who is killed or permanently and totally disabled in the line of duty **or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed or permanently and totally disabled in the line of duty;**

~~[(8)]~~ (13) "Permanent and total disability", a disability which renders a person unable to engage in any gainful work;

~~[(9)]~~ (14) "Spouse", the husband, wife, widow or widower of a public safety officer or employee at the time of death or permanent and total disability of such public safety officer;

~~[(10)]~~ (15) "Tuition", any tuition or incidental fee or both charged by an institution of postsecondary education, as defined in this section, for attendance at that institution by a student as a resident of this state.

2. Within the limits of the amounts appropriated therefor, the coordinating board for higher education shall provide, as defined in this section, a grant for either of the following to attend an institution of postsecondary education:

(1) An eligible child of a public safety officer or employee killed or permanently and totally disabled in the line of duty; or

(2) A spouse of a public safety officer killed or permanently and totally disabled in the line of duty.

3. An eligible child or spouse may receive a grant under this section only so long as the child or spouse is enrolled in a program leading to a certificate, or an associate or baccalaureate degree. In no event shall a child or spouse receive a grant beyond the completion of the first baccalaureate degree or, in the case of a child, age twenty-four years, except that the child may receive a grant through the completion of the semester or similar grading period in which the child reaches his twenty-fourth year. No child or spouse shall receive more than one hundred percent of tuition when combined with similar funds made available to such child or spouse.

4. The coordinating board for higher education shall:

(1) Promulgate all necessary rules and regulations for the implementation of this section;

(2) Determine minimum standards of performance in order for a child or spouse to remain eligible to receive a grant under this program;

(3) Make available on behalf of an eligible child or spouse an amount toward the child's or spouse's tuition which is equal to the grant to which the child or spouse is entitled under the provisions of this section;

(4) Provide the forms and determine the procedures necessary for an eligible child or spouse to apply for and receive a grant under this program.

5. An eligible child or spouse who is enrolled or has been accepted for enrollment as an undergraduate postsecondary student at an approved institution of postsecondary education shall receive a grant in an amount not to exceed the least of the following:

(1) The actual tuition, as defined in this section, charged at an approved institution where the child or spouse is enrolled or accepted for enrollment; or

(2) The amount of tuition charged a Missouri resident at the University of Missouri for attendance as a full-time student, as defined in section 173.205.

6. An eligible child or spouse who is a recipient of a grant may transfer from one approved public or private institution of postsecondary education to another without losing his entitlement under this section. The board shall make necessary adjustments in the amount of the grant. If a grant recipient at anytime withdraws from the institution of postsecondary education so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees, or other charges, the institution shall pay the portion of the refund to which he is entitled attributable to the grant for that semester or similar grading period to the board.

7. If an eligible child or spouse is granted financial assistance under any other student aid program, public or private, the full amount of such aid shall be reported to the board by the institution and the eligible child or spouse.

8. Nothing in this section shall be construed as a promise or guarantee that a person will be admitted to an institution of postsecondary education or to a particular institution of postsecondary education, will be allowed to continue to attend an institution of postsecondary education after having been admitted, or will be graduated from an institution of postsecondary education.

9. A public safety officer who is permanently and totally disabled shall be eligible for a grant pursuant to the provisions of this section.

10. An eligible child of a public safety officer or employee, spouse of a public safety officer or public safety officer shall cease to be eligible for a grant pursuant to this section when such public safety officer or employee is no longer permanently and totally disabled.

190.053. 1. All members of the board of directors of an ambulance district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of an ambulance district. The training required under this section shall be offered by a statewide association organized for the benefit of ambulance districts or be approved by the state advisory council on emergency medical services. Such training shall include, at a minimum:

- (1) Information relating to the roles and duties of an ambulance district director;
- (2) A review of all state statutes and regulations relevant to ambulance districts;
- (3) State ethics laws;
- (4) State sunshine laws, chapter 610;
- (5) Financial and fiduciary responsibility;
- (6) State laws relating to the setting of tax rates; and
- (7) State laws relating to revenue limitations.

2. If any ambulance district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. **If any ambulance district board member fails to attend a training session within twenty-four months after taking office, the board member shall forfeit his or her position as a board member and the remaining board members shall appoint an interim board member to hold the position for the remainder of the term of the forfeited member; provided, however, the board shall not appoint the forfeited member."**; and

Further amend said bill, Page 7, Section 190.100, Lines 65-68, by deleting said lines and inserting in lieu thereof the following:

~~"[(15) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245, and by rules adopted by the department pursuant to sections 190.001 to 190.245;~~

~~(16) "Emergency medical technician-basic" or "EMT-B", a person who has]~~

(17) "Emergency medical technician" or "EMT", a person who has"; and

Further amend said bill, section, Page 8, Line 73, by deleting "(19)", inserting in lieu thereof "(18)", and renumbering the remaining subdivisions accordingly; and

Further amend said bill and section, Page 9, Line 128, by deleting all of said line and inserting in lieu thereof the following:

"representing volunteers, labor, management, firefighters, ~~[EMT-B's,]~~ EMT's, nurses, ~~[EMT-P's,]~~ physicians,"; and

Further amend said bill, Page 12, Section 190.103, Lines 46-48, by deleting all of said lines and inserting in lieu thereof the following:

"medical direction to ~~[EMT-Bs, EMT-Is, EMT-Ps,]~~ EMTs, AEMTs, and community paramedics and provide offline medical direction per standardized treatment, triage, and transport protocols when EMS personnel, including ~~[EMT-Bs, EMT-Is, EMT-Ps,]~~ EMTs, AEMTs, and community paramedics,"; and

Further amend said bill and section, Pages 12-13, Lines 66-67, by deleting all of said lines and inserting in lieu thereof the following:

"medical directors are providing either online telecommunication medical direction to ~~[EMT-Bs, EMT-Is, EMT-Ps,]~~ EMTs, AEMTs, and community paramedics, or offline medical direction per"; and

Further amend said bill, Page 15, Section 190.131, Line 2, by deleting the word "and"; and

Further amend said bill, section, page, Line 4, by inserting the words "**and paramedics,**" after the word "**technicians,**"; and

Further amend said bill, Page 17, Section 190.142, Lines 32-39, by deleting all of said lines and inserting in lieu thereof the following:

~~"(3) [Initial licensure testing requirements. Initial EMT-P licensure testing shall be through the national registry of EMTs or examinations developed and administered by the department of health and senior services]~~
Paramedic accreditation requirements. Paramedic training programs shall be accredited by the Commission on Accreditation of Allied Health Education Program (CAAHEP) or hold a CAAHEP letter of review;
(4) Continuing education and licensure requirements; and
(5) Ability to speak, read and write the English language."; and

Further amend said bill, Page 18, Section 190.143, Line 20, by inserting the word "**paramedic**" after the word "**technician**"; and

Further amend said bill and page, Section 190.147, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"190.147. 1. Paramedics:"; and

Further amend said section and page, Line 13, by deleting "**EMT-P**" and inserting in lieu thereof "**paramedic**"; and

Further amend said section, Page 19, Lines 19 and 28, by deleting "**EMT-P**" and "**EMT-Ps**" respectively, and inserting in lieu thereof "**paramedic**" and "**Paramedics**" respectively; and

Further amend said bill, Page 23, Section 190.196, Line 8, by inserting the word "**paramedic**" after the word "**technician**"; and

Further amend said bill, Page 24, Section 190.246, Line 4, by deleting "~~technical basic~~]" or" and inserting in lieu thereof "~~technical basic or~~"; and

Further amend said bill, section, and page, Line 5, by inserting "**, or a paramedic**" after the word "**technician**"; and

Further amend said bill, Page 40, Section 191.630, Line 27, by inserting the word "**paramedic**" after "190.100,"; and

Further amend said bill, Page 43, Section 221.520, Line 46, by inserting the following after all of said section and line:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services~~], division of regulation and licensure, 19 CSR 30-40.005, et seq.];~~

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) "**Air ambulance registered respiratory therapist**", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;

~~[(3)]~~ (4) "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** who, at the time of the ~~[law enforcement officer's, emergency medical technician's, air ambulance pilot's, air ambulance registered professional nurse's, or firefighter's]~~ **public safety officer's** fatality is:

- (a) Eighteen years of age or under;
- (b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or
- (c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

~~[(4)]~~ (5) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

~~[(5)]~~ (6) "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) **"Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

~~[(6)]~~ (8) "Killed in the line of duty", when any person defined in this section loses his or her life when:

- (a) Death is caused by an accident or the willful act of violence of another;
- (b) The ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** is traveling to or from employment; or the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** is taking any meal break or other break which takes place while that individual is on duty;
- (c) Death is the natural and probable consequence of the injury; and
- (d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

~~[(7)]~~ (9) "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

~~[(8)]~~ (10) "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) **"Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;**

~~[(9)]~~ (12) "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

~~[(10)]~~ (13) "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~

public safety officer. If a claim is made within one year of the date of death of a ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** if there is no child who survived the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**, and a surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**;

(4) If there is no surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** to receive benefits under this subsection in the most recently executed designation of beneficiary of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** to receive benefits under the most recently executed life insurance policy of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a);

(5) To the surviving parent, or parents, in equal shares, of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term “child” but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers’ compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers' compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney's fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers' compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the "Line of Duty Compensation Fund", which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill, Page 45, Section 320.094, Line 68, by inserting the following after all of said section and line:

"320.097. 1. As used in this section, "fire department" means any agency or organization that provides fire suppression and related activities, including but not limited to fire prevention, rescue, emergency medical services, hazardous material response, dispatching, or special operations to a population within a fixed and legally recorded geographical area.

2. No employee of a fire department who has worked for seven years for such department shall, as a condition of employment, be required to reside within a fixed and legally recorded geographical area of the fire department if the only public school district available to the employee within such fire department's geographical area is a public school district that is or has been unaccredited or provisionally accredited in the last five years of such employee's employment. Employees who have satisfied the seven-year requirement in this subsection and who choose to reside outside the geographical boundaries of the department shall reside within a one-hour response time. No charter school shall be deemed a public school for purposes of this section.

3. No employee of a fire department who has not resided in such fire department's fixed and legally recorded geographical area, or who has changed such employee's residency because of conditions described in subsection 2 of this section, shall as a condition of employment be required to reside within the fixed and legally recorded geographical area of the fire department if such school district subsequently becomes fully accredited.

4. No hourly employee of a fire department shall be required to live in a fire department's fixed and legally recorded geographical area.

320.098. No county shall require attendance at a specific training academy by any candidate for a firefighter position but may require a specific certification from any training academy."; and

Further amend said bill, Page 46, Section 320.202, Line 33, by inserting the following after all of said section and line:

"321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire protection district or ambulance district shall serve as a member of any fire district or ambulance district board while such person is employed by any fire district or ambulance district, except that an employee of a fire protection district or an ambulance district may serve as a member of a voluntary fire protection district board or a voluntary ambulance district board.

2. Notwithstanding any other provision of law to the contrary, individual board members shall not be eligible for employment by the board within twelve months of termination of service as a member of the board unless such employment is on a volunteer basis or without compensation.

3. Notwithstanding any provision of law to the contrary, no fire protection district or ambulance district shall require an hourly employee to live within the district.

321.162. 1. All members of the board of directors of a fire protection district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of a fire protection district. The training required under this section shall be conducted by an entity approved by the office of the state fire marshal. The office of the state fire marshal shall determine the content of the training to fulfill the requirements of this section. Such training shall include, at a minimum:

- (1) Information relating to the roles and duties of a fire protection district director;
- (2) A review of all state statutes and regulations relevant to fire protection districts;
- (3) State ethics laws;
- (4) State sunshine laws, chapter 610;
- (5) Financial and fiduciary responsibility;
- (6) State laws relating to the setting of tax rates; and
- (7) State laws relating to revenue limitations.

2. If any fire protection district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. **If any fire protection district board member fails to attend a training session within twenty-four months after taking office, the board member shall forfeit his or her position as a board member and the remaining board members shall appoint an interim board member to hold the position for the remainder of the term of the forfeited member, provided, however, the board shall not appoint the forfeited member.";** and

321.200. 1. Except as otherwise provided in subsection 3 of this section, the board shall meet regularly, not less than once each month, at a time and at some building in the district to be designated by the board. Notice of the time and place of future regular meetings shall be posted continuously at the firehouse or firehouses of the district. Additional meetings may be held, when the needs of the district so require, at a place regular meetings are held, and notice of the time and place shall be given to each member of the board. Meetings of the board shall be held and conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the board and all other records of the fire protection district shall be available for public inspection at the main firehouse within the district by appointment with the secretary of the board within one week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise all powers of the board, without delegation thereof to any other governmental or other body or entity or association, and without delegation thereof to less than a quorum of the board. Agents, employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district may be employed or discharged only by a board which includes at least two directors; but any board of directors may suspend from duty any such person or staff member who willfully and deliberately neglects or refuses to perform his or her regular functions.

2. Any vacancy on the board shall be filled by the remaining elected members of the board, except when less than two elected members remain on the board any vacancy shall be filled by the circuit court of the county in which all or a majority of the district lies. The appointee or appointees shall act until the next biennial election at which a director or directors are elected to serve the remainder of the unexpired term.

3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment by the federal emergency management agency, state emergency management agency, or statewide mutual aid, a quorum of the board of directors of the affiliated fire protection district may meet in person, via telephone, facsimile, internet, or any other voice or electronic means, without public notice, in order to authorize by roll call vote the disbursement of funds necessary for the deployment.

4. In the event action is necessary under subsection 3 of this section, the board of directors of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose during the next regularly scheduled meeting of the board that the emergency meeting was held, the action that precipitated calling the emergency meeting without notice, and that the minutes of the emergency meeting are available as a public record of the board.

5. Members of a fire district or ambulance district board of directors shall only receive compensation for meetings the member attended. If multiple meetings occur on the same day, members shall not receive compensation for more than one meeting."; and

Further amend said bill, Page 49, Section 353.110, Line 88, by inserting immediately after said section and line the following:

"590.025. No law enforcement agency shall require an hourly employee who has been employed by the law enforcement agency for seven years or more to live within a fixed and legally recorded geographical area."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

On motion of Representative Roden, **House Amendment No. 10** was adopted.

Representative Schroer offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 6, Section 190.094, Line 12, by inserting after all of said section and line the following:

"190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

- (1) Two tourniquets;**
- (2) Two pressure dressings that are inspected for replacement no less than every three years;**
- (3) Four chest seals that are inspected for replacement no less than every three years;**
- (4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and**
- (5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.**

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

- (1) Comply with all regulations governing the placement of a trauma PAK;
- (2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;
- (3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;
- (4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and
- (5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 11** was adopted.

Representative Stacy offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 3, by inserting after all of said line the following:

"99.805. As used in sections 99.800 to 99.865, unless the context clearly requires otherwise, the following terms shall mean:

- (1) "Blighted area", an area which, by reason of the predominance of ~~[defective or inadequate street layout,] ins sanitary or unsafe conditions, [deterioration of site improvements, improper subdivision or obsolete platting, or]~~ the existence of conditions which endanger life or property by fire and other causes, or any combination of such factors, retards the provision of housing accommodations or constitutes an economic or social liability or a menace to the public health, safety, ~~[morals,]~~ or welfare in its present condition and use;
- (2) "Collecting officer", the officer of the municipality responsible for receiving and processing payments in lieu of taxes or economic activity taxes from taxpayers or the department of revenue;
- (3) ["Conservation area", any improved area within the boundaries of a redevelopment area located within the territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of

thirty five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, morals, or welfare and may become a blighted area because of any one or more of the following factors:—
~~dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;~~

——— (4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition, the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

~~[(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:~~

——— (a) Discourage commerce, industry or manufacturing from moving their operations to another state; or

——— (b) Result in increased employment in the municipality; or

——— (c) Result in preservation or enhancement of the tax base of the municipality;

——— (6) (4) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

~~[(7)]~~ (5) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

~~[(8)]~~ (6) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

~~[(9)]~~ (7) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

~~[(10)]~~ (8) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

~~[(11)]~~ (9) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

~~[(12)]~~ (10) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, [a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof,] which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

~~[(13)]~~ **(11)** "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, ~~[conservation area, economic development area, or combination thereof,]~~ and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

~~[(14)]~~ **(12)** "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

~~[(15)]~~ **(13)** "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;
 (b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) ~~[Initial costs for an economic development area;~~

~~—(f)]~~ Costs of construction of public works or improvements;

~~[(g)]~~ **(f)** Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

~~[(h)]~~ **(g)** All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the municipality by written agreement accepts and approves such costs;

~~[(i)]~~ **(h)** Relocation costs to the extent that a municipality determines that relocation costs shall be paid or are required to be paid by federal or state law;

~~[(j)]~~ **(i)** Payments in lieu of taxes;

~~[(16)]~~ **(14)** "Special allocation fund", the fund of a municipality or its commission which contains at least two separate segregated accounts for each redevelopment plan, maintained by the treasurer of the municipality or the treasurer of the commission into which payments in lieu of taxes are deposited in one account, and economic activity taxes and other revenues are deposited in the other account;

~~[(17)]~~ **(15)** "Taxing districts", any political subdivision of this state having the power to levy taxes;

~~[(18)]~~ **(16)** "Taxing districts' capital costs", those costs of taxing districts for capital improvements that are found by the municipal governing bodies to be necessary and to directly result from the redevelopment project; and

~~[(19)]~~ **(17)** "Vacant land", any parcel or combination of parcels of real property not used for industrial, commercial, or residential buildings.

99.810. 1. Each redevelopment plan shall set forth in writing a general description of the program to be undertaken to accomplish the objectives and shall include, but need not be limited to, the estimated redevelopment project costs, the anticipated sources of funds to pay the costs, evidence of the commitments to finance the project costs, the anticipated type and term of the sources of funds to pay costs, the anticipated type and terms of the obligations to be issued, the most recent equalized assessed valuation of the property within the redevelopment area which is to be subjected to payments in lieu of taxes and economic activity taxes pursuant to section 99.845, an estimate as to the equalized assessed valuation after redevelopment, and the general land uses to apply in the redevelopment area. No redevelopment plan shall be adopted by a municipality without findings that:

(1) The redevelopment area on the whole is a blighted area~~[, a conservation area, or an economic development area,]~~ and has not been subject to growth and development through investment by private enterprise and would not reasonably be anticipated to be developed without the adoption of tax increment financing. Such a

finding shall include, but not be limited to, a **study conducted by a third party which includes a** detailed description of the factors that qualify the redevelopment area or project pursuant to this subdivision and an affidavit, signed by the developer or developers and submitted with the redevelopment plan, attesting that the provisions of this subdivision have been met;

(2) The redevelopment plan conforms to the comprehensive plan for the development of the municipality as a whole;

(3) The estimated dates, which shall not be more than twenty-three years from the adoption of the ordinance approving a redevelopment project within a redevelopment area, of completion of any redevelopment project and retirement of obligations incurred to finance redevelopment project costs have been stated, provided that no ordinance approving a redevelopment project shall be adopted later than ten years from the adoption of the ordinance approving the redevelopment plan under which such project is authorized and provided that no property for a redevelopment project shall be acquired by eminent domain later than five years from the adoption of the ordinance approving such redevelopment project;

(4) A plan has been developed for relocation assistance for businesses and residences;

(5) A cost-benefit analysis showing the economic impact of the plan on each taxing district which is at least partially within the boundaries of the redevelopment area. The analysis shall show the impact on the economy if the project is not built, and is built pursuant to the redevelopment plan under consideration. The cost-benefit analysis shall include a fiscal impact study on every affected political subdivision, and sufficient information from the developer for the commission established in section 99.820 to evaluate whether the project as proposed is financially feasible;

(6) A finding that the plan does not include the initial development or redevelopment of any gambling establishment, provided however, that this subdivision shall be applicable only to a redevelopment plan adopted for a redevelopment area designated by ordinance after December 23, 1997.

2. By the last day of February each year, each commission shall report to the director of economic development the name, address, phone number and primary line of business of any business which relocates to the district. The director of the department of economic development shall compile and report the same to the governor, the speaker of the house and the president pro tempore of the senate on the last day of April each year.

99.825. 1. (1) Prior to the adoption of an ordinance proposing the designation of a redevelopment area, or approving a redevelopment plan or redevelopment project, the commission shall fix a time and place for a public hearing as required in subsection 4 of section 99.820 and notify each taxing district located wholly or partially within the boundaries of the proposed redevelopment area, plan or project.

(2) At the public hearing any interested person or affected taxing district may file with the commission written objections to, or comments on, and may be heard orally in respect to, any issues embodied in the notice. The commission shall hear and consider all protests, objections, comments and other evidence presented at the hearing. The hearing may be continued to another date without further notice other than a motion to be entered upon the minutes fixing the time and place of the subsequent hearing; provided, if the commission is created under ~~subsection 3 of~~ section 99.820, the hearing shall not be continued for more than thirty days beyond the date on which it is originally opened unless such longer period is requested by the chief elected official of the municipality creating the commission and approved by a majority of the commission.

(3) Prior to the conclusion of the hearing, changes may be made in the redevelopment plan, redevelopment project, or redevelopment area, provided that each affected taxing district is given written notice of such changes at least seven days prior to the conclusion of the hearing. After the public hearing but prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, changes may be made to the redevelopment plan, redevelopment projects or redevelopment areas without a further hearing, if such changes do not enlarge the exterior boundaries of the redevelopment area or areas, and do not substantially affect the general land uses established in the redevelopment plan or substantially change the nature of the redevelopment projects, provided that notice of such changes shall be given by mail to each affected taxing district and by publication in a newspaper of general circulation in the area of the proposed redevelopment not less than ten days prior to the adoption of the changes by ordinance.

(4) After the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, no ordinance shall be adopted altering the exterior boundaries, affecting the general land uses established pursuant to the redevelopment plan or changing the nature of the redevelopment project without complying with the procedures provided in this section pertaining to the initial approval of a redevelopment plan or redevelopment project and designation of a redevelopment area.

(5) Within ten days of the adoption of an ordinance approving a redevelopment plan or redevelopment project, or designating a redevelopment area, the commission created under section 99.820

shall notify each board or body that oversees a taxing district that is partially or wholly located within the redevelopment area of the approval of the ordinance.

(6) Hearings with regard to a redevelopment project, redevelopment area, or redevelopment plan may be held simultaneously.

(7) Notwithstanding any other provision of law to the contrary, in addition to a public hearing, the governing body of a city, town, or village shall, for a thirty-day period, establish a forum for the public to comment on the proposed district. The forum may be digital, physical, or both. Comments shall be recorded and delivered to the governing body before the governing body votes on the proposed district.

(8) A city, town, or village shall post the following information on its official internet website accessible by the public and, during the thirty-day comment period, on conspicuous signs located throughout the redevelopment area:

(a) The boundaries of the proposed district by street location, or other readily identifiable means if no street location exists, and a map illustrating the proposed boundaries;

(b) The date, time, and place of the public hearing;

(c) A statement that a copy of the petition is available for review at the office of the municipal clerk during regular business hours; and

(d) A statement that all interested persons shall be given an opportunity to be heard at the public hearing.

If a city, town, or village does not have an official internet website, it shall make the above information reasonably available in its most prominent building of governance.

2. If, after concluding the hearing required under this section, the commission makes a recommendation under section 99.820 in opposition to a proposed redevelopment plan, redevelopment project, or designation of a redevelopment area, or any amendments thereto, a municipality desiring to approve such project, plan, designation, or amendments shall do so only upon a two-thirds majority vote of the governing body of such municipality. For plans, projects, designations, or amendments approved by a municipality over the recommendation in opposition by the commission formed under ~~[subsection 3 of]~~ section 99.820, the economic activity taxes and payments in lieu of taxes generated by such plan, project, designation, or amendment shall be restricted to paying only those redevelopment project costs contained in subparagraphs b. and c. of paragraph (c) of subdivision (15) of section 99.805 per redevelopment project.

~~[3. Tax incremental financing projects within an economic development area shall apply to and fund only the following infrastructure projects: highways, roads, streets, bridges, sewers, traffic control systems and devices, water distribution and supply systems, curbing, sidewalks and any other similar public improvements, but in no case shall it include buildings.]~~

99.843. Notwithstanding the provisions of sections 99.800 to 99.865 to the contrary, no new tax increment financing project shall be authorized in any greenfield area, as such term is defined in section 99.805~~], that is located within a city not within a county or any county subject to the authority of the East West Gateway Council of Governments. Municipalities not subject to the authority of the East West Gateway Council of Governments may authorize tax increment finance projects in greenfield areas].~~

99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the “Special Allocation Fund” of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district’s levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district’s levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district’s actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor’s book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, “levies upon taxable real property in such redevelopment project by taxing districts” shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants’ and manufacturers’ inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998;

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property

tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by

the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

- (a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;
- (b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;
- (c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;
- (d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;
- (e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;
- (f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;
- (g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;
- (h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;
- (i) The street address of the development site;
- (j) The three-digit North American Industry Classification System number or numbers characterizing the development project;
- (k) The estimated development project costs;
- (l) The anticipated sources of funds to pay such development project costs;
- (m) Evidence of the commitments to finance such development project costs;
- (n) The anticipated type and term of the sources of funds to pay such development project costs;
- (o) The anticipated type and terms of the obligations to be issued;
- (p) The most recent equalized assessed valuation of the property within the development project area;
- (q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;
- (r) The general land uses to apply in the development area;
- (s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;
- (t) The total number of full-time equivalent positions in the development area;
- (u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;
- (v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;
- (w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;
- (x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;
- (y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;
- (z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;
- (aa) A list of other community and economic benefits to result from the project;
- (bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan raised a point of order that **House Amendment No. 12** goes beyond the scope of the bill.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Schroer offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 49, Section 353.110, Line 88, by inserting after all of said section and line the following:

"577.029. **1.** A licensed physician, registered nurse, phlebotomist, or trained medical technician, acting at the request and direction of the law enforcement officer **under section 577.020**, shall, **with the consent of the patient or a warrant issued by a court of competent jurisdiction**, withdraw blood for the purpose of determining the alcohol content of the blood, unless such medical personnel, in his or her good faith medical judgment, believes such procedure would endanger the life or health of the person in custody. Blood may be withdrawn only by such medical personnel, but such restriction shall not apply to the taking of a breath test, a saliva specimen, or a urine specimen. In withdrawing blood for the purpose of determining the alcohol content thereof, only a previously unused and sterile needle and sterile vessel shall be utilized and the withdrawal shall otherwise be in strict accord with accepted medical practices. Upon the request of the person who is tested, full information concerning the test taken at the direction of the law enforcement officer shall be made available to him or her.

2. No medical personnel employed by or practicing in a hospital or employed as an emergency medical technician shall be arrested or charged with an offense for failure to comply with this section, unless such medical personnel or emergency medical technician has contracted with law enforcement for the purpose of performing the duties required by this section. Notwithstanding the provisions of section 577.031, no hospital or such medical personnel shall be civilly liable for complying with the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill offered **House Amendment No. 1 to House Amendment No. 13**.

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 19, Section 190.147, Line 20, by inserting **"and in compliance with section 632.305"** after the word **"transport"**; and

Further amend said bill, section, and page, Line 26, by inserting **"in compliance with section 632.305,"** after the word **"manner,"**; and

Further amend said bill, section, and page, Line 31, by inserting **"and in compliance with section 632.305,"** after the word **"section"**; and

Further amend said bill, Page 49,"; and

Further amend said amendment and page, Line 21, by deleting all of said line and inserting in lieu thereof the following:

"civilly liable for complying with the provisions of this section.

632.305. 1. An application for detention for evaluation and treatment may be executed by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, on a form provided by the court for such purpose, and must allege under oath that the applicant has reason to believe that the respondent is suffering from a mental disorder and presents a likelihood of serious harm to himself or to others. The application must specify the factual information on which such belief is based and should contain the names and addresses of all persons known to the applicant who have knowledge of such facts through personal observation.

2. The filing of a written application in court by any adult person, who need not be an attorney or represented by an attorney, including the mental health coordinator, shall authorize the applicant to bring the matter before the court on an ex parte basis to determine whether the respondent should be taken into custody and transported to a mental health facility. The application may be filed in the court having probate jurisdiction in any county where the respondent may be found. If the court finds that there is probable cause, either upon testimony under oath or upon a review of affidavits, to believe that the respondent may be suffering from a mental disorder and presents a likelihood of serious harm to himself or others, it shall direct a peace officer **or EMT-P, as defined in section 90.100**, to take the respondent into custody and transport him to a mental health facility for detention for evaluation and treatment for a period not to exceed ninety-six hours unless further detention and treatment is authorized pursuant to this chapter. Nothing herein shall be construed to prohibit the court, in the exercise of its discretion, from giving the respondent an opportunity to be heard.

3. A mental health coordinator may request a peace officer **or EMT-P** to take or a peace officer **or EMT-P** may take a person into custody for detention for evaluation and treatment for a period not to exceed ninety-six hours only when such mental health coordinator or peace officer **or EMT-P** has reasonable cause to believe that such person is suffering from a mental disorder and that the likelihood of serious harm by such person to himself or others is imminent unless such person is immediately taken into custody. Upon arrival at the mental health facility, the peace officer **or EMT-P** or mental health coordinator who conveyed such person or caused him to be conveyed shall either present the application for detention for evaluation and treatment upon which the court has issued a finding of probable cause and the respondent was taken into custody or complete an application for initial detention for evaluation and treatment for a period not to exceed ninety-six hours which shall be based upon his own personal observations or investigations and shall contain the information required in subsection 1 of this section.

4. If a person presents himself or is presented by others to a mental health facility and a licensed physician, a registered professional nurse or a mental health professional designated by the head of the facility and approved by the department for such purpose has reasonable cause to believe that the person is mentally disordered and presents an imminent likelihood of serious harm to himself or others unless he is accepted for detention, the licensed physician, the mental health professional or the registered professional nurse designated by the facility and approved by the department may complete an application for detention for evaluation and treatment for a period not to exceed ninety-six hours. The application shall be based on his own personal observations or investigation and shall contain the information required in subsection 1 of this section.

632.310. 1. Whenever a court has authorized the initial detention and evaluation of a respondent pursuant to subsection 2 of section 632.305, or whenever a mental health coordinator submits an application for initial detention and evaluation pursuant to subsection 3 of section 632.305, or whenever a licensed physician, a registered professional nurse designated by the facility and approved by the department, or a mental health professional submits an application for initial detention and evaluation pursuant to subsection 4 of section 632.305, a public mental health facility shall, and a private mental health facility may immediately accept such application and the respondent on a provisional basis, and the facility shall then evaluate the respondent's condition and admit him for treatment or release him in accordance with the provisions of this chapter.

2. Whenever a peace officer **or EMT-P** applies for initial detention and evaluation pursuant to subsection 3 of section 632.305, the mental health facility may, but is not required to, accept the application and the respondent. If the facility accepts the application and the respondent, the facility shall evaluate the respondent's condition and admit him for treatment or release him in accordance with the provisions of this chapter.

3. If the respondent is not accepted for admission by a facility providing ninety-six-hour evaluation and treatment, the facility shall immediately furnish transportation, if not otherwise available, to return the respondent to his place of residence or other appropriate place; provided, that in the case of a person transported to the facility by a peace officer **or EMT-P** or other governmental agency, such peace officer **or EMT-P** or agency shall furnish or arrange for such transportation.

4. The department may require, pursuant to an affiliation agreement and contract with a community-based service certified by the department to serve the catchment area where a respondent whose mental disorder consists of alcohol or drug abuse resides, that the service immediately accept the application and respondent engaging in alcohol or drug abuse on a provisional basis and that the service then evaluate such respondent's condition and admit him for treatment for up to ninety-six hours, petition for further detention and treatment, or release him in accordance with the provisions of chapter 631."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 1 to House Amendment No. 13** was adopted.

On motion of Representative Schroer, **House Amendment No. 13, as amended**, was adopted.

Representative Butler offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Section A, Line 8, by inserting after all of said line the following:

"99.845. 1. A municipality, either at the time a redevelopment project is approved or, in the event a municipality has undertaken acts establishing a redevelopment plan and redevelopment project and has designated a redevelopment area after the passage and approval of sections 99.800 to 99.865 but prior to August 13, 1982, which acts are in conformance with the procedures of sections 99.800 to 99.865, may adopt tax increment allocation financing by passing an ordinance providing that after the total equalized assessed valuation of the taxable real property in a redevelopment project exceeds the certified total initial equalized assessed valuation of the taxable real property in the redevelopment project, the ad valorem taxes, and payments in lieu of taxes, if any, arising from the levies upon taxable real property in such redevelopment project by taxing districts and tax rates determined in the manner provided in subsection 2 of section 99.855 each year after the effective date of the ordinance until redevelopment costs have been paid shall be divided as follows:

(1) That portion of taxes, penalties and interest levied upon each taxable lot, block, tract, or parcel of real property which is attributable to the initial equalized assessed value of each such taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid by the county collector to the respective affected taxing districts in the manner required by law in the absence of the adoption of tax increment allocation financing;

(2) (a) Payments in lieu of taxes attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property in the area selected for the redevelopment project and any applicable penalty and interest over and above the initial equalized assessed value of each such unit of property in the area selected for the redevelopment project shall be allocated to and, when collected, shall be paid to the municipal treasurer who shall deposit such payment in lieu of taxes into a special fund called the “Special Allocation Fund” of the municipality for the purpose of paying redevelopment costs and obligations incurred in the payment thereof. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district’s levy rate for ad valorem tax on real property, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district’s levy rate shall not be considered payments in lieu of taxes subject to deposit into a special allocation fund without the consent of such taxing district. Revenues will be considered directly attributable to the newly voter-approved incremental increase to the extent that they are generated from the difference between the taxing district’s actual levy rate currently imposed and the maximum voter-approved levy rate at the time that the redevelopment project was adopted. Payments in lieu of taxes which are due and owing shall constitute a lien against the real estate of the redevelopment project from which they are derived and shall be collected in the same manner as the real property tax, including the assessment of penalties and interest where applicable. The municipality may, in the ordinance, pledge the funds in the special allocation fund for the payment of such costs and obligations and provide for the collection of payments in lieu of taxes, the lien of which may be foreclosed in the same manner as a special assessment lien as provided in section 88.861. No part of the current equalized assessed valuation of each lot, block, tract, or parcel of property in the area selected for the redevelopment project attributable to any increase above the total initial equalized assessed value of such properties shall be used in calculating the general state school aid formula provided for in section 163.031 until such time as all redevelopment costs have been paid as provided for in this section and section 99.850.

(b) Notwithstanding any provisions of this section to the contrary, for purposes of determining the limitation on indebtedness of local government pursuant to Article VI, Section 26(b) of the Missouri Constitution, the current equalized assessed value of the property in an area selected for redevelopment attributable to the increase above the total initial equalized assessed valuation shall be included in the value of taxable tangible property as shown on the last completed assessment for state or county purposes.

(c) The county assessor shall include the current assessed value of all property within the taxing district in the aggregate valuation of assessed property entered upon the assessor’s book and verified pursuant to section 137.245, and such value shall be utilized for the purpose of the debt limitation on local government pursuant to Article VI, Section 26(b) of the Missouri Constitution;

(3) For purposes of this section, “levies upon taxable real property in such redevelopment project by taxing districts” shall not include the blind pension fund tax levied under the authority of Article III, Section 38(b) of the Missouri Constitution, or the merchants’ and manufacturers’ inventory replacement tax levied under the authority of subsection 2 of Section 6 of Article X of the Missouri Constitution, except in redevelopment project areas in which tax increment financing has been adopted by ordinance pursuant to a plan approved by vote of the governing body of the municipality taken after August 13, 1982, and before January 1, 1998;

(4) The board or body that oversees a taxing district, as that term is defined under section 99.805, may elect to have fifty percent of the property or sales taxes levied by such district excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the tax levied by the taxing district, and fifty percent of the revenue from such tax shall be allocated to the district and shall not be allocated to redevelopment costs and obligations; and

(5) A school board of a school district may elect to have fifty percent of the portion of property tax revenue allocated to the school district by a county or municipality excluded from a tax increment allocation financing project or plan by passing a resolution by two-thirds majority no later than sixty days after the project or plan is adopted or approved by ordinance. The vote may occur before the ordinance is adopted. At least ten days prior to the vote on the resolution, the board shall post notice of and hold a public hearing. If the resolution passes, the board shall notify the director of revenue, the county collector, and every other taxing district in the redevelopment area. If the resolution passes, subdivision (2) of this subsection shall not apply to fifty percent of the percentage of property tax revenue equal to the average percentage of property

tax revenue allocated to the school district over the preceding five years, and such percentage of revenue attributable to the increase in the current equalized assessed valuation of each taxable lot, block, tract, or parcel of real property within the redevelopment project area shall be allocated to the school district and shall not be allocated to redevelopment costs and obligations.

2. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after July 12, 1990, and prior to August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest imposed by the municipality, or other taxing districts, which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, licenses, fees or special assessments other than payments in lieu of taxes and any penalty and interest thereon, or, effective January 1, 1998, taxes levied pursuant to section 94.660, for the purpose of public transportation, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Any provision of an agreement, contract or covenant entered into prior to July 12, 1990, between a municipality and any other political subdivision which provides for an appropriation of other municipal revenues to the special allocation fund shall be and remain enforceable.

3. In addition to the payments in lieu of taxes described in subdivision (2) of subsection 1 of this section, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 31, 1991, fifty percent of the total additional revenue from taxes, penalties and interest which are imposed by the municipality or other taxing districts, and which are generated by economic activities within the area of the redevelopment project over the amount of such taxes generated by economic activities within the area of the redevelopment project in the calendar year prior to the adoption of the redevelopment project by ordinance, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, taxes levied pursuant to section 70.500, taxes levied for the purpose of public transportation pursuant to section 94.660, taxes imposed on sales pursuant to subsection 2 of section 67.1712 for the purpose of operating and maintaining a metropolitan park and recreation district, licenses, fees or special assessments other than payments in lieu of taxes and penalties and interest thereon, any sales tax imposed by a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, for the purpose of sports stadium improvement or levied by such county under section 238.410 for the purpose of the county transit authority operating transportation facilities, or for redevelopment plans and projects adopted or redevelopment projects approved by ordinance after August 28, 2013, taxes imposed on sales under and pursuant to section 67.700 or 650.399 for the purpose of emergency communication systems, shall be allocated to, and paid by the local political subdivision collecting officer to the treasurer or other designated financial officer of the municipality, who shall deposit such funds in a separate segregated account within the special allocation fund. Beginning August 28, 2014, if the voters in a taxing district vote to approve an increase in such taxing district's sales tax or use tax, other than the renewal of an expiring sales or use tax, any additional revenues generated within an existing redevelopment project area that are directly attributable to the newly voter-approved incremental increase in such taxing district's levy rate shall not be considered economic activity taxes subject to deposit into a special allocation fund without the consent of such taxing district.

4. Beginning January 1, 1998, for redevelopment plans and projects adopted or redevelopment projects approved by ordinance and which have complied with subsections 4 to 12 of this section, in addition to the payments in lieu of taxes and economic activity taxes described in subsections 1, 2 and 3 of this section, up to fifty percent of the new state revenues, as defined in subsection 8 of this section, estimated for the businesses within the project area and identified by the municipality in the application required by subsection 10 of this section, over and above the amount of such taxes reported by businesses within the project area as identified by the municipality in their application prior to the approval of the redevelopment project by ordinance, while tax increment financing remains in effect, may be available for appropriation by the general assembly as provided in subsection 10 of this section to the department of economic development supplemental tax increment financing fund, from the general revenue fund, for distribution to the treasurer or other designated financial officer of the municipality with approved plans or projects.

5. The treasurer or other designated financial officer of the municipality with approved plans or projects shall deposit such funds in a separate segregated account within the special allocation fund established pursuant to section 99.805.

6. No transfer from the general revenue fund to the Missouri supplemental tax increment financing fund shall be made unless an appropriation is made from the general revenue fund for that purpose. No municipality shall commit any state revenues prior to an appropriation being made for that project. For all redevelopment plans or projects adopted or approved after December 23, 1997, appropriations from the new state revenues shall not be distributed from the Missouri supplemental tax increment financing fund into the special allocation fund unless the municipality's redevelopment plan ensures that one hundred percent of payments in lieu of taxes and fifty percent of economic activity taxes generated by the project shall be used for eligible redevelopment project costs while tax increment financing remains in effect. This account shall be separate from the account into which payments in lieu of taxes are deposited, and separate from the account into which economic activity taxes are deposited.

7. In order for the redevelopment plan or project to be eligible to receive the revenue described in subsection 4 of this section, the municipality shall comply with the requirements of subsection 10 of this section prior to the time the project or plan is adopted or approved by ordinance. The director of the department of economic development and the commissioner of the office of administration may waive the requirement that the municipality's application be submitted prior to the redevelopment plan's or project's adoption or the redevelopment plan's or project's approval by ordinance.

8. For purposes of this section, "new state revenues" means:

(1) The incremental increase in the general revenue portion of state sales tax revenues received pursuant to section 144.020, excluding sales taxes that are constitutionally dedicated, taxes deposited to the school district trust fund in accordance with section 144.701, sales and use taxes on motor vehicles, trailers, boats and outboard motors and future sales taxes earmarked by law. In no event shall the incremental increase include any amounts attributable to retail sales unless the municipality or authority has proven to the Missouri development finance board and the department of economic development and such entities have made a finding that the sales tax increment attributable to retail sales is from new sources which did not exist in the state during the baseline year. The incremental increase in the general revenue portion of state sales tax revenues for an existing or relocated facility shall be the amount that current state sales tax revenue exceeds the state sales tax revenue in the base year as stated in the redevelopment plan as provided in subsection 10 of this section; or

(2) The state income tax withheld on behalf of new employees by the employer pursuant to section 143.221 at the business located within the project as identified by the municipality. The state income tax withholding allowed by this section shall be the municipality's estimate of the amount of state income tax withheld by the employer within the redevelopment area for new employees who fill new jobs directly created by the tax increment financing project.

9. Subsection 4 of this section shall apply only to the following:

(1) Blighted areas located in enterprise zones, pursuant to sections 135.200 to 135.256, blighted areas located in federal empowerment zones, or to blighted areas located in central business districts or urban core areas of cities which districts or urban core areas at the time of approval of the project by ordinance, provided that the enterprise zones, federal empowerment zones or blighted areas contained one or more buildings at least fifty years old; and

(a) Suffered from generally declining population or property taxes over the twenty-year period immediately preceding the area's designation as a project area by ordinance; or

(b) Was a historic hotel located in a county of the first classification without a charter form of government with a population according to the most recent federal decennial census in excess of one hundred fifty thousand and containing a portion of a city with a population according to the most recent federal decennial census in excess of three hundred fifty thousand;

(2) Blighted areas consisting solely of the site of a former automobile manufacturing plant located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants. For the purposes of this section, "former automobile manufacturing plant" means a redevelopment area containing a minimum of one hundred acres, and such redevelopment area was previously used primarily for the manufacture of automobiles but ceased such manufacturing after the 2007 calendar year; or

(3) Blighted areas consisting solely of the site of a former insurance company national service center containing a minimum of one hundred acres located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.

10. The initial appropriation of up to fifty percent of the new state revenues authorized pursuant to subsection 4 of this section shall not be made to or distributed by the department of economic development to a municipality until all of the following conditions have been satisfied:

(1) The director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee have approved a tax increment financing application made by

the municipality for the appropriation of the new state revenues. The municipality shall include in the application the following items in addition to the items in section 99.810:

- (a) The tax increment financing district or redevelopment area, including the businesses identified within the redevelopment area;
- (b) The base year of state sales tax revenues or the base year of state income tax withheld on behalf of existing employees, reported by existing businesses within the project area prior to approval of the redevelopment project;
- (c) The estimate of the incremental increase in the general revenue portion of state sales tax revenue or the estimate for the state income tax withheld by the employer on behalf of new employees expected to fill new jobs created within the redevelopment area after redevelopment;
- (d) The official statement of any bond issue pursuant to this subsection after December 23, 1997;
- (e) An affidavit that is signed by the developer or developers attesting that the provisions of subdivision (1) of subsection 1 of section 99.810 have been met and specifying that the redevelopment area would not be reasonably anticipated to be developed without the appropriation of the new state revenues;
- (f) The cost-benefit analysis required by section 99.810 includes a study of the fiscal impact on the state of Missouri;
- (g) The statement of election between the use of the incremental increase of the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area;
- (h) The name, street and mailing address, and phone number of the mayor or chief executive officer of the municipality;
- (i) The street address of the development site;
- (j) The three-digit North American Industry Classification System number or numbers characterizing the development project;
- (k) The estimated development project costs;
- (l) The anticipated sources of funds to pay such development project costs;
- (m) Evidence of the commitments to finance such development project costs;
- (n) The anticipated type and term of the sources of funds to pay such development project costs;
- (o) The anticipated type and terms of the obligations to be issued;
- (p) The most recent equalized assessed valuation of the property within the development project area;
- (q) An estimate as to the equalized assessed valuation after the development project area is developed in accordance with a development plan;
- (r) The general land uses to apply in the development area;
- (s) The total number of individuals employed in the development area, broken down by full-time, part-time, and temporary positions;
- (t) The total number of full-time equivalent positions in the development area;
- (u) The current gross wages, state income tax withholdings, and federal income tax withholdings for individuals employed in the development area;
- (v) The total number of individuals employed in this state by the corporate parent of any business benefitting from public expenditures in the development area, and all subsidiaries thereof, as of December thirty-first of the prior fiscal year, broken down by full-time, part-time, and temporary positions;
- (w) The number of new jobs to be created by any business benefitting from public expenditures in the development area, broken down by full-time, part-time, and temporary positions;
- (x) The average hourly wage to be paid to all current and new employees at the project site, broken down by full-time, part-time, and temporary positions;
- (y) For project sites located in a metropolitan statistical area, as defined by the federal Office of Management and Budget, the average hourly wage paid to nonmanagerial employees in this state for the industries involved at the project, as established by the United States Bureau of Labor Statistics;
- (z) For project sites located outside of metropolitan statistical areas, the average weekly wage paid to nonmanagerial employees in the county for industries involved at the project, as established by the United States Department of Commerce;
- (aa) A list of other community and economic benefits to result from the project;
- (bb) A list of all development subsidies that any business benefitting from public expenditures in the development area has previously received for the project, and the name of any other granting body from which such subsidies are sought;

(cc) A list of all other public investments made or to be made by this state or units of local government to support infrastructure or other needs generated by the project for which the funding pursuant to this section is being sought;

(dd) A statement as to whether the development project may reduce employment at any other site, within or without the state, resulting from automation, merger, acquisition, corporate restructuring, relocation, or other business activity;

(ee) A statement as to whether or not the project involves the relocation of work from another address and if so, the number of jobs to be relocated and the address from which they are to be relocated;

(ff) A list of competing businesses in the county containing the development area and in each contiguous county;

(gg) A market study for the development area;

(hh) A certification by the chief officer of the applicant as to the accuracy of the development plan;

(2) The methodologies used in the application for determining the base year and determining the estimate of the incremental increase in the general revenue portion of the state sales tax revenues or the state income tax withheld by employers on behalf of new employees who fill new jobs created in the redevelopment area shall be approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. Upon approval of the application, the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee shall issue a certificate of approval. The department of economic development may request the appropriation following application approval;

(3) The appropriation shall be either a portion of the estimate of the incremental increase in the general revenue portion of state sales tax revenues in the redevelopment area or a portion of the estimate of the state income tax withheld by the employer on behalf of new employees who fill new jobs created in the redevelopment area as indicated in the municipality's application, approved by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee. At no time shall the annual amount of the new state revenues approved for disbursements from the Missouri supplemental tax increment financing fund exceed thirty-two million dollars; provided, however, that such thirty-two million dollar cap shall not apply to redevelopment plans or projects initially listed by name in the applicable appropriations bill after August 28, 2015, which involve either:

(a) A former automobile manufacturing plant; or

(b) The retention of a federal employer employing over two thousand geospatial intelligence jobs.

At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (a) of this subdivision exceed four million dollars in the aggregate. At no time shall the annual amount of the new state revenues for disbursements from the Missouri supplemental tax increment financing fund for redevelopment plans and projects eligible under the provisions of paragraph (b) of this subdivision exceed twelve million dollars in the aggregate. To the extent a redevelopment plan or project independently meets the eligibility criteria set forth in both paragraphs (a) and (b) of this subdivision, then at no such time shall the annual amount of new state revenues for disbursements from the Missouri supplemental tax increment financing fund for such eligible redevelopment plan or project exceed twelve million dollars in the aggregate;

(4) Redevelopment plans and projects receiving new state revenues shall have a duration of up to fifteen years, unless prior approval for a longer term is given by the director of the department of economic development or his or her designee and the commissioner of the office of administration or his or her designee; except that, in no case shall the duration exceed twenty-three years.

11. In addition to the areas authorized in subsection 9 of this section, the funding authorized pursuant to subsection 4 of this section shall also be available in a federally approved levee district, where construction of a levee begins after December 23, 1997, and which is contained within a county of the first classification without a charter form of government with a population between fifty thousand and one hundred thousand inhabitants which contains all or part of a city with a population in excess of four hundred thousand or more inhabitants.

12. There is hereby established within the state treasury a special fund to be known as the "Missouri Supplemental Tax Increment Financing Fund", to be administered by the department of economic development. The department shall annually distribute from the Missouri supplemental tax increment financing fund the amount of the new state revenues as appropriated as provided in the provisions of subsection 4 of this section if and only if the conditions of subsection 10 of this section are met. The fund shall also consist of any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys in the Missouri supplemental tax increment financing fund shall be disbursed per project pursuant to state appropriations.

13. Redevelopment project costs may include, at the prerogative of the state, the portion of salaries and expenses of the department of economic development and the department of revenue reasonably allocable to each redevelopment project approved for disbursements from the Missouri supplemental tax increment financing fund for the ongoing administrative functions associated with such redevelopment project. Such amounts shall be recovered from new state revenues deposited into the Missouri supplemental tax increment financing fund created under this section.

14. For redevelopment plans or projects approved by ordinance that result in net new jobs from the relocation of a national headquarters from another state to the area of the redevelopment project, the economic activity taxes and new state tax revenues shall not be based on a calculation of the incremental increase in taxes as compared to the base year or prior calendar year for such redevelopment project, rather the incremental increase shall be the amount of total taxes generated from the net new jobs brought in by the national headquarters from another state. In no event shall this subsection be construed to allow a redevelopment project to receive an appropriation in excess of up to fifty percent of the new state revenues.

15. Notwithstanding any other provision of the law to the contrary, the adoption of any tax increment financing authorized under sections 99.800 to 99.865 shall not supersede, alter, or reduce in any way a property tax levied under section 205.971."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 14** goes beyond the scope of the bill.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Reisch offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 46, Section 320.202, Line 33, by inserting the following after all of said section and line:

"321.320. **1. Except as provided in subsection 2 of this section**, if any property, located within the boundaries of a fire protection district, is included within a city having a population of forty thousand inhabitants or more, which city is not wholly within the fire protection district, and which city maintains a city fire department, the property is excluded from the fire protection district.

2. Unless the municipality and fire protection district contract otherwise, a fire protection district serving an area included within any annexation on or after January 1, 2019, by a municipality located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants having a fire department, including simplified boundary changes, shall, following the annexation:

- (1) Continue to provide fire protection services, including emergency medical services to such area;**
- (2) Levy and collect any tax upon all taxable property included within the annexed area authorized under chapter 321; and**
- (3) Enforce any fire protection and fire prevention ordinances adopted and amended by the fire protection district in such area.";** and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 15**.

House Amendment No. 1
to
House Amendment No. 15

AMEND House Amendment No. 15 to House Committee Substitute for Senate Substitute for Senate Bill No. 870, Page 1, Lines 10-11, by deleting all of said lines and inserting in lieu thereof the following:

"municipality having a fire department, including"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 15 was withdrawn.

Representative Ruth raised a point of order that a member was in violation of Rule 85.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

House Amendment No. 15 was withdrawn.

On motion of Representative Alferman, **HCS SS SB 870, as amended**, was adopted.

On motion of Representative Alferman, **HCS SS SB 870, as amended**, was read the third time and passed by the following vote:

AYES: 101

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Baringer	Barnes 28	Basye	Beard
Beck	Black	Brown 57	Burnett	Burns
Butler	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Higdon	Hill	Justus
Kelley 127	Kelly 141	Kendrick	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Matthiesen	McCreery	McGaugh
Morgan	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Sommer	Stephens 128	Stevens 46	Swan	Tate
Trent	Walker 3	Walsh	Wessels	White
Wiemann				

NOES: 039

Adams	Bahr	Bernskoetter	Berry	Bondon
Brattin	Brown 27	Christofanelli	Curtis	Curtman
Ellington	Fitzpatrick	Green	Gregory	Harris

Henderson	Hurst	Johnson	Kidd	Marshall
May	McGee	Meredith 71	Messenger	Moon
Mosley	Newman	Pierson Jr	Pietzman	Remole
Smith 85	Smith 163	Spencer	Stacy	Taylor
Unsicker	Vescovo	Washington	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 021

Bangert	Barnes 60	Carpenter	Cookson	Cross
DeGroot	Gray	Houghton	Houx	Mathews
McCann Beatty	McDaniel	Merideth 80	Miller	Mitten
Peters	Pogue	Shumake	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

Representative Chipman assumed the Chair.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HCS HB 1879, as amended, relating to financial transactions involving public entities, was taken up by Representative Fraker.

Representative Fraker moved that the House refuse to adopt **SS SCS HCS HB 1879, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2116, relating to watercraft, was taken up by Representative Ross.

On motion of Representative Ross, **SCS HCS HB 2116** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Johnson	Justus

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Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lavender	Love
Lynch	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 022

Austin	Bangert	Barnes 60	Burns	Cookson
DeGroot	Franks Jr	Gray	Haahr	Houghton
Korman	Lichtenegger	Mathews	McDaniel	Neely
Peters	Pogue	Quade	Reisch	Smith 85
White	Mr. Speaker			

VACANCIES: 002

On motion of Representative Ross, **SCS HCS HB 2116** was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols

Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Hurst Marshall Moon

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 024

Bangert	Barnes 60	Burns	Cookson	DeGroot
Franks Jr	Gray	Haahr	Higdon	Korman
Lichtenegger	Mathews	McDaniel	Neely	Peters
Pogue	Quade	Redmon	Reisch	Rone
Smith 85	Stephens 128	Walker 74	White	

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 840, relating to dietitians, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **SB 840**, relating to professional registration, was agreed to.

Representative Bernskoetter offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 840, Page 1, in the Title, Line 3, by deleting the word "dietitians" and inserting in lieu thereof the words "professional registration"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bernskoetter, **House Amendment No. 1** was adopted.

Representative Grier offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 840, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"256.462. 1. The board shall meet within forty-five days after appointment of its initial members. The board shall hold at least four regular meetings each year. Special meetings shall be held at such times as the rules of the board may provide and in accordance with notice requirements thereof.

2. The board shall elect annually from its own membership a chair, vice chair, and secretary-treasurer, none of whom shall hold that office for more than two consecutive one-year terms, and the director of the division of professional registration shall be the executive secretary to assist the board in carrying out its duties and responsibilities.

3. The board shall promulgate rules pursuant to chapter 536 and section 256.640, necessary for the administration and enforcement of sections 256.450 to 256.483.

4. The board shall prepare, administer, and grade or supervise the preparation, administering, and grading of oral and written examinations as required to administer and enforce sections 256.450 to 256.483. The board may adopt or recognize, in part or in whole, examinations prepared, administered, or graded by other organizations, on a regional or national basis, which the board determines are appropriate to measure the qualifications of an applicant for registration as a geologist in Missouri, provided that the individual's examination records are available to the board.

5. The board shall issue certificates of registration and shall renew and reissue certificates as provided in sections 256.450 to 256.483. The board may upon reissuing and renewal require the applicant to provide evidence of continued competence in the practice of geology.

6. The board shall promulgate, by rule, and issue a code of professional conduct for registered geologists. The board may suspend, revoke or refuse issuance or renewal of registration for any registered geologist who is found in violation of the code of professional conduct.

7. The board may refuse issuance or renewal of or suspend or revoke any certificate, and impose sanctions including restrictions on the practice of any individual geologist registered in Missouri for violations of sections 256.450 to 256.483 or the rules promulgated thereunder.

8. The board shall seek cease and desist orders and injunctions against any person violating sections 256.450 to 256.483 or the rules promulgated thereunder.

9. The board shall recognize and authorize the official use of the designation "registered geologist" for geologists registered under the provisions of sections 256.450 to 256.483.

~~10. [The board may enter into agreements with licensor organizations of other states having official registration responsibilities for the purposes of developing uniform standards for registration of geologists including education, examinations, and other procedures for the purposes of developing and entering into registration reciprocity agreements. All such agreements shall be in accordance with the provisions of sections 256.450 to 256.483.]~~

~~11.]~~ The board may recognize and establish, by rule, specialty fields of geologic practice and establish qualifications, conduct examinations, and issue certificates of registration in such specialties to qualified applicants.

256.468. 1. An applicant for certification as a registered geologist shall complete and sign a personal data form, prescribed and furnished by the board, and shall provide the appropriate application fee. The personal data of an individual shall be considered confidential information.

2. The applicant shall have graduated from a course of study satisfactory to the board and which includes at least thirty semester or forty-five quarter hours of credit in geology.

3. The applicant shall provide to the board a detailed summary of actual geologic work, documenting that the applicant meets the minimum requirements for registration as a geologist, including a demonstration that the applicant has at least three years of postbaccalaureate experience in the practice of geology.

4. Except as provided in this section, no applicant shall be certified unless he or she shall have passed an examination covering the fundamentals, principles and practices of geology prescribed or accepted by the board.

5. Any person, upon application to the board and demonstration that the person meets the requirements of subsections 1 and 2 of this section and has passed that portion of the professional examination covering the fundamentals of geology, shall be awarded the geologist-registrant in-training certificate. The geologist then may use the title "geologist-registrant in-training" subject to the limitations of sections 256.450 to 256.483.

6. The board shall deny registration to an applicant who fails to satisfy the requirements of this section. The board shall not issue a certificate of registration pending the disposition in this or another state of any complaint alleging a violation of this chapter or the laws, rules, regulations and code of professional conduct applicable to registered geologists and regulated geologic work of which violation the board has notice. An applicant who is denied

registration shall be notified in writing within thirty days of the board's decision and the notice shall state the reason for denial of registration. Any person aggrieved by a final decision of the board on an application for registration may appeal that decision to the administrative hearing commission in the manner provided in section 621.120.

7. The board shall issue an appropriate certificate evidencing the issuance of the certificate of registration upon payment of the applicable registration fee to any applicant who has satisfactorily met all the requirements of this section for registration as a geologist. Such certificate shall show the full name of the registrant, shall have a serial number, and shall be dated and signed by an appropriate officer of the board under the seal of the board.

8. The certificate seal shall be prima facie evidence that the person named therein is entitled to all rights and privileges of a registered geologist under sections 256.450 to 256.483 and to practice geology as an individual, firm or corporation while such certificate remains unrevoked or unexpired.

9. The board may issue a certificate of registration to any individual who has made application and provided proof of certification of registration from another ~~[state nongovernmental or governmental organization, or]~~ country, approved by the board, provided that the registration or licensing requirements are substantially similar to the requirements of this section and the necessary fees have been paid. The board may require, by examination or other procedures, demonstration of competency pertaining to geologic conditions in Missouri.

10. The board shall reissue the certificate of registration of any registrant who, before the expiration date of the certificate and within a period of time and procedures established by the board, submits the required renewal application and fee.

11. The board, by rule, may establish conditions and fees for the reissuing of certificates of registration which have lapsed, expired, or have been suspended or revoked.

12. Registered geologists may purchase from the board, or other approved sources, a seal bearing the registered geologist's name, registration number, and the legend "Registered Geologist".

324.009. 1. For purposes of this section, the following terms mean:

(1) "License", a license, certificate, registration, permit, or accreditation that enables a person to legally practice an occupation or profession in a particular jurisdiction; except that "license" shall not include a certificate of license to teach in public schools under section 168.021;

(2) "Oversight body", any board, department, agency, or office of a jurisdiction that issues licenses; except, for the purposes of this section, oversight body shall not include the state board of registration for the healing arts, the state board of nursing, the board of pharmacy, the state committee of psychologists, the Missouri dental board, the Missouri board for architects, professional engineers, professional land surveyors and professional landscape architects, the state board of optometry, or the Missouri veterinary medical board.

2. Any resident of Missouri who holds a valid current license issued by another state, territory of the United States, or the District of Columbia may submit an application for a license in Missouri in the same occupation or profession for which he or she holds the current license, along with proof of current licensure in the other jurisdiction, to the relevant oversight body in this state.

3. The oversight body in this state shall, within six months of receiving an application described in subsection 2 of this section, waive any examination, educational, or experience requirements for licensure in this state for the applicant if it determines that the licensing requirements in the jurisdiction that issued the applicant's license are substantially similar to or more stringent than the licensing requirements in Missouri for the same occupation or profession.

4. The oversight body shall not waive any examination, educational, or experience requirements for any applicant who is currently under disciplinary action with an oversight body outside the state or who does not hold a valid current license in the other jurisdiction on the date the oversight body receives his or her application under this section.

5. The oversight body shall not waive any examination, educational, or experience requirements for any applicant if it determines that waiving the requirements for the applicant may endanger the public health, safety, or welfare.

6. Nothing in this section shall prohibit the oversight body from denying a license to an applicant under this section for any reason described in any section associated with the occupation or profession for which the applicant seeks a license.

7. This section shall not be construed to waive any requirement for an applicant to pay any fees, post any bonds or surety bonds, or submit proof of insurance associated with the license the applicant seeks.

8. This section shall not apply to business, professional, or occupational licenses issued or required by political subdivisions.

9. The provisions of this section shall not be construed to alter the authority granted by, or any requirements promulgated pursuant to, any interjurisdictional or interstate compacts adopted by Missouri statute or any reciprocity agreements with other states in effect on August 28, 2018, and whenever possible this section shall be interpreted so as to imply no conflict between it and any compact, or any reciprocity agreements with other states in effect on August 28, 2018.

324.071. 1. The applicant applying for a license to practice occupational therapy shall provide evidence of being initially certified by a certifying entity and has completed an application for licensure and all applicable fees have been paid.

2. The certification requirement shall be waived for those persons who hold a current registration by the board as an occupational therapist or occupational therapy assistant on August 28, 1997, provided that this application is made on or before October 31, 1997, and all applicable fees have been paid. All other requirements of sections 324.050 to 324.089 must be satisfied.

3. The person shall have no violations, suspensions, revocation or pending complaints for violation of regulations from a certifying entity or any governmental regulatory agency in the past five years.

~~[4. The board may negotiate reciprocal contracts with other states, the District of Columbia, or territories of the United States which require standards for licensure, registration or certification considered to be equivalent or more stringent than the requirements for licensure pursuant to sections 324.050 to 324.089-]"; and~~

Further amend said bill, Page 4, Section 324.210, Line 36, by inserting after all of said section and line the following:

"324.215. 1. The committee shall issue a license to each candidate who files an application and pays the fee as required by the provisions of sections 324.200 to 324.225 and who furnishes evidence satisfactory to the committee that the candidate has complied with the provisions of section 324.210 or with the provisions of subsection 2 of this section.

2. The committee may issue a license to any dietitian who has a valid current license to practice dietetics or medical nutrition therapy in ~~[any jurisdiction]~~ **another country**, provided that such person is licensed in a ~~[jurisdiction]~~ **country** whose requirements for licensure are substantially equal to, or greater than, the requirements for licensure of dietitians in Missouri at the time the applicant applies for licensure.

3. The committee may not allow any person to sit for the examination for licensure as a dietitian in this state who has failed the examination as approved by the committee three times, until the applicant submits evidence of satisfactory completion of additional course work or experience and has been approved by the committee for reexamination.

324.421. The council shall register without examination any interior designer certified, licensed or registered in ~~[another state or territory of the United States or]~~ **a foreign country** if the applicant has qualifications which are at least equivalent to the requirements for registration as a registered interior designer in this state and such applicant pays the required fees.

324.487. 1. It is unlawful for any person to practice acupuncture in this state, unless such person:

(1) Possesses a valid license issued by the board pursuant to sections 324.475 to 324.499; or

(2) Is engaged in a supervised course of study that has been authorized by the committee approved by the board, and is designated and identified by a title that clearly indicates status as a trainee, and is under the supervision of a licensed acupuncturist.

2. A person may be licensed to practice acupuncture in this state if the applicant:

(1) Is twenty-one years of age or older and ~~[meets one of the following requirements:~~

~~———(a) is actively certified as a Diplomate in Acupuncture by the National Commission for the Certification of Acupuncture and Oriental Medicine[; or~~

~~———(b) Is actively licensed, certified or registered in a state or jurisdiction of the United States which has eligibility and examination requirements that are at least equivalent to those of the National Commission for the Certification of Acupuncture and Oriental Medicine, as determined by the committee and approved by the board];~~
and

(2) Submits to the committee an application on a form prescribed by the committee; and

(3) Pays the appropriate fee.

3. The board shall issue a certificate of licensure to each individual who satisfies the requirements of subsection 2 of this section, certifying that the holder is authorized to practice acupuncture in this state. The holder shall have in his or her possession at all times while practicing acupuncture, the license issued pursuant to sections 324.475 to 324.499.

324.920. 1. The applicant for a statewide electrical contractor's license shall satisfy the following requirements:

- (1) Be at least twenty-one years of age;
- (2) Provide proof of liability insurance in the amount of five hundred thousand dollars, and post a bond with each political subdivision in which he or she will perform work, as required by that political subdivision;
- (3) Pass a standardized and nationally accredited electrical assessment examination that has been created and administered by a third party and that meets current national industry standards, as determined by the division;
- (4) Pay for the costs of such examination; and
- (5) Have completed one of the following:
 - (a) Twelve thousand verifiable practical hours installing equipment and associated wiring;
 - (b) Ten thousand verifiable practical hours installing equipment and associated wiring and have received an electrical journeyman certificate from a United States Department of Labor-approved electrical apprenticeship program;
 - (c) Eight thousand verifiable practical hours installing equipment and associated wiring and have received an associate's degree from a state-accredited program; or
 - (d) Four thousand verifiable practical hours supervising the installation of equipment and associated wiring and have received a four-year electrical engineering degree.

2. Electrical contractors who hold an electrical contractor license in good standing that was issued by any authority in this state that required prior to January 1, 2018, the passing of a standardized and nationally accredited written electrical assessment examination that is based upon the National Electrical Code and who have completed twelve thousand hours of verifiable practical experience shall be issued a statewide license. The provisions of this subsection shall apply only to electrical contractor licenses issued by a political subdivision with the legal authority to issue such licenses.

3. Each corporation, firm, institution, organization, company, or representative thereof engaging in electrical contracting shall have in its employ, at a supervisory level, at least one electrical contractor who possesses a statewide license in accordance with sections 324.900 to 324.945. A statewide licensed electrical contractor shall represent only one firm, company, corporation, institution, or organization at one time.

4. Any person operating as an electrical contractor in a political subdivision that does not require the contractor to hold a local license shall not be required to possess a statewide license under sections 324.900 to 324.945 to continue to operate as an electrical contractor in such political subdivision.

~~[5. The division may negotiate reciprocal agreements with other states, the District of Columbia, or territories of the United States which require standards for licensure, registration, or certification considered to be equivalent or more stringent than the requirements for licensure under sections 324.900 to 324.945.]~~

324.1110. 1. (1) The board shall require as a condition of licensure as a private investigator that the applicant pass a written examination as evidence of knowledge of investigator rules and regulations.

(2) In the event requirements have been met so that testing has been waived, qualification shall be dependent on a showing of, for the two previous years:

- (a) Registration and good standing as a business in this state; and
- (b) Two hundred fifty thousand dollars in business general liability insurance.

~~[(3) The board may review applicants seeking reciprocity. An applicant seeking reciprocity shall have undergone a licensing procedure similar to that required by this state and shall meet this state's minimum insurance requirements.]~~

2. The board shall require as a condition of licensure as a private fire investigator that the applicant:

- (1) Provide evidence of active certification as a fire investigator issued by the division of fire safety; and
- (2) Provide proof of liability insurance with coverage of at least one million dollars.

3. The board shall conduct a complete investigation of the background of each applicant for licensure as a private investigator or private fire investigator to determine whether the applicant is qualified for licensure under sections 324.1100 to 324.1148. The board shall outline basic qualification requirements for licensing as a private investigator, private investigator agency, private fire investigator, and private fire investigator agency.

328.085. 1. The board shall grant without examination a license to practice barbering to any applicant ~~[who holds a current barber's license which is issued by another state or territory whose requirements for licensure were equivalent to the licensing requirements in effect in Missouri at the time the applicant was licensed or]~~ who has practiced the trade in another state for at least two consecutive years. An applicant under this section shall pay the appropriate application and licensure fees at the time of making application. A licensee who is currently under

disciplinary action with another board of barbering shall not be licensed by reciprocity under the provisions of ~~this chapter~~ **section 324.009**.

2. Any person who has lawfully practiced or received training in another state who does not qualify for licensure without examination may apply to the board for licensure by examination. Upon application to the board, the board shall evaluate the applicant's experience and training to determine the extent to which the applicant's training and experience satisfies current Missouri licensing requirements and shall notify the applicant regarding his **or her** deficiencies and inform the applicant of the action which he **or she** must take to qualify to take the examination.

3. The applicant for licensure under this section shall pay a fee equivalent to the barber examination fee.

329.085. 1. Any person desiring an instructor license shall submit to the board a written application on a form supplied by the board showing that the applicant has met the requirements set forth in section 329.080 **or 324.009**. An applicant who has met all requirements as determined by the board shall be allowed to take the instructor examination, including any person who has been licensed three or more years as a cosmetologist, manicurist or esthetician. If the applicant passes the examination to the satisfaction of the board, the board shall issue to the applicant an instructor license.

2. The instructor examination fee and the instructor license fee for an instructor license shall be nonrefundable.

3. The instructor license renewal fee shall be in addition to the regular cosmetologist, esthetician or manicurist license renewal fee. For each renewal the instructor shall submit proof of having attended a teacher training seminar or workshop at least once every two years, sponsored by any university, or Missouri vocational association, or bona fide state cosmetology association specifically approved by the board to satisfy the requirement for continued training of this subsection. Renewal fees shall be due and payable on or before the renewal date and, if the fee remains unpaid thereafter in such license period, there shall be a late fee in addition to the regular fee.

4. Instructors duly licensed as physicians or attorneys or lecturers on subjects not directly pertaining to the practice pursuant to this chapter need not be holders of licenses provided for in this chapter.

5. ~~[The board shall grant instructor licensure upon application and payment of a fee equivalent to the sum of the instructor examination fee and the instructor license fee, provided the applicant establishes compliance with the cosmetology instructor requirements of another state, territory of the United States, or District of Columbia wherein the requirements are substantially equal or superior to those in force in Missouri at the time the application for licensure is filed and the applicant holds a current instructor license in the other jurisdiction at the time of making application.]~~

~~6.]~~ Any person licensed as a cosmetology instructor prior to the training requirements which became effective January 1, 1979, may continue to be licensed as such, provided such license is maintained and the licensee complies with the continued training requirements as provided in subsection 3 of this section. Any person with an expired instructor license that is not restored to current status within two years of the date of expiration shall be required to meet the training and examination requirements as provided in this section and section 329.080.

329.130. 1. The board shall grant without examination a license to practice cosmetology to any applicant ~~[who holds a current license that is issued by another state, territory of the United States, or the District of Columbia whose requirements for licensure are substantially equal to the licensing requirements in Missouri at the time the application is filed or]~~ who has practiced cosmetology for at least two consecutive years in another state, territory of the United States, or the District of Columbia. The applicant under this subsection shall pay the appropriate application and licensure fees at the time of making application. A licensee who is currently under disciplinary action with another board of cosmetology shall not be licensed by reciprocity under the provisions of ~~this chapter~~ **section 324.009**.

2. Any person who lawfully practiced or received training in another state who does not qualify for licensure without examination may apply to the board for licensure by examination. Upon application to the board, the board shall evaluate the applicant's experience and training to determine the extent to which the applicant's training and experience satisfies current Missouri licensing requirements and shall notify the applicant regarding his or her deficiencies and inform the applicant of the action that he or she must take to qualify to take the examination. The applicant for licensure under this subsection shall pay the appropriate examination and licensure fees.

330.030. Any person desiring to practice podiatric medicine in this state shall furnish the board with satisfactory proof, including a statement under oath or affirmation that all representations are true and correct to the best knowledge and belief of the person submitting and signing same, subject to the penalties of making a false affidavit or declaration, that he or she is twenty-one years of age or over, and of good moral character, and that he or she has received at least four years of high school training, or the equivalent thereof, and has received a diploma or certificate of graduation from an approved college of podiatric medicine, recognized and approved by the board, having a minimum requirement of two years in an accredited college and four years in a recognized college of

podiatric medicine. Upon payment of the examination fee, and making satisfactory proof as aforesaid, the applicant shall be examined by the board, or a committee thereof, under such rules and regulations as said board may determine, and if found qualified, shall be licensed, upon payment of the license fee, to practice podiatric medicine as licensed; provided, that the board shall, under regulations established by the board, admit without examination legally qualified practitioners of podiatric medicine who hold licenses to practice podiatric medicine in ~~[any state or territory of the United States or the District of Columbia or]~~ any foreign country with equal educational requirements to the state of Missouri upon the applicant paying a fee equivalent to the license and examination fees required above.

331.030. 1. No person shall engage in the practice of chiropractic without having first secured a chiropractic license as provided in this chapter.

2. Any person desiring to procure a license authorizing the person to practice chiropractic in this state shall be at least twenty-one years of age and shall make application on the form prescribed by the board. The application shall contain a statement that it is made under oath or affirmation and that representations contained thereon are true and correct to the best knowledge and belief of the person signing the application, subject to the penalties of making a false affidavit or declaration, and shall give the applicant's name, address, age, sex, name of chiropractic schools or colleges which the person attended or of which the person is a graduate, and such other reasonable information as the board may require. The applicant shall give evidence satisfactory to the board of the successful completion of the educational requirements of this chapter, that the applicant is of good moral character, and that the chiropractic school or college of which the applicant is a graduate is teaching chiropractic in accordance with the requirements of this chapter. The board may make a final determination as to whether or not the school from which the applicant graduated is so teaching.

3. Before an applicant shall be eligible for licensure, the applicant shall furnish evidence satisfactory to the board that the applicant has received the minimum number of semester credit hours, as required by the Council on Chiropractic Education, or its successor, prior to beginning the doctoral course of study in chiropractic. The minimum number of semester credit hours applicable at the time of enrollment in a doctoral course of study must be in those subjects, hours and course content as may be provided for by the Council on Chiropractic Education or, in the absence of the Council on Chiropractic Education or its provision for such subjects, such hours and course content as adopted by rule of the board; however in no event shall fewer than ninety semester credit hours be accepted as the minimum number of hours required prior to beginning the doctoral course of study in chiropractic. The examination applicant shall also provide evidence satisfactory to the board of having graduated from a chiropractic college having status with the Commission on Accreditation of the Council on Chiropractic Education or its successor. Any senior student in a chiropractic college having status with the Commission on Accreditation on the Council on Chiropractic Education or its successor may take a practical examination administered or approved by the board under such requirements and conditions as are adopted by the board by rule, but no license shall be issued until all of the requirements for licensure have been met.

4. Each applicant shall pay upon application an application or examination fee. All moneys collected pursuant to the provisions of this chapter shall be nonrefundable and shall be collected by the director of the division of professional registration who shall transmit it to the department of revenue for deposit in the state treasury to the credit of the chiropractic board fund. Any person failing to pass a practical examination administered or approved by the board may be reexamined upon fulfilling such requirements, including the payment of a reexamination fee, as the board may by rule prescribe.

5. Every applicant for licensure by examination shall have taken and successfully passed all required and optional parts of the written examination given by the National Board of Chiropractic Examiners, including the written clinical competency examination, under such conditions as established by rule of the board, and all applicants for licensure by examination shall successfully pass a practical examination administered or approved by the board and a written examination testing the applicant's knowledge and understanding of the laws and regulations regarding the practice of chiropractic in this state. The board shall issue to each applicant who meets the standards and successful completion of the examinations, as established by rule of the board, a license to practice chiropractic. The board shall not recognize any correspondence work in any chiropractic school or college as credit for meeting the requirements of this chapter.

6. The board shall issue a license without examination to persons who have been regularly licensed to practice chiropractic in ~~[any other state, territory, or the District of Columbia, or in]~~ any foreign country, provided that the regulations for securing a license in the other ~~[jurisdiction]~~ **country** are equivalent to those required for licensure in the state of Missouri, when the applicant furnishes satisfactory evidence that the applicant has continuously practiced chiropractic for at least one year immediately preceding the applicant's application to the board and that the applicant is of good moral character, and upon the payment of the reciprocity license fee as

established by rule of the board. The board may require an applicant to successfully complete the Special Purposes Examination for Chiropractic (SPEC) administered by the National Board of Chiropractic Examiners if the requirements for securing a license in the other ~~jurisdiction~~ **country** are not equivalent to those required for licensure in the state of Missouri at the time application is made for licensure under this subsection.

7. Any applicant who has failed any portion of the practical examination administered or approved by the board three times shall be required to return to an accredited chiropractic college for a semester of additional study in the subjects failed, as provided by rule of the board.

8. A chiropractic physician currently licensed in Missouri shall apply to the board for certification prior to engaging in the practice of meridian therapy/acupressure/acupuncture. Each such application shall be accompanied by the required fee. The board shall establish by rule the minimum requirements for the specialty certification under this subsection. "Meridian therapy/acupressure/acupuncture" shall mean methods of diagnosing and the treatment of a patient by stimulating specific points on or within the body by various methods including but not limited to manipulation, heat, cold, pressure, vibration, ultrasound, light, electrocurrent, and short-needle insertion for the purpose of obtaining a biopositive reflex response by nerve stimulation.

9. The board may through its rulemaking process authorize chiropractic physicians holding a current Missouri license to apply for certification in a specialty as the board may deem appropriate and charge a fee for application for certification, provided that:

(1) The board establishes minimum initial and continuing educational requirements sufficient to ensure the competence of applicants seeking certification in the particular specialty; and

(2) The board shall not establish any provision for certification of licensees in a particular specialty which is not encompassed within the practice of chiropractic as defined in section 331.010.

333.041. 1. Each applicant for a license to practice funeral directing shall furnish evidence to establish to the satisfaction of the board that he or she is:

(1) At least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board; and

(2) A person of good moral character.

2. Every person desiring to enter the profession of embalming dead human bodies within the state of Missouri and who is enrolled in a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board shall register with the board as a practicum student upon the form provided by the board. After such registration, a student may assist, under the direct supervision of Missouri licensed embalmers and funeral directors, in Missouri licensed funeral establishments, while serving his or her practicum. The form for registration as a practicum student shall be accompanied by a fee in an amount established by the board.

3. Each applicant for a license to practice embalming shall furnish evidence to establish to the satisfaction of the board that he or she:

(1) Is at least eighteen years of age, and possesses a high school diploma, a general equivalency diploma, or equivalent thereof, as determined, at its discretion, by the board;

(2) Is a person of good moral character;

(3) Has completed a funeral service education program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board. If an applicant does not complete all requirements for licensure within five years from the date of his or her completion of an accredited program, his or her registration as an apprentice embalmer shall be automatically cancelled. The applicant shall be required to file a new application and pay applicable fees. No previous apprenticeship shall be considered for the new application;

(4) Upon due examination administered by the board, is possessed of a knowledge of the subjects of embalming, anatomy, pathology, bacteriology, mortuary administration, chemistry, restorative art, together with statutes, rules and regulations governing the care, custody, shelter and disposition of dead human bodies and the transportation thereof or has passed the national board examination of the Conference of Funeral Service Examining Boards. If any applicant fails to pass the state examination, he or she may retake the examination at the next regular examination meeting. The applicant shall notify the board office of his or her desire to retake the examination at least thirty days prior to the date of the examination. Each time the examination is retaken, the applicant shall pay a new examination fee in an amount established by the board;

(5) Has been employed full time in funeral service in a licensed funeral establishment and has personally embalmed at least twenty-five dead human bodies under the personal supervision of an embalmer who holds a current and valid Missouri embalmer's license ~~[or an embalmer who holds a current and valid embalmer's license in a state with which the Missouri board has entered into a reciprocity agreement]~~ during an apprenticeship of not less

than twelve consecutive months. "Personal supervision" means that the licensed embalmer shall be physically present during the entire embalming process in the first six months of the apprenticeship period and physically present at the beginning of the embalming process and available for consultation and personal inspection within a period of not more than one hour in the remaining six months of the apprenticeship period. All transcripts and other records filed with the board shall become a part of the board files.

4. If the applicant does not complete the application process within the five years after his or her completion of an approved program, then he or she must file a new application and no fees paid previously shall apply toward the license fee.

5. Examinations required by this section and section 333.042 shall be held at least twice a year at times and places fixed by the board. The board shall by rule and regulation prescribe the standard for successful completion of the examinations.

6. Upon establishment of his or her qualifications as specified by this section or section 333.042, the board shall issue to the applicant a license to practice funeral directing or embalming, as the case may require, and shall register the applicant as a duly licensed funeral director or a duly licensed embalmer. Any person having the qualifications required by this section and section 333.042 may be granted both a license to practice funeral directing and to practice embalming.

7. The board shall, upon request, waive any requirement of this chapter and issue a temporary funeral director's license, valid for six months, to the surviving spouse or next of kin or the personal representative of a licensed funeral director, or to the spouse, next of kin, employee or conservator of a licensed funeral director disabled because of sickness, mental incapacity or injury.

333.042. 1. Every person desiring to enter the profession of funeral directing in this state shall make application with the state board of embalmers and funeral directors and pay the current application and examination fees. Except as otherwise provided in section 41.950, applicants not entitled to a license pursuant to section 333.051 **or 324.009** shall serve an apprenticeship for at least twelve consecutive months in a funeral establishment licensed for the care and preparation for burial and transportation of the human dead in this state or in another state which has established standards for admission to practice funeral directing equal to, or more stringent than, the requirements for admission to practice funeral directing in this state. The applicant shall devote at least fifteen hours per week to his or her duties as an apprentice under the supervision of a Missouri licensed funeral director. Such applicant shall submit proof to the board, on forms provided by the board, that the applicant has arranged and conducted ten funeral services during the applicant's apprenticeship under the supervision of a Missouri licensed funeral director. Upon completion of the apprenticeship, the applicant shall appear before the board to be tested on the applicant's legal and practical knowledge of funeral directing, funeral home licensing, preneed funeral contracts and the care, custody, shelter, disposition and transportation of dead human bodies. Upon acceptance of the application and fees by the board, an applicant shall have twenty-four months to successfully complete the requirements for licensure found in this section or the application for licensure shall be cancelled.

2. If a person applies for a limited license to work only in a funeral establishment which is licensed only for cremation, including transportation of dead human bodies to and from the funeral establishment, he or she shall make application, pay the current application and examination fee and successfully complete the Missouri law examination. He or she shall be exempt from the twelve-month apprenticeship required by subsection 1 of this section and the practical examination before the board. If a person has a limited license issued pursuant to this subsection, he or she may obtain a full funeral director's license if he or she fulfills the apprenticeship and successfully completes the funeral director practical examination.

3. If an individual is a Missouri licensed embalmer or has completed a program accredited by the American Board of Funeral Service Education, any successor organization, or other accrediting entity as approved by the board or has successfully completed a course of study in funeral directing offered by an institution accredited by a recognized national, regional or state accrediting body and approved by the state board of embalmers and funeral directors, and desires to enter the profession of funeral directing in this state, the individual shall comply with all the requirements for licensure as a funeral director pursuant to subsection 1 of section 333.041 and subsection 1 of this section; however, the individual is exempt from the twelve-month apprenticeship required by subsection 1 of this section.

333.051. ~~[1. Any individual holding a valid, unrevoked and unexpired license as a funeral director or embalmer in the state of his or her residence may be granted a license to practice funeral directing or embalming in this state on application to the board and on providing the board with such evidence as to his or her qualifications as is required by the board.~~

~~2. Any individual holding a valid, unrevoked and unexpired license as an embalmer or funeral director in another state having requirements substantially similar to those existing in this state may apply for a license to practice in this state by filing with the board a certified statement from the examining board of the state or territory in which the applicant holds his or her license showing the grade rating upon which the license was granted, together with a recommendation, and the board shall grant the applicant a license upon his or her successful completion of an examination over Missouri laws as required in section 333.041 or section 333.042 if the board finds that the applicant's qualifications meet the requirements for funeral directors or embalmers in this state at the time the applicant was originally licensed in the other state.~~

~~3.] A person holding a valid, unrevoked and unexpired license to practice funeral directing or embalming in another state or territory with requirements less than those of this state may, after five consecutive years of active experience as a licensed funeral director or embalmer in that state, apply for a license to practice in this state after passing a test to prove his or her proficiency, including but not limited to a knowledge of the laws and regulations of this state as to funeral directing and embalming.~~

337.510. 1. Each applicant for licensure as a professional counselor shall furnish evidence to the committee that the applicant is at least eighteen years of age, is of good moral character, is a United States citizen or is legally present in the United States; and

(1) The applicant has completed a course of study as defined by the board rule leading to a master's, specialist's, or doctoral degree with a major in counseling; and

(2) The applicant has completed acceptable supervised counseling as defined by board rule. If the applicant has a master's degree with a major in counseling as defined by board rule, the applicant shall complete at least two years of acceptable supervised counseling experience subsequent to the receipt of the master's degree. The composition and number of hours comprising the acceptable supervised counseling experience shall be defined by board rule. An applicant may substitute thirty semester hours of post master's graduate study for one of the two required years of acceptable supervised counseling experience if such hours are clearly related to counseling;

(3) After August 28, 2007, each applicant shall have completed a minimum of three hours of graduate level coursework in diagnostic systems either in the curriculum leading to a degree or as post master's graduate level course work;

(4) Upon examination, the applicant is possessed of requisite knowledge of the profession, including techniques and applications, research and its interpretation, and professional affairs and ethics.

~~2. [Any person who previously held a valid unrevoked, unsuspended license as a professional counselor in this state and who held a valid license as a professional counselor in another state at the time of application to the committee shall be granted a license to engage in professional counseling in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.507.~~

~~3.] Any person holding a current license, certificate of registration, or permit from another state or territory of the United States to practice as a professional counselor who **does not meet the requirements in section 324.009 and who** is at least eighteen years of age, is of good moral character, and is a United States citizen or is legally present in the United States may be granted a license without examination to engage in the practice of professional counseling in this state upon the application to the board, payment of the required fee as established by the board, and satisfying one of the following requirements:~~

(1) Approval by the American Association of State Counseling Boards (AASCB) or its successor organization according to the eligibility criteria established by AASCB. The successor organization shall be defined by board rule; or

(2) In good standing and currently certified by the National Board for Certified Counselors or its successor organization and has completed acceptable supervised counseling experience as defined by board rule. The successor organization shall be defined by board rule~~[-or~~

~~(3) Determination by the board that the requirements of the other state or territory are substantially the same as Missouri and certified by the applicant's current licensing entity that the applicant has a current license. The applicant shall also consent to examination of any disciplinary history].~~

[4-] 3. The committee shall issue a license to each person who files an application and fee and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of this act and has taken and passed a written, open-book examination on Missouri laws and regulations governing the practice of professional counseling as defined in section 337.500. The division shall issue a provisional professional counselor license to any applicant who meets all requirements of this section, but who has not completed the required acceptable supervised counseling experience and such applicant may reapply for licensure as a professional counselor upon completion of such acceptable supervised counseling experience.

~~[5-]~~ 4. All persons licensed to practice professional counseling in this state shall pay on or before the license renewal date a renewal license fee and shall furnish to the committee satisfactory evidence of the completion of the requisite number of hours of continuing education as required by rule, which shall be no more than forty hours biennially. The continuing education requirements may be waived by the committee upon presentation to the committee of satisfactory evidence of the illness of the licensee or for other good cause.

337.520. 1. The division shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.500 to 337.540 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.500 to 337.540 **and section 324.009**;

(3) The content, conduct and administration of the licensing examination required by section 337.510;

(4) The characteristics of "acceptable supervised counseling experience" as that term is used in section 337.510;

(5) The equivalent of the basic educational requirements set forth in section 337.510;

(6) The standards and methods to be used in assessing competency as a professional counselor;

(7) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring under the provisions of sections 337.500 to 337.540;

(8) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing under the constitution or laws of this state;

(9) Establishment of a policy and procedure for reciprocity with ~~[other states, including]~~ states which do not have counselor licensing laws ~~[or]~~ **and** states whose licensing laws are not substantially ~~[the same as]~~ **similar to** those of this state;

(10) The characteristics of "an acceptable educational institution" as that term is used in section 337.510;

(11) The characteristics of an acceptable agent for the certification of an exempted occupation as listed in subdivisions (11) and (13) of section 337.505; and

(12) The form and content of "ethical standards for counselors" as that term is used in subdivision (15) of subsection 2 of section 337.525.

2. No rule or portion of a rule promulgated under the authority of sections 337.500 to ~~[337.545]~~ **337.540** shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

337.615. 1. Each applicant for licensure as a clinical social worker shall furnish evidence to the committee that:

(1) The applicant has a master's degree from a college or university program of social work accredited by the council of social work education or a doctorate degree from a school of social work acceptable to the committee;

(2) The applicant has completed at least three thousand hours of supervised clinical experience with a qualified clinical supervisor, as defined in section 337.600, in no less than twenty-four months and no more than forty-eight consecutive calendar months. For any applicant who has successfully completed at least four thousand hours of supervised clinical experience with a qualified clinical supervisor, as defined in section 337.600, within the same time frame prescribed in this subsection, the applicant shall be eligible for application of licensure at three thousand hours and shall be furnished a certificate by the state committee for social workers acknowledging the completion of said additional hours;

(3) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be promulgated by rule of the committee;

(4) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure.

2. Any person holding a current license, certificate of registration, or permit from another state or territory of the United States or the District of Columbia to practice clinical social work **who does not meet the requirements of section 324.009 and** who has had no disciplinary action taken against the license, certificate of registration, or permit for the preceding five years may be granted a license to practice clinical social work in this state if the person ~~[meets one of the following criteria:~~

~~———(1)]~~ has received a masters or doctoral degree from a college or university program of social work accredited by the council of social work education and has been licensed to practice clinical social work for the preceding five years~~]; or~~

~~———(2) Is currently licensed or certified as a clinical social worker in another state, territory of the United States, or the District of Columbia having substantially the same requirements as this state for clinical social workers].~~

3. The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subdivisions (1) to (4) of subsection 1 of this section or with the provisions of subsection 2 of this section.

337.627. 1. The committee shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.600 to 337.689 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.600 to 337.689 **and section 324.009**;

(3) The characteristics of supervised clinical experience, supervised master experience, supervised advanced macro experience, and supervised baccalaureate experience;

(4) The standards and methods to be used in assessing competency as a licensed clinical social worker, licensed master social worker, licensed advanced macro social worker, and licensed baccalaureate social worker, including the requirement for continuing education hours;

(5) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring pursuant to the provisions of sections 337.600 to 337.689;

(6) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing pursuant to the constitution or laws of this state;

(7) Establishment of a policy and procedure for reciprocity with ~~[other states, including]~~ states which do not have clinical, master, advanced macro, or baccalaureate social worker licensing laws ~~[or]~~ **and** states whose licensing laws are not substantially ~~[the same as]~~ **similar to** those of this state; and

(8) Any other policies or procedures necessary to the fulfillment of the requirements of sections 337.600 to 337.689.

2. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

337.644. 1. Each applicant for licensure as a master social worker shall furnish evidence to the committee that:

(1) The applicant has a master's or doctorate degree in social work from an accredited social work degree program approved by the council of social work education;

(2) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be determined by the state committee for social workers;

(3) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure;

(4) The applicant has submitted a written application on forms prescribed by the state board;

(5) The applicant has submitted the required licensing fee, as determined by the committee.

2. Any applicant who answers in the affirmative to any question on the application that relates to possible grounds for denial of licensure under section 337.630 shall submit a sworn affidavit setting forth in detail the facts which explain such answer and copies of appropriate documents related to such answer.

~~3. [Any person holding a valid unrevoked and unexpired license, certificate, or registration from another state or territory of the United States having substantially the same requirements as this state for master social workers may be granted a license to engage in the person's occupation in this state upon application to the committee accompanied by the appropriate fee as established by the committee under section 337.612.~~

~~4.]~~ The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subsection 1 of this section ~~[or with the provisions of subsection 3 of this section]~~. The license shall refer to the individual as a licensed master social worker and shall recognize that individual's right to practice licensed master social work as defined in section 337.600.

337.665. 1. Each applicant for licensure as a baccalaureate social worker shall furnish evidence to the committee that:

(1) The applicant has a baccalaureate degree in social work from an accredited social work degree program approved by the council of social work education;

(2) The applicant has achieved a passing score, as defined by the committee, on an examination approved by the committee. The eligibility requirements for such examination shall be determined by the state committee for social work;

(3) The applicant is at least eighteen years of age, is of good moral character, is a United States citizen or has status as a legal resident alien, and has not been convicted of a felony during the ten years immediately prior to application for licensure;

(4) The applicant has submitted a written application on forms prescribed by the state board;

(5) The applicant has submitted the required licensing fee, as determined by the committee.

2. Any applicant who answers in the affirmative to any question on the application that relates to possible grounds for denial of licensure pursuant to section 337.630 shall submit a sworn affidavit setting forth in detail the facts which explain such answer and copies of appropriate documents related to such answer.

3. ~~[Any person holding a valid unrevoked and unexpired license, certificate or registration from another state or territory of the United States having substantially the same requirements as this state for baccalaureate social workers may be granted a license to engage in the person's occupation in this state upon application to the committee accompanied by the appropriate fee as established by the committee pursuant to section 337.612.]~~

~~4.]~~ The committee shall issue a license to each person who files an application and fee as required by the provisions of sections 337.600 to 337.689 and who furnishes evidence satisfactory to the committee that the applicant has complied with the provisions of subsection 1 of this section ~~[or with the provisions of subsection 2 of this section].~~

~~[5.]~~ **4.** The committee shall issue a certificate to practice independently under subsection 3 of section 337.653 to any licensed baccalaureate social worker who has satisfactorily completed three thousand hours of supervised experience with a qualified baccalaureate supervisor in no less than twenty-four months and no more than forty-eight consecutive calendar months.

337.727. The committee shall promulgate rules and regulations pertaining to:

(1) The form and content of license applications required by the provisions of sections 337.700 to 337.739 **and section 324.009** and the procedures for filing an application for an initial or renewal license in this state;

(2) Fees required by the provisions of sections 337.700 to 337.739 **and section 324.009**;

(3) The content, conduct and administration of the licensing examination required by section 337.715;

(4) The characteristics of supervised clinical experience as that term is used in section 337.715;

(5) The equivalent of the basic educational requirements set forth in section 337.715;

(6) The standards and methods to be used in assessing competency as a marital and family therapist;

(7) Establishment and promulgation of procedures for investigating, hearing and determining grievances and violations occurring under the provisions of sections 337.700 to 337.739;

(8) Development of an appeal procedure for the review of decisions and rules of administrative agencies existing under the constitution or laws of this state;

(9) Establishment of a policy and procedure for reciprocity with ~~[other states, including]~~ states which do not have marital and family therapist licensing laws ~~[or]~~ **and** states whose licensing laws are not substantially ~~[the same as]~~ **similar to** those of this state; and

(10) Any other policies or procedures necessary to the fulfillment of the requirements of sections 337.700 to 337.739.

339.523. 1. A nonresident of this state who has complied with the provisions of sections 339.511, 339.513, 339.515, and 339.517 ~~[or section 339.521]~~ may obtain certification as a state-certified real estate appraiser or licensure as a state-licensed real estate appraiser by conforming to all of the provisions of sections 339.500 to 339.549 relating to state-certified real estate appraisers or state-licensed real estate appraisers.

2. Every applicant for certification or licensure pursuant to sections 339.500 to 339.545 who is not a resident of this state shall submit, with the application for certification, an irrevocable consent that service of process in any action against the applicant arising out of the applicant's activities as a state-certified real estate appraiser or state-licensed real estate appraiser may be made by delivery of the process to the executive director of the commission, if the plaintiff cannot, in the exercise of due diligence, effect personal service upon the applicant. The executive director shall immediately mail a copy of the materials served on the executive director by ordinary mail to the state-certified real estate appraiser or state-licensed real estate appraiser at both his or her principal place of business and his or her residence address.

344.030. 1. An applicant for an initial license shall file a completed application with the board on a form provided by the board, accompanied by an application fee as provided by rule payable to the department of health

and senior services. Information provided in the application **shall be** attested by signature to be true and correct to the best of the applicant's knowledge and belief.

2. No initial license shall be issued to a person as a nursing home administrator unless:

(1) The applicant provides the board satisfactory proof that the applicant is twenty-one years of age or over, of good moral character and a high school graduate or equivalent;

(2) The applicant provides the board satisfactory proof that the applicant has had a minimum of three years' experience in health care administration or two years of postsecondary education in health care administration or has satisfactorily completed a course of instruction and training prescribed by the board, which includes instruction in the needs properly to be served by nursing homes, the protection of the interests of residents therein, and the elements of good nursing home administration, or has presented evidence satisfactory to the board of sufficient education, training, or experience in the foregoing fields to administer, supervise and manage a nursing home; and

(3) The applicant passes the examinations administered by the board. If an applicant fails to make a passing grade on either of the examinations such applicant may make application for reexamination on a form furnished by the board and may be retested. If an applicant fails either of the examinations a third time, the applicant shall be required to complete a course of instruction prescribed and approved by the board. After completion of the board-prescribed course of instruction, the applicant may reapply for examination. With regard to the national examination required for licensure, no examination scores from other states shall be recognized by the board after the applicant has failed his or her third attempt at the national examination. There shall be a separate, nonrefundable fee for each examination. The board shall set the amount of the fee for examination by rules and regulations promulgated pursuant to section 536.021. The fee shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering the examination.

~~3. [The board may issue a license through reciprocity to any person who is regularly licensed as a nursing home administrator in any other state, territory, or the District of Columbia, if the regulations for securing such license are equivalent to those required in the state of Missouri. However, no license by reciprocity shall be issued until the applicant passes a special examination approved by the board, which will examine the applicant's knowledge of specific provisions of Missouri statutes and regulations pertaining to nursing homes. The applicant shall furnish satisfactory evidence that such applicant is of good moral character and has acted in the capacity of a nursing home administrator in such state, territory, or the District of Columbia at least one year after the securing of the license. The board, in its discretion, may enter into written reciprocal agreements pursuant to this section with other states which have equivalent laws and regulations.]~~

~~4.]~~ Nothing in sections 344.010 to 344.108, or the rules or regulations thereunder shall be construed to require an applicant for a license as a nursing home administrator, who is employed by an institution listed and certified by the Commission for Accreditation of Christian Science Nursing Organizations/Facilities, Inc., to administer institutions certified by such commission for the care and treatment of the sick in accordance with the creed or tenets of a recognized church or religious denomination, to demonstrate proficiency in any techniques or to meet any educational qualifications or standards not in accord with the remedial care and treatment provided in such institutions. The applicant's license shall be endorsed to confine the applicant's practice to such institutions.

~~[5.]~~ 4. The board may issue a temporary emergency license for a period not to exceed ninety days to a person twenty-one years of age or over, of good moral character and a high school graduate or equivalent to serve as an acting nursing home administrator, provided such person is replacing a licensed nursing home administrator who has died, has been removed or has vacated the nursing home administrator's position. No temporary emergency license may be issued to a person who has had a nursing home administrator's license denied, suspended or revoked. A temporary emergency license may be renewed for one additional ninety-day period upon a showing that the person seeking the renewal of a temporary emergency license meets the qualifications for licensure and has filed an application for a regular license, accompanied by the application fee, and the applicant has taken the examination or examinations but the results have not been received by the board. No temporary emergency license may be renewed more than one time.

345.050. 1. To be eligible for licensure by the board by examination, each applicant shall submit the application fee and shall furnish evidence of such person's good moral and ethical character, current competence and shall:

(1) Hold a master's or a doctoral degree from a program accredited by the Council on Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board in the area in which licensure is sought;

(2) Submit official transcripts from one or more accredited colleges or universities presenting evidence of the completion of course work and clinical practicum requirements equivalent to that required by the Council on

Academic Accreditation of the American Speech-Language-Hearing Association or other accrediting agency approved by the board; and

(3) Pass an examination promulgated or approved by the board. The board shall determine the subject and scope of the examinations.

2. To be eligible for licensure by the board without examination, each applicant shall make application on forms prescribed by the board, submit the application fee and shall be of good moral and ethical character, submit an activity statement and meet one of the following requirements:

(1) The board shall issue a license to any speech-language pathologist or audiologist who is licensed in another ~~jurisdiction~~ **country** and who has had no violations, suspension or revocations of a license to practice speech-language pathology or audiology in any jurisdiction; provided that, such person is licensed in a ~~jurisdiction~~ **country** whose requirements are substantially equal to, or greater than, Missouri at the time the applicant applies for licensure; or

(2) Hold the certificate of clinical competence issued by the American Speech-Language-Hearing Association in the area in which licensure is sought.

346.055. 1. An applicant may obtain a license provided the applicant:

(1) Is at least eighteen years of age; and

(2) Is of good moral character; and

(3) Successfully passes a qualifying examination as described under sections 346.010 to 346.250; and

(4) (a) Holds an associate's degree or higher, from a state or regionally accredited institution of higher education, in hearing instrument sciences; or

(b) Holds an associate's level degree or higher, from a state or regionally accredited institution of higher education and submits proof of completion of the International Hearing Society's Distance Learning for Professionals in Hearing Health Sciences Course; or

(c) Holds a master's or doctoral degree in audiology from a state or regionally accredited institution; or

(d) Holds a current, unsuspended, unrevoked license from another ~~jurisdiction~~ **country** if the standards for licensing in such ~~other jurisdiction~~ **country**, as determined by the board, are substantially equivalent to or exceed those required in paragraph (a) or (b) of this subdivision; or

(e) Holds a current, unsuspended, unrevoked license from another ~~jurisdiction~~ **country**, has been actively practicing as a licensed hearing aid fitter or dispenser in another ~~jurisdiction~~ **country** for no less than forty-eight of the last seventy-two months, and submits proof of completion of advance certification from either the International Hearing Society or the National Board for Certification in Hearing Instrument Sciences.

2. The provisions of subsection 1 of this section shall not apply to any person holding a valid Missouri hearing instrument specialist license under this chapter when applying for the renewal of that license. These provisions shall apply to any person holding a hearing instrument specialist-in-training permit at the time of their application for licensure or renewal of said permit.

3. (1) The board shall promulgate reasonable standards and rules for the evaluation of applicants for purposes of determining the course of instruction and training required of each applicant for a hearing instrument specialist license under the requirement of subdivision (4) of subsection 1 of this section.

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

374.785. ~~[1. The director shall issue a license for a period of two years to any surety recovery agent who is licensed in another jurisdiction and who:~~

~~—— (1) Has no violations, suspensions, or revocations of a license to engage in fugitive recovery in any jurisdiction; and~~

~~—— (2) Is licensed in a jurisdiction whose requirements are substantially equal to or greater than the requirements for a surety recovery agent license in Missouri at the time the applicant applies for a license.~~

~~2. Any surety recovery agent who is licensed in another state shall also be subject to the same training requirements as in-state surety recovery agents prescribe to under section 374.784.~~

~~3.] For the purpose of surrender of the defendant, a surety recovery agent may apprehend the defendant anywhere within the state of Missouri before or after the forfeiture of the undertaking without personal liability for~~

false imprisonment or may empower any surety recovery agent to make apprehension by providing written authority endorsed on a certified copy of the undertaking and paying the lawful fees.

~~[4. Every applicant for a license pursuant to this section, upon making application and showing the necessary qualifications as provided in this section, shall be required to pay the same fee as required of resident applicants. Within the limits provided in this section, the director may negotiate reciprocal compacts with licensing entities of other states for the admission of licensed surety recovery agents from Missouri in other states.]~~

643.228. 1. Required training courses for certification under section 643.225 shall first be accredited by the state. To be accredited, training programs shall meet the training certification and recertification requirements for each specialty area outlined in the United States EPA's model accreditation plan, 40 CFR Part 763, including passage of a course examination for these courses, and the certification requirements for air sampling professionals outlined in section 643.225. Such accreditation shall be obtained biennially. A representative of the department or the department of health and senior services shall be permitted to attend, monitor and evaluate any training program without charge to the state. Such evaluations may be conducted without prior notice. Refusal to allow such an evaluation is sufficient grounds for loss of certificate of accreditation.

2. An accreditation fee of one thousand dollars per course category shall be paid prior to issuance or renewal of a certificate of accreditation, however, no individual, group, agency or organization shall pay more than three thousand dollars for all course categories for which accreditation is requested at the same time.

~~[3. The director may engage in reciprocity agreements with other states that have established accreditation criteria for certification training programs that meet or exceed Missouri's accreditation criteria.]~~

701.312. 1. The director of the department of health and senior services shall develop a program to license lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers, project designers and lead abatement contractors. The director shall promulgate rules and regulations including, but not limited to:

- (1) The power to issue, restrict, suspend, revoke, deny and reissue licenses;
- (2) The power to issue notices of violation, written notices and letters of warning;
- (3) ~~[The ability to enter into reciprocity agreements with other states that have similar licensing provisions;~~
- ~~—————~~ (4) Fees for any such licenses;
- ~~[(5)]~~ (4) Training, education and experience requirements; and
- ~~[(6)]~~ (5) The implementation of work practice standards, reporting requirements and licensing standards.

2. The director shall require, as a condition of licensure, lead abatement contractors to purchase and maintain liability and errors and omissions insurance. The director shall require a licensee or an applicant for licensure to provide evidence of their ability to indemnify any person that may suffer damage from lead-based paint activities of which the licensee or applicant may be liable.

701.314. The director of the department of health and senior services shall develop a program to accredit training providers to train lead inspectors, risk assessors, lead abatement supervisors, lead abatement workers and project designers. The director shall promulgate rules and regulations including, but not limited to:

- (1) The power to grant, restrict, suspend, revoke, deny or renew accreditation;
- (2) The power to issue notices of violation, written notices and letters of warning;
- (3) ~~[The ability to enter into reciprocity agreements with other states that have similar accreditation provisions;~~

~~—————~~ (4) Fees for any such accreditation;

~~[(5)]~~ (4) The curriculum for training;

~~[(6)]~~ (5) The development of standards for accreditation; and

~~[(7)]~~ (6) Procedures for monitoring, training, record keeping and reporting requirements for training providers.

~~[339.521. An applicant who is certified or licensed under the laws of another state may obtain certification as a state certified real estate appraiser or licensure as a state licensed real estate appraiser in this state upon such terms and conditions as may be determined by the board, provided that such terms and conditions shall comply with the minimum criteria for certification or licensure issued by the appraiser qualifications board of the appraisal foundation.]~~

~~[374.735. 1. The department may, in its discretion, grant a license without requiring an examination to a bail bond agent who has been licensed in another state immediately preceding his or her applying to the department, if the department is satisfied by proof adduced by the applicant that:~~

- ~~(1) The qualifications of the other state are at least equivalent to the requirements for initial licensure as a bail bond agent in this state pursuant to the provisions of sections 374.695 to 374.775, provided that the other state licenses Missouri residents in the same manner; and~~

- (2) ~~The applicant has no suspensions or revocations of a license to engage in the bail bond or fugitive recovery business in any jurisdiction.~~
2. ~~Every applicant for a license pursuant to this section, upon showing the necessary qualifications as provided in this section, shall be required to pay the same fee as the fee required to be paid by resident applicants.~~
3. ~~Within the limits provided in this section, the department may negotiate reciprocal compacts with licensing entities of other states for the admission of licensed bail bond agents from Missouri in other states.~~
4. ~~All applicants applying for licenses in this state after the enactment of said act shall complete the education requirement as stated in section 374.710. If the bail bond agent or general bail bond agent has been licensed in another state and has a license in Missouri at the time said act becomes law, said individual shall not be required to complete the twenty-four hours of initial basic training.]~~
- [700.662. 1. The commission may waive the training and examination requirements of subsection 1 of section 700.659 and grant an installer license to an applicant who pays the applicable fee and demonstrates to the commission's satisfaction that his or her current license, registration, or certification requirements as an installer in another state, the District of Columbia, or territories of the United States substantially meets or exceeds the requirements in sections 700.650 to 700.680.
2. ~~The commission may negotiate reciprocal agreements that allow licensed installers in Missouri to become licensed in other states, the District of Columbia, or territories of the United States.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered House Amendment No. 1 to House Amendment No. 2.

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Senate Bill No. 840, Page 6, Line 13, by inserting immediately after said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation] expenses~~ from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year] years~~. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which] that~~ exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year] amount of such three-year average~~. **However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

Further amend said amendment, Page 9, Line 28, by inserting immediately after said line the following:

"332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium ~~[is]~~ **exceeds** two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

Further amend said amendment, Page 11, Line 44, by inserting immediately after said line the following:

"333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

~~times the appropriation from the board's funds for the preceding fiscal year] years. The amount, if any, in the fund which shall lapse is that amount in the fund [which] that exceeds two times the [appropriate multiple of the appropriations from the board's funds for the preceding fiscal year] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.~~

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee.

335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation] expenses~~ from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year] years. The amount, if any, in the fund which shall lapse is that amount in the fund [which] that exceeds two times the [appropriate multiple of the appropriations from the board's funds for the preceding fiscal year] amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.~~

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said amendment, Page 16, Line 28, by inserting immediately after said section and line the following:

"338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average**. **However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1 to House Amendment No. 2** goes beyond the scope of the underlying amendment.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement.

The Parliamentary Committee ruled the point of order not well taken.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Grier, **House Amendment No. 2** was adopted.

On motion of Representative Bernskoetter, **SB 840, as amended**, was read the third time and passed by the following vote:

AYES: 115

Adams	Anderson	Andrews	Arthur	Bahr
Baringer	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr

Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	May	McCreery	McGaugh
Meredith 71	Messenger	Miller	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Nichols
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roberts	Roden	Roeber	Rone	Ross
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 013

Barnes 28	Beck	Brown 27	Burnett	Gray
Green	Hurst	McCann Beatty	Moon	Mosley
Revis	Rowland 29	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 033

Alferman	Anders	Austin	Bangert	Barnes 60
Burns	Conway 10	Cookson	Curtis	Curtman
Ellington	Fitzpatrick	Fraker	Higdon	Houghton
Houx	Korman	Mathews	Matthiesen	McDaniel
McGee	Merideth 80	Mitten	Peters	Pfautsch
Phillips	Pietzman	Pogue	Rhoads	Rowland 155
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Chipman declared the bill passed.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1278**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beck, Berry, Ellebracht, Fitzwater, Green, Knight, Lant, Pietzman, Rehder and Washington

Noes (0)

Absent (3): Grier, Miller and Plocher

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS#2 SCS SB 802**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Berry, Ellebracht, Fitzwater, Knight, Lant, Pietzman, Rehder and Washington

Noes (1): Green

Absent (3): Grier, Miller and Plocher

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SCS SB 574**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Arthur

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 773**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Arthur

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 884**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (1): Arthur

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SS SCS SB 966**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Mitten, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (0)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SCS SB 568**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burnett, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (0)

Absent (3): Brattin, Grier and Wessels

Mr. Speaker: Your Committee on Local Government, to which was referred **SS SB 704**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (1): Burnett

Absent (3): Brattin, Grier and Wessels

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1697**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen and Tate

Noes (1): Spencer

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1698**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen and Tate

Noes (1): Spencer

Absent (2): Miller and Nichols

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2287**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (3): Corlew, Cornejo and Razer

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 919**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Cornejo and Razer

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **SCR 42**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (1): Beck

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **SB 819**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, McCreery, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (4): Muntzel, Schroer, Trent and Washington

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1975**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Engler, Evans, Johnson, Mathews, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (3): Austin, Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 603, 576 & 898**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Engler, Evans, Johnson, Mathews, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 687**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Carpenter, Engler, Evans, Johnson, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (3): Austin, Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 695**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Carpenter, Evans, Franks Jr., Johnson, Mathews, Runions, Sommer and Unsicker

Noes (1): Berry

Absent (4): Barnes (60), Engler, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 843**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Engler, Evans, Johnson, Mathews, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Engler, Evans, Franks Jr., Johnson, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Roeber

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 60**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Butler, Gregory, Haahr, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HCR 77**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HCR 105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2223**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SCS SBs 603, 576 & 898 - Fiscal Review
HCS SS SB 881 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1492**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 907** entitled:

An act to authorize the conveyance of certain state properties.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 1007** entitled:

An act to repeal sections 36.020, 36.030, 36.031, 36.040, 36.050, 36.060, 36.070, 36.080, 36.090, 36.100, 36.110, 36.120, 36.130, 36.140, 36.150, 36.170, 36.180, 36.190, 36.200, 36.210, 36.220, 36.225, 36.240, 36.250, 36.260, 36.270, 36.280, 36.290, 36.300, 36.310, 36.320, 36.340, 36.360, 36.380, 36.390, 36.400, 36.440, 36.470, 36.510, 37.010, 105.055, 207.085, 621.075, and 630.167, RSMo, and to enact in lieu thereof thirty-eight new sections relating to the state personnel law, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Cookson.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, May 2, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CONFERENCE COMMITTEE ON BUDGET

Wednesday, May 2, 2018, 12:00 PM, Senate Lounge.

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003,

SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013
CANCELLED

CONSERVATION AND NATURAL RESOURCES

Wednesday, May 2, 2018, 8:15 AM, House Hearing Room 1.

Public hearing will be held: HB 2473

Executive session will be held: SB 706

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Wednesday, May 2, 2018, 9:45 AM, House Hearing Room 6.

Executive session will be held: SB 575

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, May 2, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: SCS SB 824

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, May 2, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: SS#2 SCS SB 590

Executive session will be held: HCS SCS SBs 807 & 577, SCR 43, HCS HB 2289,

SS SCS SB 568, SS#2 SCS SB 590, HCS SCS SB 598, SS SB 882, SB 919

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: HCS SS SB 597, HCS SCS SB 769, HCS SB 871, HCS SB 951, HCS SCS SB 953, SCS SBs 999 & 1000, HB 1891

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 3, 2018, 9:30 AM, House Hearing Room 7.

Executive session will be held: SS SCS SB 600, SS SCS SBs 627 & 925, HCS SS SCS SB 918, HCS SB 850, HCS SB 793, HCS SB 693

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 2634

Executive session may be held on any matter referred to the committee.

Room changed to HR 3.

CORRECTED

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, May 2, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: SB 891

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 2, 2018, 8:00 AM, B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, May 2, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Informational meeting.

WAYS AND MEANS

Thursday, May 3, 2018, 8:00 AM, House Hearing Room 7.

Executive session will be held: SS#2 SB 674

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-FIFTH DAY, WEDNESDAY, MAY 2, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston

HCS HB 1722 - Moon

HB 2211 - Kidd

HB 2421 - Pfautsch

HB 2159 - Hurst

HCS HB 2125 - Helms

HB 1977 - Redmon

HB 2232 - Ross

HCS HB 2233 - Ross

HB 2409 - Fraker

HCS HB 2295 - Helms

HB 2334 - Shaul (113)

HCS HB 2335 - Black

HCS HB 2180 - Kolkmeyer

HB 2184 - Bondon

HCS HB 1929 - Corlew

HB 1837 - Rhoads

HCS HB 2411 - Pike

HB 2453 - Austin

HB 2590 - Gregory

HB 1811 - Smith (85)

HCS HB 2397 - Dogan

HCS HB 1457 - Lauer

HB 1715 - Phillips

HB 1470 - Kelley (127)

HCS HB 1491 - Kelley (127)

HB 1767 - Arthur

HB 1966 - Cornejo

HB 2139 - Morris (140)

HB 1846 - Cornejo

HB 1485 - Brown (57)

HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross

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HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick
HCB 23, E.C. - Dogan

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR SECOND READING

SS SCS SB 907
SCS SB 1007

SENATE BILLS FOR THIRD READING

SS SB 705 - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry
HCS SB 659 - Redmon
HCS SS SCS SB 707 - Engler
HCS SS SCS SB 782 - Wiemann
HCS SS SCS SBs 603, 576 & 898, (Fiscal Review 5/1/18) - Bahr
HCS SB 695 - Swan

HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881, (Fiscal Review 5/1/18) - Davis
HCS SB 687 - Swan

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Pfautsch
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 629 - Miller

BILLS CARRYING REQUEST MESSAGES

SS SCS HCS HB 1879, as amended (request Senate recede/grant conference) - Fraker

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
SS HB 1858 - Christofanelli

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)

HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FIFTH DAY, WEDNESDAY, MAY 2, 2018

The House met pursuant to adjournment.

Representative Shaul (113) in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 048

Alferman	Anders	Andrews	Basye	Bernskoetter
Black	Brattin	Brown 27	Burns	Butler
Christofanelli	DeGroot	Dinkins	Engler	Fraker
Francis	Gannon	Hannegan	Hansen	Henderson
Justus	Kelley 127	Kelly 141	Kidd	Korman
Lant	Lauer	Lichtenegger	Mathews	Matthiesen
Morris 140	Morse 151	Muntzel	Pfausch	Phillips
Pietzman	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Rowland 29	Ruth
Taylor	Walsh	Wilson		

NOES: 000

PRESENT: 079

Adams	Anderson	Austin	Bahr	Baringer
Barnes 28	Beard	Beck	Berry	Brown 57
Burnett	Chipman	Conway 10	Conway 104	Cornejo
Cross	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Harris	Helms	Higdon
Hill	Houghton	Houx	Johnson	Knight
Kolkmeier	Love	Lynch	Marshall	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Neely	Newman	Nichols
Pike	Razer	Revis	Rhoads	Roberts
Roden	Rowland 155	Runions	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stevens 46
Swan	Tate	Trent	Vescovo	Walker 3
Walker 74	Wessels	White	Wiemann	

ABSENT WITH LEAVE: 034

Arthur	Bangert	Barnes 60	Bondon	Carpenter
Cookson	Corlew	Curtis	Curtman	Ellington
Franklin	Hurst	Kendrick	Lavender	May

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McCann Beatty	McDaniel	Mitten	Moon	Mosley
Peters	Pierson Jr	Plocher	Pogue	Roeber
Ross	Schroer	Smith 85	Spencer	Stephens 128
Unsicker	Washington	Wood	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Rest in the Lord and wait patiently for Him. (Psalm 37:7)

O Mighty God, whose spirit dwells in the heart of every person and who is seeking to lead Your children in living happy and useful lives, grant that we may be strong of will, loyal in affection, and great with good thoughts as we endeavor to guide our State in these days of decision and destiny. Make us instruments through which justice and peace may come to our State and make us a channel through which truth and love may flow.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Cade McCarty, Andrew Williams, Bryan Williams, Teagan Meek, and Reese McCarty.

The Journal of the sixty-fourth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker

Vescovo	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 028

Arthur	Bangert	Carpenter	Conway 10	Cookson
Curtis	Curtman	Ellington	Engler	Evans
Fitzpatrick	Gannon	Lauer	Matthiesen	May
Mitten	Moon	Peters	Pfautsch	Pogue
Rehder	Ross	Rowland 29	Smith 85	Spencer
Wessels	Wood	Mr. Speaker		

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 907, to authorize the conveyance of certain state properties.

SCS SB 1007, relating to the state personnel law, with existing penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HB 2234, HCS HB 1444, HCS HB 1722, HB 2211, HB 2421, HB 2159, HCS HB 2125, HB 1977, HB 2232, HCS HB 2233, HB 2409, HCS HB 2295, HB 2334, HCS HB 2335, HCS HB 2180, HB 2184, HCS HB 1929, HB 1837, HCS HB 2411, HB 2453, HB 2590, HB 1811, HCS HB 2397, HCS HB 1457, HB 1715, HB 1470, HCS HB 1491, HB 1767, HB 1966, HB 2139, HB 1846, HB 1485, HB 2549, HCS HBs 2061 & 2219, HCS HB 1260, and HB 1742 were placed on the Informal Calendar.

HCS#2 HB 1802, relating to exemptions from sales tax, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HCS#2 HB 1802** was agreed to.

On motion of Representative Miller, **HCS#2 HB 1802** was adopted.

On motion of Representative Miller, **HCS#2 HB 1802** was ordered perfected and printed.

THIRD READING OF HOUSE COMMITTEE BILLS

HC B 23, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCB 23** was read the third time and passed by the following vote:

AYES: 093

Adams	Alferman	Andrews	Arthur	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Brown 27	Burnett	Carpenter
Cookson	Corlew	Cross	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fraker	Francis	Franklin
Frederick	Gannon	Green	Grier	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McGaugh	McGee	Messenger
Morgan	Morris 140	Morse 151	Muntzel	Neely
Newman	Phillips	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Rhoads	Roeber
Rone	Rowland 155	Rowland 29	Shaul 113	Shull 16
Shumake	Spencer	Stephens 128	Stevens 46	Swan
Tate	Vescovo	Walker 3	Walker 74	Walsh
White	Wiemann	Wood		

NOES: 056

Anders	Anderson	Barnes 28	Beck	Brown 57
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Ellington	Fitzpatrick	Fitzwater
Franks Jr	Gray	Gregory	Haahr	Helms
Higdon	Hurst	Johnson	Kidd	Lavender
Marshall	May	McCreery	McDaniel	Meredith 71
Merideth 80	Mitten	Moon	Mosley	Nichols
Pierson Jr	Pietzman	Quade	Rehder	Remole
Revis	Roberts	Roden	Ross	Runions
Ruth	Schroer	Smith 163	Sommer	Stacy
Taylor	Trent	Unsicker	Washington	Wessels
Wilson				

PRESENT: 000

ABSENT WITH LEAVE: 012

Bangert	Barnes 60	Bondon	Brattin	Curtman
DeGroot	Miller	Peters	Pfautsch	Pogue
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 005

Berry	Conway 10	Cornejo	McDaniel	Morris 140
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NOES: 136

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cross	Curtis	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morse 151	Mosley	Muntzel	Newman	Nichols
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Bangert	Barnes 60	Bondon	Brattin
Curtman	DeGroot	Fitzpatrick	Fraker	Harris
Kolkmeier	Meredith 71	Neely	Peters	Pfautsch
Pogue	Roden	Shaul 113	Smith 85	Mr. Speaker

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SBs 894 & 921, relating to education curriculum involving science and technology, was taken up by Representative Fitzwater.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section 161.261, Line 12, by inserting immediately after the word "**meet**" the following:

"a majority of"; and

Further amend said bill and section, Page 3, Line 71, by inserting immediately after said line the following:

"167.910. 1. There is hereby established the "Career Readiness Course Task Force" to explore the possibility of a course covering the topics described in this section being offered in the public schools to students in eighth grade or ninth grade. Task force members shall be chosen to represent the geographic diversity of the state. All task force members shall be appointed before October 31, 2018. The task force members shall be appointed as follows:

- (1) A parent of a student attending elementary school, appointed by a statewide association of parents and teachers;**
- (2) A parent of a student attending a grade not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of parents and teachers;**
- (3) A parent of a student attending high school, appointed by a statewide association of parents and teachers;**
- (4) An elementary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;**
- (5) An education professional giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade in an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;**
- (6) A secondary education professional from an accredited school district, appointed by agreement among the Missouri State Teachers Association, the Missouri National Education Association, and the American Federation of Teachers of Missouri;**
- (7) A career and technical education professional who has experience serving as an advisor to a statewide career and technical education organization, appointed by a statewide career and technical education organization;**
- (8) An education professional from an accredited technical high school, appointed by a statewide career and technical education organization;**
- (9) A public school board member, appointed by a statewide association of school boards;**
- (10) A secondary school principal, appointed by a statewide association of secondary school principals;**
- (11) A principal of a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of secondary school principals;**
- (12) An elementary school counselor, appointed by a statewide association of school counselors;**
- (13) A school counselor from a school giving instruction in a grade or grades not lower than the sixth nor higher than the eighth grade, appointed by a statewide association of school counselors;**
- (14) A secondary school counselor, appointed by a statewide association of school counselors;**
- (15) A secondary school career and college counselor, appointed by a statewide association of school counselors;**
- (16) An apprenticeship professional, appointed by the division of workforce development of the department of economic development;**
- (17) A representative of Missouri Project Lead the Way, appointed by the statewide Project Lead the Way organization;**
- (18) A representative of the State Technical College of Missouri, appointed by the State Technical College of Missouri;**
- (19) A representative of a public community college, appointed by a statewide organization of community colleges; and**
- (20) A representative of a public four-year institution of higher education, appointed by the commissioner of higher education.**

2. The members of the task force established under subsection 1 of this section shall elect a chair from among the membership of the task force. The task force shall meet as needed to complete its consideration of the course described in subsection 5 of this section and provide its findings and recommendations as described in subsection 6 of this section. Members of the task force shall serve without compensation. No school district policy or administrative action shall require any education employee member to use personal leave or incur a reduction in pay for participating on the task force.

3. The task force shall hold at least three public hearings to provide an opportunity to receive public testimony including, but not limited to, testimony from educators, local school boards, parents, representatives from business and industry, labor and community leaders, members of the general assembly, and the general public.

4. The department of elementary and secondary education shall provide such legal, research, clerical, and technical services as the task force may require in the performance of its duties.

5. The task force established under subsection 1 of this section shall consider a course that:

- (1) Gives students an opportunity to explore various career and educational opportunities by:
 - (a) Administering career surveys to students and helping students use Missouri Connections to determine their career interests and develop plans to meet their career goals;
 - (b) Explaining the differences between types of colleges, including two-year and four-year colleges, and noting the availability of registered apprenticeship programs as alternatives to college for students;
 - (c) Describing technical degrees offered by colleges;
 - (d) Explaining the courses and educational experiences offered at community colleges;
 - (e) Describing the various certificates and credentials available to earn at the school or other schools including, but not limited to, career and technical education certificates described under section 170.029 and industry-recognized certificates and credentials;
 - (f) Advising students of any advanced placement courses that they may take at the school;
 - (g) Describing any opportunities at the school for dual enrollment;
 - (h) Advising students of any Project Lead the Way courses offered at the school and explaining how Project Lead the Way courses help students learn valuable skills;
 - (i) Informing students of the availability of funding for postsecondary education through the A+ schools program described under section 160.545;
 - (j) Describing the availability of virtual courses;
 - (k) Describing the types of skills and occupations most in demand in the current job market and those skills and occupations likely to be in high demand in future years;
 - (l) Describing the typical salaries for occupations, salary trends, and opportunities for advancement in various occupations;
 - (m) Emphasizing the opportunities available in careers involving science, technology, engineering, and math;
 - (n) Advising students of the resources offered by workforce or job centers;
 - (o) Preparing students for the ACT assessment or the ACT WorkKeys assessments required for the National Career Readiness Certificate;
 - (p) Administering a practice ACT assessment or practice ACT WorkKeys assessments required for the National Career Readiness Certificate to students;
 - (q) Advising students of opportunities to take the SAT and the Armed Services Vocational Aptitude Battery;
 - (r) Administering a basic math test to students so that they can assess their math skills;
 - (s) Administering a basic writing test to students so that they can assess their writing skills;
 - (t) Helping each student prepare a personal plan of study that outlines a sequence of courses and experiences that concludes with the student reaching his or her postsecondary goals; and
 - (u) Explaining how to complete college applications and the Free Application for Federal Student Aid;
- (2) Focuses on career readiness and emphasizes the importance of work ethic, communication, collaboration, critical thinking, and creativity;
- (3) Demonstrates that graduation from a four-year college is not the only pathway to success by describing to students at least sixteen pathways to success in detail and including guest visitors who represent each pathway described. In exploring how these pathways could be covered in the course, the task force shall

consider how instructors for the course may be able to rely on assistance from Missouri Career Pathways within the department of elementary and secondary education;

(4) Provides student loan counseling; and

(5) May include parent-student meetings.

6. Before December 1, 2019, the task force established under subsection 1 of this section shall present its findings and recommendations to the speaker of the house of representatives, the president pro tempore of the senate, the joint committee on education, and the state board of education. Upon presenting the findings and recommendations as described in this subsection, the task force shall dissolve."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Korman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 5, Section 170.018, Line 84, by inserting immediately after said section and line the following:

"173.670. 1. There is hereby established within the department of higher education the "Missouri Science, Technology, Engineering and Mathematics Initiative". The department of higher education may award matching funds through this initiative to public institutions of higher education as part of the annual appropriations process.

2. The purpose of the initiative shall be to provide support to increase interest among elementary, secondary, and university students in fields of study related to science, technology, engineering, and mathematics and to increase the number of Missouri graduates in these fields at Missouri's public two- and four-year institutions of higher education.

3. As used in this section, the following terms mean:

(1) "Educational benefits", the funds provided by an employer to a qualified individual or to an accredited educational institution for a period of up to five years to pay any portion of the tuition or fees for a qualified individual pursuing an advanced certificate, associate's degree, bachelor's degree, master's degree, or doctorate degree in a field of study related to health care, science, engineering, mathematics, or information technology related programs;

(2) "Full-time position", an occupation lasting at least one year that consists of at least thirty hours of work per week;

(3) "Internship", a program lasting at least eight weeks that consists of at least fifteen hours of work per week;

(4) "State tax liability", any liability incurred by a taxpayer under the provisions of chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, or the tax imposed in chapter 147, 148, or 153;

(5) "STEM field", a field involving science, technology, engineering, or mathematics.

4. There is hereby created a "Science, Technology, Engineering and Mathematics Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for the administration of this section. Any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

[4-] 5. As part of the initiative, the department of higher education shall develop a process to award grants to Missouri public two- and four-year institutions of higher education and school districts that have entered into articulation agreements to offer information technology certification through technical course work leading to postsecondary academic credit through the program established in section 173.675.

[5-] 6. The general assembly may appropriate funds to the science, technology, engineering[;] and mathematics fund to match institution funds to support the following programs, **as recommended by the department of higher education:**

(1) ~~[Endowed teaching professor programs, which provide funds to support faculty who teach undergraduate courses in science, technology, engineering, or mathematics fields at public institutions of higher education;~~

~~—(2)]~~ Scholarship programs, which provide financial aid or loan forgiveness awards to Missouri students who study in the science, technology, engineering, or mathematics fields or who plan to enter the teaching field in Missouri with an emphasis on science, technology, engineering, and mathematics areas; **and**

~~[(3)]~~ (2) Experiential youth programs ~~[at public colleges or universities,]~~ designed to provide Missouri middle school, junior high, and high school students with the opportunity to experience science, technology, engineering, and mathematics fields through camps or other educational offerings~~[;~~

~~—(4) Career enhancement programs for current elementary and secondary teachers and professors at Missouri public and private colleges and universities in the science, technology, engineering, or mathematics fields to improve the quality of teaching].~~

7. Any taxpayer in the state of Missouri who provides educational benefits or selects a student majoring in a STEM field who is attending a two-year or four-year public or private Missouri college or university for an internship located in the state of Missouri, or who selects a student who recently graduated with a degree in a STEM field from any two-year or four-year public or private Missouri college or university for a full-time position in a STEM field located in the state of Missouri, may apply to have up to ten thousand dollars of the taxpayer's state tax liability transferred from the general revenue fund and placed in the science, technology, engineering and mathematics fund established in subsection 4 of this section, upon approval by the department of higher education and appropriation by the general assembly. The department of higher education shall establish a procedure for approving applications under this section. For purposes of this subsection, the taxpayer's state tax liability shall be paid before a transfer under this subsection occurs. The cumulative amount of taxes transferred to the science, technology, engineering and mathematics fund under this subsection shall not exceed an annual total of two-hundred thousand dollars from all participating taxpayers in tax year 2019, with such amount adjusted annually for inflation as determined by the Consumer Price Index for all Urban Consumers for the United States as reported by the Bureau of Labor Statistics, or its successor index. In the event a donation is made to the fund from a third party, that donation shall not count towards such annual limit.

8. The department of higher education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 2** was adopted.

Representative Swan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 3, Section 161.261, Line 71, by inserting immediately after all of said section and line the following:

"162.1115. 1. Notwithstanding any provision of law to the contrary, no district shall be penalized for any reason under the Missouri school improvement program if students who graduate from the district complete career and technical education programs approved by the department of elementary and secondary education but are not placed in occupations directly related to their training within six months of graduating.

2. The department of elementary and secondary education shall revise its scoring guide under the Missouri school improvement program to provide additional points to districts that create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

- (1) Enroll in a program of career and technical education while in high school;
- (2) Participate and complete an internship or apprenticeship during their final year of high school; and
- (3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

3. Each school district shall be authorized to create and enter into a partnership with area career centers, comprehensive high schools, industry, and business to develop and implement a pathway for students to:

- (1) Enroll in a program of career and technical education while in high school;
- (2) Participate and complete an internship or apprenticeship during their final year of high school; and
- (3) Obtain the industry certification or credentials applicable to their program or career and technical education and internship or apprenticeship.

4. **In complying with the provisions of subsection 3 of this section, each school district may rely on technical coursework and skills assessments developed for industry-recognized certificates and credentials.**

5. The department of elementary and secondary education shall permit student scores, that are from a nationally recognized examination that demonstrates achievement of workplace employability skills, to count towards credit for college and career readiness standards on the Missouri school improvement program or any subsequent school accreditation or improvement program."; and

Further amend said bill, Page 5, Section 170.018, Line 84, by inserting immediately after all of said section and line the following:

"170.028. 1. For purposes of this section, the following terms mean:

(1) **"Council", the career and technical education advisory council established under section 178.550;**

(2) **"Industry certification", a full certification from a recognized industry, trade, or professional association validating essential skills of a particular occupation, which may include, but shall not be limited to:**

(a) **Any certification related to a high-demand occupation as described by the Missouri economic research and information center (MERIC); and**

(b) **Perkins Technical Skills Assessment;**

(3) **"Occupational competency assessment", a national standardized assessment of skills and knowledge in a specific career or technical area, which may include, but shall not be limited to, assessments offered by the National Occupational Competency Testing Institute (NOCTI).**

2. **The council shall annually review, update, approve, and recommend a list of industry certifications, state-issued professional licenses, and occupational competency assessments.**

3. **A school district may use the list described under subsection 2 of this section as a resource in establishing programs of study that meet their regional workforce needs under section 170.029.**

4. **The department of elementary and secondary education shall identify any provider of a course that:**

(1) **Includes a Perkins Technical Skills Assessment that leads to an industry-recognized credential that meets requirements related to college and career readiness under the Missouri school improvement program; and**

(2) **Is recommended for college credit by a nationally recognized body that provides course equivalency information to facilitate decisions on the awarding of course credit.**

5. (1) **At least annually, the department of elementary and secondary education shall provide the council with a list of all course providers identified under subsection 4 of this section. The council may recommend to the department of elementary and secondary education that agreements described under subdivision (2) of this subsection be entered into with one or more course providers identified in the list.**

(2) **The department of elementary and secondary education may enter into an agreement with a course provider recommended by the council that governs the conditions under which school districts and local educational agencies contract with the course provider.**

(3) **Any school district or local educational agency may contract with the course provider to design or deliver career and technical education programs described under section 170.029.**

178.550. 1. This section shall be known and may be cited as the "Career and Technical Education Student Protection Act". There is hereby established the "Career and Technical Education Advisory Council" within the department of elementary and secondary education.

2. The advisory council shall be composed of ~~fifteen~~ **sixteen** members who shall be Missouri residents. **The director of the department of economic development, or his or her designee, shall be a member.** The commissioner of education shall appoint the following members:

- (1) A director or administrator of a career and technical education center;
- (2) An individual from the business community with a background in commerce;
- (3) A representative from State Technical College of Missouri;
- (4) Three current or retired career and technical education teachers who also serve or served as an advisor to any of the nationally recognized career and technical education student organizations of:

- (a) DECA;
- (b) Future Business Leaders of America (FBLA);
- (c) FFA;
- (d) Family, Career and Community Leaders of America (FCCLA);
- (e) Health Occupations Students of America (HOSA);
- (f) SkillsUSA; or
- (g) Technology Student Association (TSA);
- (5) A representative from a business organization, association of businesses, or a business coalition;
- (6) A representative from a Missouri community college;
- (7) A representative from Southeast Missouri State University or the University of Central Missouri;
- (8) An individual participating in an apprenticeship recognized by the department of labor and industrial relations or approved by the United States Department of Labor's Office of Apprenticeship;
- (9) A school administrator or school superintendent of a school that offers career and technical education.

3. Members **appointed by the commissioner of education** shall serve a term of five years except for the initial appointments, which shall be for the following lengths:

- (1) One member shall be appointed for a term of one year;
- (2) Two members shall be appointed for a term of two years;
- (3) Two members shall be appointed for a term of three years;
- (4) Three members shall be appointed for a term of four years;
- (5) Three members shall be appointed for a term of five years.

4. Four members shall be from the general assembly. The president pro tempore of the senate shall appoint two members of the senate of whom not more than one shall be of the same party. The speaker of the house of representatives shall appoint two members of the house of representatives of whom not more than one shall be of the same party. The legislative members shall serve on the advisory council until such time as they resign, are no longer members of the general assembly, or are replaced by new appointments.

5. The advisory council shall have three nonvoting ex officio members:

- (1) A director of guidance and counseling services at the department of elementary and secondary education, or a similar position if such position ceases to exist;
- (2) The director of the division of workforce development; and
- (3) A member of the coordinating board for higher education, as selected by the coordinating board.

6. The assistant commissioner for the office of college and career readiness of the department of elementary and secondary education shall provide staff assistance to the advisory council.

7. The advisory council shall meet at least four times annually. The advisory council may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The advisory council shall elect from among its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the advisory council shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the advisory council.

8. Any business to come before the advisory council shall be available on the advisory council's internet website at least seven business days prior to the start of each meeting. All records of any decisions, votes, exhibits, or outcomes shall be available on the advisory council's internet website within forty-eight hours following the conclusion of every meeting. Any materials prepared for the members shall be delivered to the members at least five days before the meeting, and to the extent such materials are public records as defined in section 610.010 and

are not permitted to be closed under section 610.021, shall be made available on the advisory council's internet website at least five business days in advance of the meeting.

9. The advisory council shall make an annual written report to the state board of education and the commissioner of education regarding the development, implementation, and administration of the state budget for career and technical education.

10. The advisory council shall annually submit written recommendations to the state board of education and the commissioner of education regarding the oversight and procedures for the handling of funds for student career and technical education organizations.

11. The advisory council shall:

(1) Develop a comprehensive statewide short- and long-range strategic plan for career and technical education;

(2) Identify service gaps and provide advice on methods to close such gaps as they relate to youth and adult employees, workforce development, and employers on training needs;

(3) Confer with public and private entities for the purpose of promoting and improving career and technical education;

(4) Identify legislative recommendations to improve career and technical education;

(5) Promote coordination of existing career and technical education programs;

(6) Adopt, alter, or repeal by its own bylaws, rules and regulations governing the manner in which its business may be transacted.

12. For purposes of this section, the department of elementary and secondary education shall provide such documentation and information as to allow the advisory council to be effective.

13. For purposes of this section, "advisory council" shall mean the career and technical education advisory council."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wood offered **House Amendment No. 1 to House Amendment No. 3.**

House Amendment No. 1

to

House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Line 34, by deleting all of said line and inserting in lieu thereof the following:

"program.

168.800. 1. If a school district uses a salary schedule in which a teacher receives a higher salary if he or she has earned a master's degree, the school district shall compensate any teacher who has earned thirty credit hours in graduate-level or undergraduate-level courses in a field closely related to subjects taught by the teacher and approved by the school board of the district as if the teacher had earned the master's degree required to receive a higher salary on the salary schedule. If the district's salary schedule has different levels of compensation based on the type of master's degree, the district shall compensate the teacher as if the teacher had earned the master's degree with the lowest level of compensation on the salary schedule.

2. The department of elementary and secondary education shall ensure that its evaluations, data collections, and website are updated to reflect the requirements of this section."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

On motion of Representative Swan, **House Amendment No. 3** was adopted.

Representative Black offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 894 & 921, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"161.106. 1. The department of elementary and secondary education shall provide staffing support including but not limited to statewide coordination for career and technical student organizations' activities that are an integral part of the instructional educational curriculum for career and technical education programs approved by the department. Such career and technical organizations shall include, but not be limited to, the nationally recognized organizations of DECA, FBLA, FFA, FCCLA, HOSA, SkillsUSA, and TSA.

2. The department of elementary and secondary education shall ~~continue to~~ handle the funds from the **career and technical student** organizations ~~[in the same manner as it did during school year 2011-12]~~, with department personnel maintaining responsibility for the receipt and disbursement of funds. The department may ensure accountability and transparency by requiring the career and technical student organizations to provide sworn affidavits annually by personnel in the organization who are responsible for such funds as to the proper receipt and disbursement of such funds."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Black, **House Amendment No. 4** was adopted.

On motion of Representative Fitzwater, **HCS SS SCS SBs 894 & 921, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS SS SCS SBs 894 & 921, as amended**, was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Mathews	Matthiesen	May	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 019

Barnes 28	Beck	Brown 27	Burns	Curtis
Hurst	Lavender	Marshall	McCann Beatty	McCreery
McGee	Mitten	Moon	Morgan	Newman
Razer	Smith 85	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 021

Adams	Bangert	Chipman	Cookson	Fitzpatrick
Fraker	Green	Harris	Henderson	Kelley 127
Lauer	Lichtenegger	McDaniel	Peters	Pfautsch
Phillips	Pietzman	Pogue	Reisch	Stacy
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

SS SB 705 and **HCS SB 727** were placed on the Informal Calendar.

SCS SB 892, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

On motion of Representative Walker (3), the title of **SCS SB 892**, relating to public employee retirement systems, was agreed to.

Representative Walker (3) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 1, In the Title, Line 4, by deleting the words "system for prosecuting and circuit attorneys" and inserting in lieu thereof the word "systems"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Walker (3), **House Amendment No. 1** was adopted.

Representative Bondon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined ~~[by the actuary for the retirement system in the manner]~~ as provided in ~~[subsection]~~ **subsections 4 and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an

increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent ~~[after]~~ **before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, ~~[after]~~ **before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under ~~[subsection]~~ **subsections 4, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year ~~[by the actuary for the retirement system in the manner]~~ **as provided in [subsection] subsections 4, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid

by the employers and the level rate of contributions to be deducted from the compensation of members for any calendar year shall each be limited as follows:

- (a) The contribution rate shall not be less than seven and one-half percent;
 - (b) The contribution rate shall not exceed nine percent; and
 - (c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;
- (4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. 1. Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the

appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 2** was adopted.

Representative Taylor offered **House Amendment No. 3**.

House Amendment No. 3

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"70.227. 1. For purposes of this section, the following terms mean:

(1) "Local units", the same meaning given to the term under section 251.160;

(2) "Transportation planning boundary", the same meaning given to the term under section 251.160.

2. Notwithstanding the provisions of sections 70.600 to 70.755 to the contrary, a metropolitan planning organization organized under 23 U.S.C. Section 134 and designated by the governor shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such metropolitan planning organization shall be eligible for membership in the Missouri local government employees' retirement system upon the metropolitan planning organization becoming an employer, as defined in subdivision (11) of section 70.600.

3. Upon receipt of certified copies of resolutions recommending the dissolution of a metropolitan planning organization adopted by the governing bodies of a majority of the local units within the transportation planning boundary served by the metropolitan planning organization, and upon a finding that all outstanding indebtedness of the metropolitan planning organization has been paid, including moneys owed to any retirement plan or system in which the organization participates and has pledged to pay for the unfunded accrued liability of its past and current employees, and all unexpended funds returned to the local units that supplied them or adequate provision made for the funds, the governor shall issue a certificate of dissolution of the organization, which shall thereupon cease to exist. If such organization was formally incorporated as a Missouri nonprofit corporation, the secretary of state shall issue such certificate of dissolution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 3** was adopted.

Representative Remole offered **House Amendment No. 4**.

House Amendment No. 4

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"278.157. 1. Notwithstanding the provisions of section 70.600 to the contrary, a soil and water conservation district organized under sections 278.060 to 278.155 shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system upon the soil and water district becoming an "employer" as defined in subdivision (11) of section 70.600.

2. Prior to the soil and water commission declaring a soil and water conservation district disestablished under section 278.150, the soil and water commission shall make a determination that all outstanding indebtedness of the soil and water conservation district has been paid, including moneys owed to any retirement plan or system in which the soil and water conservation district participates and has pledged to pay for the unfunded accrued liability of past and current employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Remole, **House Amendment No. 4** was adopted.

Representative Black offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 9, Section 56.840, Line 38, by inserting after all of said section and line the following:

"169.560. **1.** Any person retired and currently receiving a retirement allowance pursuant to sections 169.010 to 169.141, other than for disability, may be employed in any capacity ~~in a district~~ **for an employer** included in the retirement system created by those sections on either a part-time or temporary-substitute basis not to exceed a total of five hundred fifty hours in any one school year, and through such employment may earn up to fifty percent of the annual compensation payable under the ~~district's~~ **employer's** salary schedule for the position or positions filled by the retiree, given such person's level of experience and education, without a discontinuance of the person's retirement allowance. If the ~~school district~~ **employer** does not utilize a salary schedule, or if the position in question is not subject to the ~~district's~~ **employer's** salary schedule, a retiree employed in accordance with the provisions of this ~~section~~ **subsection** may earn up to fifty percent of the annual compensation paid to the person or persons who last held such position or positions. If the position or positions did not previously exist, the compensation limit shall be determined in accordance with rules duly adopted by the board of trustees of the retirement system; provided that, it shall not exceed fifty percent of the annual compensation payable for the position ~~in the school district~~ **by the employer** that is most comparable to the position filled by the retiree. In any case where a retiree fills more than one position during the school year, the fifty-percent limit on permitted earning shall be based solely on the annual compensation of the highest paid position occupied by the retiree for at least one-fifth of the total hours worked during the year. Such a person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of employment. If such a person is employed in any capacity by such ~~a district~~ **an employer** in excess of the limitations set forth in this ~~section~~ **subsection**, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall contribute to the retirement system if the person satisfies the retirement system's membership eligibility requirements. In addition to the conditions set forth above, this ~~section~~ **subsection** shall apply to any person retired and currently receiving a retirement allowance under sections 169.010 to 169.141, other than for disability, who is employed by a third party or is performing work as an independent contractor, if such person is performing work ~~in a district~~ **for an employer** included in the retirement system as a temporary or long-term substitute teacher or in any other position that would normally require that person to be duly certificated under the laws governing the certification of teachers in Missouri if such person was employed by the district. The retirement system may require the ~~district~~ **employer**, the third-party employer, the independent contractor, and the retiree subject to this ~~section~~ **subsection** to provide documentation showing compliance with this ~~section~~ **subsection**. If such documentation is not provided, the retirement system may deem the retiree to have exceeded the limitations provided in this ~~section~~ **subsection**.

2. Notwithstanding any other provision of this section, any person retired and currently receiving a retirement allowance in accordance with sections 169.010 to 169.141, other than for disability, may be employed by an employer included in the retirement system created by those sections in a position that does not normally require a person employed in that position to be duly certificated under the laws governing the certification of teachers in Missouri, and through such employment may earn up to sixty percent of the minimum teacher's salary as set forth in section 163.172, without a discontinuance of the person's retirement allowance. Such person shall not contribute to the retirement system or to the public education employee retirement system established by sections 169.600 to 169.715 because of earnings during such period of

employment, and such person shall not earn membership service for such employment. The employer's contribution rate shall be paid by the hiring employer into the public education employee retirement system established by sections 169.600 to 169.715. If such a person is employed in any capacity by an employer in excess of the limitations set forth in this subsection, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed. In addition, such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor assumed the Chair.

On motion of Representative Black, **House Amendment No. 5** was adopted.

On motion of Representative Walker (3), **SCS SB 892, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cross	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 004

DeGroot	Hurst	Marshall	Moon
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PRESENT: 005

Black	Brown 27	Cornejo	Ellington	Morgan
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ABSENT WITH LEAVE: 013

Bangert	Cookson	Curtis	Engler	Gannon
McDaniel	Peters	Pfautsch	Pogue	Ross
Smith 85	Trent	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1744** entitled:

An act to repeal sections 160.545, 162.441, 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session, 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof eight new sections relating to higher education, with an emergency clause for a certain section.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1744, Page 20, Section 173.1107, Line 4, by inserting immediately after said line the following:

“173.1592. After July 1, 2019, no public institution of higher education in this state shall require any student to purchase meal plans or to dine at on-campus facilities when a student has presented medical documentation of a food allergy or sensitivity, or a medical dietary issue, to the institution.”; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 608** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 826, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

On motion of Representative Vescovo, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Chipman.

THIRD READING OF SENATE BILLS

HCS SB 681, SB 649, SS SCS SB 549, SS#5 SB 564, and HCS SB 659 were placed on the Informal Calendar.

HCS SS SCS SB 707, relating to vehicle sales, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS SS SCS SB 707** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 1, Section A, Line 5, by inserting after all of said section and line the following:

"301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided ~~[in the vehicle inspection report]~~ **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, bus or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided ~~[in the vehicle inspection report]~~ **by the owner of the vehicle**, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two

pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.032. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all fleet vehicles owned or purchased by a fleet owner registered pursuant to this section. The director of revenue shall prescribe the forms for such fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of ten or more motor vehicles which must be registered in accordance with this chapter may register as a fleet owner. All registered fleet owners may, at their option, register all motor vehicles included in the fleet on a calendar year or biennial basis pursuant to this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of fleet vehicles.

2. All fleet vehicles included in the fleet of a registered fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the fleet to be registered on a calendar year basis or on a biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. ~~[Notwithstanding the provisions of section 307.355, an application for registration of a fleet vehicle must be accompanied by a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application.]~~ The fees for vehicles added to the fleet which must be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee and when licensed on or after January first the fee shall be one-fourth the annual fee. When biennial registration is sought for vehicles added to a fleet, an additional year's annual fee will be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a fleet purchases or otherwise acquires a vehicle which is to be added to the fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred pursuant to this subsection.

4. Except as specifically provided in this subsection, all fleet vehicles registered pursuant to this section shall be issued a special license plate which shall have the words "Fleet Vehicle" in place of the words "Show-Me State" in the manner prescribed by the advisory committee established in section 301.129. Alternatively, for a one-time additional five dollar per-vehicle fee beyond the regular registration fee, a fleet owner of at least fifty fleet vehicles may apply for fleet license plates bearing a company name or logo, the size and design thereof subject to approval by the director. All fleet license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued. The director of revenue shall promulgate rules and regulations establishing the procedure for application and issuance of fleet vehicle license plates.

~~[5. Notwithstanding the provisions of sections 307.350 to 307.390 to the contrary, a fleet vehicle registered in Missouri is exempt from the requirements of sections 307.350 to 307.390 if at the time of the annual fleet registration, such fleet vehicle is situated outside the state of Missouri.]~~

301.074. License plates issued under sections 301.071 to 301.075 shall be valid for the duration of the veteran's disability. Each such applicant issued license plates under these provisions shall annually furnish ~~[proof of vehicle inspection and]~~ proof of disability to the director, except that an applicant whose service connected disability qualifying him for special license plates consists in whole or in part of loss of an eye or a limb or an applicant with a one hundred percent permanent disability, as established by a physician's signed statement to that effect, need only furnish proof of disability to the director when initially applying for the special license plates and not thereafter, but in such case proof that the veteran is alive shall be required annually. Each person qualifying under sections 301.071 to 301.075 may license only one motor vehicle under these provisions. No commercial motor vehicle in excess of twenty-four thousand pounds gross weight may be licensed under the provisions of sections 301.071 to 301.075.

301.132. 1. For purposes of this section, "street rod" is a vehicle older than 1949 or a vehicle manufactured after 1948 to resemble a vehicle manufactured before 1949; and has been altered from the manufacturer's original design or has a body constructed from nonoriginal materials.

2. The model year and the year of manufacture that are listed on the certificate of title of a street rod vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

3. For each street rod, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

4. In applying for registration of a street rod pursuant to this section, the owner of the street rod shall submit with the application a certification that the vehicle for which the application is made:

(1) Will be maintained for occasional transportation, exhibitions, club activities, parades, tours, and similar uses;

(2) Will not be used for general daily transportation.

~~5. [In addition to the certification required pursuant to subsection 4 of this section, when applying for registration of a street rod, the new owner of the street rod shall provide proof that the street rod passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~6.]~~ On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "STREET ROD", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered pursuant to this section. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

~~[7-]~~ 6. Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

~~[8-]~~ 7. ~~[Except as provided in subsection 5 of this section,]~~ A vehicle registered pursuant to this section is exempt from any statute of this state that requires ~~[periodic vehicle inspections and from any statute of this state that requires]~~ the use and inspection of emission controls.

~~[9-]~~ 8. A "custom vehicle" means any motor vehicle that:

- (1) Is at least twenty-five years old and of a model year after 1948, or was manufactured to resemble a vehicle twenty-five years old or older and of a model year after 1948; and
- (2) Has been altered from the manufacturer's original design, or has an entire body constructed from nonoriginal materials.

~~[10-]~~ 9. The model year and the year of manufacture that are listed on the certificate of title of a custom vehicle shall be the model year and year of manufacture that the body of such vehicle resembles. The current and all subsequent certificates of ownership shall be designated with the word "REPLICA".

~~[11-]~~ 10. For each custom vehicle, there shall be an annual fee equal to the fee charged for personalized license plates in section 301.144 in addition to the regular annual registration fees.

~~[12-]~~ 11. In applying for registration of a custom vehicle pursuant to this section, the owner of the custom vehicle shall submit with the application a certification that the vehicle for which the application is made:

- (1) Will be maintained for occasional transportation, exhibits, club activities, parades, tours, and similar uses; and
- (2) Will not be used for general daily transportation.

~~[13-]~~ ~~In addition to the certification required pursuant to subsection 12 of this section, when applying for registration of a custom vehicle, the new owner of the custom vehicle shall provide proof that the custom vehicle passed a safety inspection in accordance with section 307.350 that shall be approved by the department of public safety in consultation with the street rod community in this state.~~

~~———~~ 12. On registration of a vehicle pursuant to this section, the director of the department of revenue shall issue to the owner two license plates containing the number assigned to the registration certificate issued by the director of revenue, and the following words: "CUSTOM VEHICLE", "STATE OF MISSOURI". Such license plates shall be kept securely attached to the motor vehicle registered hereunder. The director of revenue shall determine the characteristic features of such license plates for vehicles registered pursuant to the provisions of this section so that they may be recognized as such, except that such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

~~[15-]~~ 13. Unless the presence of the equipment was specifically required by a statute of this state as a condition of sale in the year listed as the year of manufacture on the certificate of title, the presence of any specific equipment is not required for the operation of a vehicle registered pursuant to this section.

~~[16-]~~ 14. ~~[Except as provided in subsection 13 of this section,]~~ A vehicle registered pursuant to this section is exempt from any statute of this state that requires ~~[periodic vehicle inspections and from any statute of this state that requires]~~ the use and inspection of emission controls.

~~[17-]~~ 15. For purposes of this section, "blue dot tail light" is a red lamp installed in the rear of a motor vehicle containing a blue or purple insert that is not more than one inch in diameter.

~~[18-]~~ 16. A street rod or custom vehicle may use blue dot tail lights for stop lamps, rear turning indicator lamps, rear hazard lamps, and rear reflectors.

301.147. 1. Notwithstanding the provisions of section 301.020 to the contrary, beginning July 1, 2000, the director of revenue may provide owners of motor vehicles, other than commercial motor vehicles licensed in excess of fifty-four thousand pounds gross weight, the option of biennially registering motor vehicles. Any vehicle manufactured as an even-numbered model year vehicle shall be renewed each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be renewed each odd-numbered calendar year, subject to the following requirements:

- (1) The fee collected at the time of biennial registration shall include the annual registration fee plus a pro rata amount for the additional twelve months of the biennial registration;
- (2) Presentation of all documentation otherwise required by law for vehicle registration including, but not limited to, a personal property tax receipt or certified statement for the preceding year that no such taxes were due as set forth in section 301.025, proof of ~~[a motor vehicle safety inspection and]~~ any applicable emission inspection conducted within sixty days prior to the date of application and proof of insurance as required by section 303.026.

2. The director of revenue may prescribe rules and regulations for the effective administration of this section. The director is authorized to adopt those rules that are reasonable and necessary to accomplish the limited duties specifically delegated within this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is promulgated pursuant to the authority delegated in this section shall become effective only if it has been promulgated pursuant to the provisions of chapter 536. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 1, 2000, shall be invalid and void.

3. The director of revenue shall have the authority to stagger the registration period of motor vehicles other than commercial motor vehicles licensed in excess of twelve thousand pounds gross weight. Once the owner of a motor vehicle chooses the option of biennial registration, such registration must be maintained for the full twenty-four month period.

301.190. 1. No certificate of registration of any motor vehicle or trailer, or number plate therefor, shall be issued by the director of revenue unless the applicant therefor shall make application for and be granted a certificate of ownership of such motor vehicle or trailer, or shall present satisfactory evidence that such certificate has been previously issued to the applicant for such motor vehicle or trailer. Application shall be made within thirty days after the applicant acquires the motor vehicle or trailer, unless the motor vehicle was acquired under section 301.213 in which case the applicant shall make application within thirty days after receiving title from the dealer, upon a blank form furnished by the director of revenue and shall contain the applicant's identification number, a full description of the motor vehicle or trailer, the vehicle identification number, and the mileage registered on the odometer at the time of transfer of ownership, as required by section 407.536, together with a statement of the applicant's source of title and of any liens or encumbrances on the motor vehicle or trailer, provided that for good cause shown the director of revenue may extend the period of time for making such application. When an owner wants to add or delete a name or names on an application for certificate of ownership of a motor vehicle or trailer that would cause it to be inconsistent with the name or names listed on the notice of lien, the owner shall provide the director with documentation evidencing the lienholder's authorization to add or delete a name or names on an application for certificate of ownership.

2. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true and shall, to the extent possible without substantially delaying processing of the application, review any odometer information pertaining to such motor vehicle that is accessible to the director of revenue. If satisfied that the applicant is the lawful owner of such motor vehicle or trailer, or otherwise entitled to have the same registered in his name, the director shall thereupon issue an appropriate certificate over his signature and sealed with the seal of his office, procured and used for such purpose. The certificate shall contain on its face a complete description, vehicle identification number, and other evidence of identification of the motor vehicle or trailer, as the director of revenue may deem necessary, together with the odometer information required to be put on the face of the certificate pursuant to section 407.536, a statement of any liens or encumbrances which the application may show to be thereon, and, if ownership of the vehicle has been transferred, the name of the state issuing the transferor's title and whether the transferor's odometer mileage statement executed pursuant to section 407.536 indicated that the true mileage is materially different from the number of miles shown on the odometer, or is unknown.

3. The director of revenue shall appropriately designate on the current and all subsequent issues of the certificate the words "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Specially Constructed Motor Vehicle", or "Non-USA-Std Motor Vehicle", as defined in section 301.010. Effective July 1, 1990, on all original and all subsequent issues of the certificate for motor vehicles as referenced in subsections 2 and 3 of section 301.020, the director shall print on the face thereof the following designation: "Annual odometer updates may be available from the department of revenue.". On any duplicate certificate, the director of revenue shall reprint on the face thereof the most recent of either:

(1) The mileage information included on the face of the immediately prior certificate and the date of purchase or issuance of the immediately prior certificate; or

(2) Any other mileage information provided to the director of revenue, and the date the director obtained or recorded that information.

4. The certificate of ownership issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection. In order to carry out the requirements of this subsection, the director of revenue may contract with a

nonprofit scientific or educational institution specializing in the analysis of secure documents to determine the most effective methods of rendering Missouri certificates of ownership nonalterable or noncounterfeitable.

5. The fee for each original certificate so issued shall be eight dollars and fifty cents, in addition to the fee for registration of such motor vehicle or trailer. If application for the certificate is not made within thirty days after the vehicle is acquired by the applicant, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, a delinquency penalty fee of twenty-five dollars for the first thirty days of delinquency and twenty-five dollars for each thirty days of delinquency thereafter, not to exceed a total of two hundred dollars, but such penalty may be waived by the director for a good cause shown. If the director of revenue learns that any person has failed to obtain a certificate within thirty days after acquiring a motor vehicle or trailer, or where the motor vehicle was acquired under section 301.213 and the applicant fails to make application within thirty days after receiving title from the dealer, or has sold a vehicle without obtaining a certificate, he shall cancel the registration of all vehicles registered in the name of the person, either as sole owner or as a co-owner, and shall notify the person that the cancellation will remain in force until the person pays the delinquency penalty fee provided in this section, together with all fees, charges and payments which the person should have paid in connection with the certificate of ownership and registration of the vehicle. The certificate shall be good for the life of the motor vehicle or trailer so long as the same is owned or held by the original holder of the certificate and shall not have to be renewed annually.

6. Any applicant for a certificate of ownership requesting the department of revenue to process an application for a certificate of ownership in an expeditious manner requiring special handling shall pay a fee of five dollars in addition to the regular certificate of ownership fee.

7. It is unlawful for any person to operate in this state a motor vehicle or trailer required to be registered under the provisions of the law unless a certificate of ownership has been applied for as provided in this section.

8. Before an original Missouri certificate of ownership is issued, an inspection of the vehicle and a verification of vehicle identification numbers shall be made by the Missouri state highway patrol on vehicles for which there is a current title issued by another state if a Missouri salvage certificate of title has been issued for the same vehicle but no prior inspection and verification has been made in this state, except that if such vehicle has been inspected in another state by a law enforcement officer in a manner comparable to the inspection process in this state and the vehicle identification numbers have been so verified, the applicant shall not be liable for the twenty-five dollar inspection fee if such applicant submits proof of inspection and vehicle identification number verification to the director of revenue at the time of the application. The applicant, who has such a title for a vehicle on which no prior inspection and verification have been made, shall pay a fee of twenty-five dollars for such verification and inspection, payable to the director of revenue at the time of the request for the application, which shall be deposited in the state treasury to the credit of the state highways and transportation department fund.

9. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, specially constructed motor vehicle, kit vehicle, motor change vehicle, non-USA-std motor vehicle, or other vehicle as required by the director of revenue shall be accompanied by a vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The vehicle examination shall include a verification of vehicle identification numbers and a determination of the classification of the vehicle. The owner of a vehicle which requires a vehicle examination certificate shall present the vehicle for examination and obtain a completed vehicle examination certificate prior to submitting an application for a certificate of ownership to the director of revenue. Notwithstanding any provision of the law to the contrary, an owner presenting a motor vehicle which has been issued a salvage title and which is ten years of age or older to a vehicle examination described in this subsection in order to obtain a certificate of ownership with the designation prior salvage motor vehicle shall not be required to repair or restore the vehicle to its original appearance in order to pass or complete the vehicle examination. The fee for the vehicle examination application shall be twenty-five dollars and shall be collected by the director of revenue at the time of the request for the application and shall be deposited in the state treasury to the credit of the state highways and transportation department fund. If the vehicle is also to be registered in Missouri, ~~the safety inspection required in chapter 307 and~~ the emissions inspection required under chapter 643 shall be completed and the fees required by section 307.365 and section 643.315 shall be charged to the owner.

10. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri ~~for as required by section 301.020~~, it shall be accompanied by a current inspection form certified by a duly authorized official inspection station as described in chapter 307. The completed form shall certify that the manufacturer's identification number for the vehicle has been inspected, that it is correctly displayed on the vehicle and shall certify the reading shown on the odometer at the time of inspection. The inspection station shall collect the same fee as authorized in section 307.365 for making the

inspection, and the fee shall be deposited in the same manner as provided in section 307.365. If the vehicle is also to be registered in Missouri, ~~[the safety inspection required in chapter 307 and]~~ the emissions inspection required under chapter 643 shall be completed and only the fees required by section 307.365 and section 643.315 shall be charged to the owner. This section shall not apply to vehicles being transferred on a manufacturer's statement of origin.

11. Motor vehicles brought into this state in a wrecked or damaged condition or after being towed as an abandoned vehicle pursuant to another state's abandoned motor vehicle procedures shall, in lieu of the inspection required by subsection 10 of this section, be inspected by the Missouri state highway patrol in accordance with subsection 9 of this section. If the inspection reveals the vehicle to be in a salvage or junk condition, the director shall so indicate on any Missouri certificate of ownership issued for such vehicle. Any salvage designation shall be carried forward on all subsequently issued certificates of title for the motor vehicle.

12. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, or prior salvage vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the name of the issuing state and such prior designation. The absence of any prior designation shall not relieve a transferor of the duty to exercise due diligence with regard to such certificate of ownership prior to the transfer of a certificate. If a transferor exercises any due diligence with regard to a certificate of ownership, the legal transfer of a certificate of ownership without any designation that is subsequently discovered to have or should have had a designation shall be a transfer free and clear of any liabilities of the transferor associated with the missing designation.

13. When an application is made for an original Missouri certificate of ownership for a motor vehicle previously registered or titled in a state other than Missouri, and the certificate of ownership has been appropriately designated by the issuing state as non-USA-std motor vehicle, the director of revenue shall appropriately designate on the current Missouri and all subsequent issues of the certificate of ownership the words "Non-USA-Std Motor Vehicle".

14. The director of revenue and the superintendent of the Missouri state highway patrol shall make and enforce rules for the administration of the inspections required by this section.

15. Each application for an original Missouri certificate of ownership for a vehicle which is classified as a reconstructed motor vehicle, manufactured forty or more years prior to the current model year, and which has a value of three thousand dollars or less shall be accompanied by:

- (1) A proper affidavit submitted by the owner explaining how the motor vehicle or trailer was acquired and, if applicable, the reasons a valid certificate of ownership cannot be furnished;
- (2) Photocopies of receipts, bills of sale establishing ownership, or titles, and the source of all major component parts used to rebuild the vehicle;
- (3) A fee of one hundred fifty dollars in addition to the fees described in subsection 5 of this section. Such fee shall be deposited in the state treasury to the credit of the state highways and transportation department fund; and
- (4) An inspection certificate, other than a motor vehicle examination certificate required under subsection 9 of this section, completed and issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue. The inspection performed by the highway patrol or other authorized local law enforcement agency shall include a check for stolen vehicles.

The department of revenue shall issue the owner a certificate of ownership designated with the words "Reconstructed Motor Vehicle" and deliver such certificate of ownership in accordance with the provisions of this chapter. Notwithstanding subsection 9 of this section, no owner of a reconstructed motor vehicle described in this subsection shall be required to obtain a vehicle examination certificate issued by the Missouri state highway patrol.

301.191. 1. When an application is made for an original Missouri certificate of ownership for a previously untitled trailer ~~[sixteen feet or more in length]~~ which is stated to be homemade, the applicant shall present a certificate of inspection as provided in this section. No certificate of ownership shall be issued for such a homemade trailer if no certificate of inspection is presented.

2. As used in this section, "homemade" means made by a person who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a statement of origin.

3. Every person constructing a homemade trailer ~~[sixteen feet or more in length]~~ shall obtain an inspection from the sheriff of his or her county of residence or from the Missouri state highway patrol prior to applying for a certificate of ownership. If the person constructing the trailer sells or transfers the trailer prior to applying for a

certificate of ownership, the sheriff's or the Missouri state highway patrol's certificate of inspection shall be transferred with the trailer.

4. A fee of ~~[ten]~~ **twenty-five** dollars shall be paid for the inspection. If the inspection is completed by the sheriff, the proceeds from the inspections shall be deposited by the sheriff within thirty days into the county law enforcement fund if one exists; otherwise into the county general revenue fund. If the inspection is completed by the Missouri state highway patrol, the applicant shall pay the ~~[ten]~~ **twenty-five** dollar inspection fee to the director of revenue at the time of application for a certificate of ownership for the homemade trailer. The fee shall be deposited in the state treasury to the credit of the state highway fund.

5. The sheriff or Missouri state highway patrol shall inspect the trailer and certify it if the trailer appears to be homemade. The sheriff or Missouri state highway patrol may request the owner to provide any documents or other evidence showing that the trailer was homemade. When a trailer is certified by the sheriff, the sheriff may stamp a permanent identifying number in the tongue of the frame. The certificate of inspection shall be on a form designed and provided by the director of revenue.

6. Upon presentation of the certificate of inspection and all applicable documents and fees including the identification plate fee provided in section 301.380, the director of revenue shall issue a readily distinguishable manufacturers' identifying number plate. The identification number plate shall be affixed to the tongue of the trailer's frame.

7. The sheriff or Missouri state highway patrol may seize any trailer which has been stolen or has identifying numbers obliterated or removed. The sheriff or Missouri state highway patrol may hold the trailer as evidence while an investigation is conducted. The trailer shall be returned if no related criminal charges are filed within thirty days or when the charges are later dropped or dismissed or when the owner is acquitted."; and

Further amend said bill, Page 5, Section 301.213, Line 122, by inserting immediately after said section and line the following:

"301.380. 1. Whenever the original, manufacturer's, or other distinguishing number on any motor vehicle, trailer or motor vehicle tire has been destroyed, removed, covered, altered, defaced or is otherwise nonexistent, the director of revenue, upon application, payment of a fee of seven dollars and fifty cents, and satisfactory proof of ownership by the owner, shall issue a certificate authorizing the owner to place a special number designated by the director of revenue upon the vehicle, trailer or tire.

2. In order to properly calculate the sales tax due, in the case of a trailer which is alleged to have been made by someone who is not a manufacturer using readily distinguishable manufacturers' identifying numbers or a certificate of origin, the person seeking the special number authorized by the provisions of this section shall secure a ~~[written statement from a motor vehicle inspection station]~~ **vehicle examination certificate issued by the Missouri state highway patrol, or other law enforcement agency as authorized by the director of revenue**, that the trailer has been examined and that it is not one made by a regular manufacturer. **The person seeking the special number authorized by the provisions of this section shall pay a fee of twenty-five dollars for such examination certificate, payable to the director of revenue, which shall be deposited into the state treasury to the credit of the state highways and transportation department fund.** The superintendent of the state highway patrol shall provide such forms for ~~[inspection stations, and the person, firm, or corporation seeking the examination shall pay a regular inspection fee for the examination. The proceeds of the fee shall be distributed in the same manner as regular inspection fees are distributed]~~ **law enforcement agencies performing such inspections.** This subsection shall not apply to trailers inspected under section 301.191.

3. The director of revenue shall designate the special numbers consecutively beginning with the number one preceded by the letters "DR" and followed by the letters "Mo" for each make of motor vehicle, trailer or motor vehicle tire, or if the make be unknown, the number shall also be preceded by the letter "X".

4. When such number has been placed upon the motor vehicle or motor or engine thereof, or trailer or motor vehicle tire, it shall be the lawful number of the same for the purpose of identification, registration, and all other purposes of this chapter, and the owner may sell and transfer such property under the special number. No person shall destroy, remove, cover, alter or deface any such special number.

301.443. 1. Any legal resident of the state of Missouri who is a veteran of service in the Armed Forces of the United States and has been honorably discharged from such service and who is a former prisoner of war and any legal resident of the state of Missouri who is a former prisoner of war and who was a United States citizen not in the Armed Forces of the United States during such time is, upon filing an application for registration together with such information and proof in the form of a statement from the United States Veterans Administration or the Department of Defense or any other form of proof as the director may require, entitled to receive annually one certificate of

registration and one set of license plates or other evidence of registration as provided in section 301.130 for a motor vehicle other than a commercial motor vehicle licensed in excess of twenty-four thousand pounds gross weight. There shall be no fee charged for license plates issued under the provisions of this section.

2. Not more than one certificate of registration and one corresponding set of motor vehicle license plates or other evidence of registration as provided in section 301.130 shall be issued each year to a qualified former prisoner of war under this section.

3. Proof of ownership ~~[and vehicle inspection]~~ of the particular motor vehicle for which a registration certificate and set of license plates is requested must be shown at the time of application. Proof of status as a former prisoner of war as required in subsection 1 of this section shall only be required on the initial application.

4. As used in this section, "former prisoner of war" means any person who was taken as an enemy prisoner during World War I, World War II, the Korean Conflict, or the Vietnam Conflict.

5. The director shall furnish each former prisoner of war obtaining a set of license plates under the provisions of subsections 1 to 4 of this section special plates which shall have the words "FORMER P.O.W." on the license plates in preference to the words "SHOW-ME STATE" as provided in section 301.130 in a form prescribed by the advisory committee established in section 301.129. Such license plates shall be made with fully reflective material, shall have a white background with a blue and red configuration at the discretion of the advisory committee established in section 301.129, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

6. Registration certificates and license plates issued under the provisions of this section shall not be transferable to any other person except that any registered co-owner of the motor vehicle will be entitled to operate the motor vehicle for the duration of the year licensed in the event of the death of the qualified former prisoner of war.

7. (1) Notwithstanding the provisions of subsection 6 of this section to the contrary, the surviving spouse of a former prisoner of war who has not remarried and who has been issued license plates described in subsection 5 of this section shall be entitled to transfer such license plates to the motor vehicle of the surviving spouse and receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the transfer of such license plates.

(2) The department of revenue shall promulgate rules for the obtaining of a set of license plates described in subsection 5 of this section by the surviving spouse of the former prisoner of war when such license plates are not issued prior to the death of the former prisoner of war. The surviving spouse shall be entitled to receive annually one certificate of registration and one set of license plates or other evidence of registration as provided in section 301.130 as if a former prisoner of war until remarriage. There shall be no fee charged for the license plates issued pursuant to this subdivision."; and

Further amend said bill, Page 26, Section 301.570, Line 28, by inserting immediately after said section and line the following:

"301.800. 1. Any motor vehicle assembled by a two- or four-year institution of higher education exclusively utilizing solar power and built to compete in a national competition organized to foster interest in solar energy shall be registered and titled by the director of revenue, other laws regulating licensing of motor vehicles to the contrary notwithstanding.

2. Such institution shall file an application in a form prescribed by the director, verified by affidavit, that such vehicle meets the requirements of subsection 1 of this section.

3. The plate issued by the director shall be the collegiate plate of the institution and shall display the term "solar" in a manner prescribed by the director.

4. The institution shall pay the applicable fees as determined by the director.

5. Such motor vehicle shall be exempt from the ~~[inspections required by section 307.350 and]~~ **inspection required under** section 643.315 and shall only be operated on the streets and highways with the approval of the institution of higher education."; and

Further amend said bill, Page 28, Section 307.350, Line 49, by inserting immediately after said section and line the following:

"307.360. 1. The superintendent of the Missouri state highway patrol shall issue permits and written instructions to official inspection stations and shall furnish forms and certificates for the ~~[inspection of brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system, and any other safety equipment required by the state. In no instance will road testing of a vehicle be considered a part of the inspection procedure]~~ **certification of manufacturer's identification numbers and odometer readings for vehicles presented for inspection.**

2. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official inspection station and the qualifications for persons who conduct the inspections, and no applicant may be approved to operate an official inspection station until the applicant meets the standards and has the required equipment and qualified inspectors as prescribed. The superintendent of the Missouri state highway patrol shall establish standards and procedures to be followed in the making of inspections required by sections ~~[307.350]~~ **307.360** to 307.390 and shall prescribe rules and regulations for the operation of the stations.

3. (1) The application for permit as an official inspection station shall be made to the superintendent of the Missouri state highway patrol on a form furnished by the superintendent. The fee for a permit to operate an official inspection station shall be ten dollars per year and each permit shall be renewed annually on the date of issue. All fees shall be payable to the director of revenue and shall be deposited by him in the state treasury to the credit of the state highway fund.

(2) The application shall set forth the name under which applicant transacts or intends to transact business, the location of the applicant's place of business and such other information as the superintendent of the Missouri state highway patrol may require. If the applicant has or intends to have more than one place of business within the state, a separate application shall be made for each place of business. If the applicant is a partnership, the application shall set forth the names of the partners; if a corporation, the names of the officers shall be shown. The application shall be signed and verified by oath or affirmation of the owner or an authorized officer or partner.

(3) Each location which fulfills the superintendent of the Missouri state highway patrol's requirements and whose owners, proprietors and employees comply with the superintendent's regulations and qualifications shall be designated as an official inspection station and the applicant issued a certificate. The superintendent of the Missouri state highway patrol shall investigate all applicants for inspection station permits to determine whether or not the premises, equipment and personnel meet the requirements prescribed by him.

(4) Any automobile mechanic who has had at least one year of practical experience as an automotive mechanic or any person who has successfully completed a course of vocational instruction in automotive mechanics from a generally recognized educational institution, either public or private, and who has demonstrated the knowledge and ability to conduct an inspection in compliance with the regulations established by the superintendent of the Missouri state highway patrol may be issued a permit to conduct inspections at any official inspection station. No person without a valid permit shall conduct any part of an inspection~~[-except a person without a valid permit may assist in the inspection of a vehicle by operating the vehicle's lighting equipment and signaling devices. The superintendent of the Missouri state highway patrol may require a mechanic to be reexamined at any time to determine the mechanic's knowledge and ability to conduct an inspection. If the mechanic fails the reexamination or refuses to be reexamined, the permit issued to the mechanic shall be suspended until the mechanic passes the examination but under no circumstances can the mechanic again be tested until a period of thirty days has elapsed].~~ No fee shall be charged for the permit and the permit shall remain valid for a period of three years from the date of issue or until suspended or revoked by the superintendent of the Missouri state highway patrol.

~~[(5) The superintendent of the Missouri state highway patrol may issue a private official inspection station permit to any association, person, partnership, corporation and/or subsidiary corporation, and governmental entity having registered or titled in his, her or its name in this state one or more vehicles of the type required to be inspected by section 307.350, or who maintains such vehicles under a written maintenance agreement of at least one year's duration and who maintains approved inspection facilities and has qualified personnel; but separate permits must be obtained for separate facilities of the same association, person, partnership, corporation and/or subsidiary corporation, or governmental entity. Such private stations shall inspect only vehicles registered or to be registered, titled or to be titled or maintained in the name of the person or organization described on the application for permit. No fee shall be charged for a permit issued to a governmental entity.]~~

4. (1) The superintendent of the Missouri state highway patrol shall supervise and cause inspections to be made of the official inspection stations and inspecting personnel and if the superintendent finds that the provisions of sections ~~[307.350]~~ **307.360** to 307.390 or the regulations issued pursuant to sections ~~[307.350]~~ **307.360** to 307.390 are not being complied with, or that the business of an official inspection station~~[-in connection with corrections, adjustments, repairs or inspection of vehicles]~~ is being improperly conducted, the superintendent shall suspend or revoke the permit of the station for a period of not less than thirty days or more than one year and require

the immediate surrender and return of the permit, together with all official forms and certificates of inspection and approval. If the superintendent finds that an inspector has violated any of the provisions of sections ~~[307.350]~~ **307.360** to 307.390 or the regulations issued pursuant to sections ~~[307.350]~~ **307.360** to 307.390, the superintendent shall suspend or revoke the inspector's permit for a period of not less than thirty days nor more than one year. If a station operator or if an inspector violates any of the provisions of sections ~~[307.350]~~ **307.360** to 307.390, he or she is subject to prosecution as provided in section 307.390.

(2) The suspension or revocation of a station permit or of an inspector's permit shall be in writing to the operator, inspector, or the person in charge of the station. Before suspending or revoking either of the permits, the superintendent shall serve notice in writing by certified mail or by personal service to the permittee at the permittee's address of record giving the permittee the opportunity to appear in the office of the superintendent on a stated date, not less than ten nor more than thirty days after the mailing or service of the notice, for a hearing to show cause why the permittee's permit should not be suspended or revoked. An inspection station owner or an inspector may appear in person or by counsel in the office of the superintendent to show cause why the proposed suspension or revocation is in error, or to present any other facts or testimony that would bear on the final decision of the superintendent. If the permittee or the permittee's agent does not appear on the stated day after receipt of notice, it shall be presumed that the permittee admits the allegations of fact contained in the hearing notification letter. The decision of the superintendent may in such case be based upon the written reports submitted by the superintendent's officers. The order of the superintendent, specifying his findings of fact and conclusions of law, shall be considered final immediately after receipt of notice thereof by the permittee.

(3) Any person whose permit is suspended or revoked or whose application for a permit is denied may within ten days appeal the action as provided in chapter 536.

307.365. 1. No permit for an official inspection station shall be assigned or transferred or used at any location other than therein designated and every permit shall be posted in a conspicuous place at the location designated. The superintendent of the Missouri state highway patrol shall design and furnish each official inspection station, at no cost, one official sign made of metal or other durable material to be displayed in a conspicuous location to designate the station as an official inspection station. Additional signs may be obtained by an official inspection station for a fee equal to the cost to the state. Each inspection station shall also be supplied with one or more posters which must be displayed in a conspicuous location at the place of inspection and which informs the public that required repairs or corrections need not be made at the inspection station.

2. No person operating an official inspection station pursuant to the provisions of sections ~~[307.350]~~ **307.360** to 307.390 may issue a certificate of inspection and approval for any vehicle except upon an official form furnished by the superintendent of the Missouri state highway patrol for that purpose ~~[and only after inspecting the vehicle and determining that its brakes, lighting equipment, signaling devices, steering mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, fuel system and any other safety equipment as required by the state are in proper condition and adjustment to be operated upon the public highways of this state with safety to the driver or operator, other occupants therein, as well as other persons and property upon the highways, as provided by sections 307.350 to 307.390 and the regulations prescribed by the superintendent of the Missouri state highway patrol. Brakes may be inspected for safety by means of visual inspection or computerized brake testing].~~ No person operating an official inspection station shall furnish, loan, give or sell a certificate of inspection and approval to any other person except those entitled to receive it under provisions of sections ~~[307.350]~~ **307.360** to 307.390. ~~[No person shall have in such person's possession any certificate of inspection and approval and/or inspection sticker with knowledge that the certificate and/or inspection sticker has been illegally purchased, stolen or counterfeited.]~~

3. The superintendent of the Missouri state highway patrol may require officially designated stations to furnish reports upon forms furnished by the superintendent for that purpose as the superintendent considers reasonably necessary for the proper and efficient administration of sections ~~[307.350]~~ **307.360** to 307.390.

4. ~~[If, upon inspection, defects or unsafe conditions are found, the owner may correct them or shall have them corrected at any place the owner chooses within twenty days after the defect or unsafe condition is found, and shall have the right to remove the vehicle to such place for correction, but before the vehicle is operated thereafter upon the public highways of this state, a certificate of inspection and approval must be obtained. The inspecting personnel of the official inspection station must inform the owner that the corrections need not be made at the inspection station.]~~

—5.— A fee, not to exceed twelve dollars, as determined by each official inspection station, may be charged by an official inspection station for each official inspection including the issuance of the certificate of inspection

[and approval, sticker, seal or other device and a total fee, not to exceed ten dollars, as determined by each official inspection station, may be charged for an official inspection of a trailer or motorcycle, which shall include the issuance of the certificate of inspection and approval, sticker, seal or other device]. Such fee shall be conspicuously posted on the premises of each such official inspection station. [No owner shall be charged an additional inspection fee upon having corrected defects or unsafe conditions found in an inspection completed within the previous twenty consecutive days, excluding Saturdays, Sundays and holidays, if such follow-up inspection is made by the station making the initial inspection. Every inspection for which a fee is charged shall be a complete inspection, and upon completion of the inspection, if any defects are found the owner of the vehicle shall be furnished a list of the defects and a receipt for the fee paid for the inspection. If the owner of a vehicle decides to have any necessary repairs or corrections made at the official inspection station, the owner shall be furnished a written estimate of the cost of such repairs before such repairs or corrections are made by the official inspection station. The written estimate shall have plainly written upon it that the owner understands that the corrections need not be made by the official inspection station and shall have a signature line for the owner. The owner must sign below the statement on the signature line before any repairs are made.

6. Certificates of inspection and approval, sticker, seal or other device shall be purchased by the official inspection stations from the superintendent of the Missouri state highway patrol. The superintendent of the Missouri state highway patrol shall collect a fee of one dollar and fifty cents for each certificate of inspection, sticker, seal or other device issued to the official inspection stations, except that no charge shall be made for certificates of inspection, sticker, seal or other device issued to official inspection stations operated by governmental entities. All fees collected shall be deposited in the state treasury with one dollar of each fee collected credited to the state highway fund and, for the purpose of administering and enforcing the state motor vehicle laws and traffic regulations, fifty cents credited to the "Highway Patrol Inspection Fund" which is hereby created. The moneys collected and deposited in the highway patrol inspection fund shall be expended subject to appropriations by the general assembly for the administration and enforcement of sections 307.350 to 307.390 by the Missouri state highway patrol. The unexpended balance in the fund at the end of each biennium exceeding the amount of the appropriations from the fund for the first two fiscal years shall be transferred to the state road fund, and the provisions of section 33.080, relating to the transfer of funds to the general revenue fund at the end of the biennium, shall not apply to the fund.

7.] 5. The owner or operator of any inspection station who discontinues operation during the period that a station permit is valid or whose station permit is suspended or revoked shall return all official signs and posters [~~and any current unused inspection stickers, seals or other devices~~] to the superintendent of the Missouri state highway patrol and shall receive a full refund on request except for official signs and posters, provided the request is made during the calendar year or within sixty days thereafter in the manner prescribed by the superintendent of the Missouri state highway patrol. [~~Stations which have a valid permit shall exchange unused previous year issue inspection stickers and/or decals for an identical number of current year issue, provided the unused stickers and/or decals are submitted for exchange not later than April thirtieth of the current calendar year, in the manner prescribed by the superintendent of the Missouri state highway patrol.~~]

[8.] 6. Notwithstanding the provisions of section 307.390 to the contrary, a violation of this section shall be a class C misdemeanor.

[9.] 7. The owner or operator of any inspection station shall maintain liability insurance at all times to cover possible damage to vehicles during the inspection process.

307.370. 1. No person shall represent in any manner any place as an official inspection station unless the station is operated under a valid permit issued by the superintendent of the Missouri state highway patrol.

2. No person unless then holding a valid permit shall issue a certificate of inspection [~~and approval, sticker, seal or other device~~].

3. No person shall make, issue or knowingly use any imitation or counterfeit of an official certificate of inspection [~~, sticker, seal or other device~~].

4. No person shall display or cause or permit to be displayed upon any vehicle any certificate of inspection and approval [~~, sticker, seal or other device~~] knowing the same to be fictitious or issued for another vehicle or issued without an inspection having been made.

307.375. 1. The owner of every bus used to transport children to or from school in addition to any other inspection required by law shall submit the vehicle to an official **school bus** inspection station, and obtain a certificate of inspection, sticker, seal or other device annually, but the inspection of the vehicle shall not be made more than sixty days prior to operating the vehicle during the school year. The inspection shall [~~in addition to the inspection of the mechanism and equipment required for all motor vehicles under the provisions of sections 307.350 to 307.390,~~] include a **determination that the brakes, lighting equipment, signaling devices, steering**

mechanisms, horns, mirrors, windshield wipers, tires, wheels, exhaust system, glazing, air pollution control devices, and fuel system of the bus are in proper condition and, in addition, include an inspection to ascertain that the following items are correctly fitted, adjusted, and in good working condition:

- (1) All mirrors, including crossview, inside, and outside;
- (2) The front and rear warning flashers;
- (3) The stop signal arm;
- (4) The crossing control arm on public school buses required to have them pursuant to section 304.050;
- (5) The rear bumper to determine that it is flush with the bus so that hitching of rides cannot occur;
- (6) The exhaust tailpipe shall be flush with or may extend not more than two inches beyond the perimeter of the body or bumper;
- (7) The emergency doors and exits to determine them to be unlocked and easily opened as required;
- (8) The lettering and signing on the front, side and rear of the bus;
- (9) The service door;
- (10) The step treads;
- (11) The aisle mats or aisle runners;
- (12) The emergency equipment which shall include as a minimum a first aid kit, flares or fuses, and a fire extinguisher;
- (13) The seats, including a determination that they are securely fastened to the floor;
- (14) The emergency door buzzer;
- (15) All hand hold grips;
- (16) The interior glazing of the bus.

2. In addition to the inspection required by subsection 1 of this section, the Missouri state highway patrol shall conduct an inspection after February first of each school year of all vehicles required to be marked as school buses under section 304.050. This inspection shall be conducted by the Missouri highway patrol in cooperation with the department of elementary and secondary education and shall include, as a minimum, items in subsection 1 of this section and the following:

- (1) The driver seat belts;
- (2) The heating and defrosting systems;
- (3) The reflectors;
- (4) The bus steps;
- (5) The aisles;
- (6) The frame.

3. If, upon inspection, conditions which violate the standards in subsection 2 of this section are found, the owner or operator shall have them corrected in ten days and notify the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent. If the defects or unsafe conditions found constitute an immediate danger, the bus shall not be used until corrections are made and the superintendent of the Missouri state highway patrol or those persons authorized by the superintendent are notified.

4. The Missouri highway patrol may inspect any school bus at any time and if such inspection reveals a deficiency affecting the safe operation of the bus, the provisions of subsection 3 of this section shall be applicable.

5. ~~Notwithstanding the provisions of section 307.390 to the contrary,~~ A violation of this section shall be a class C misdemeanor.

6. The superintendent of the Missouri state highway patrol shall prescribe the standards and equipment necessary for an official school bus inspection station and the qualifications for persons who conduct the inspections. The Missouri state highway patrol shall establish standards and procedures to be followed when conducting the inspections required under this section and shall prescribe rules and regulations for the operation of the school bus inspection stations.

307.385. The superintendent of the Missouri state highway patrol may notify the director of revenue and the director of revenue shall suspend the registration of any vehicle which the superintendent of the Missouri state highway patrol determines, after a written notice, is not equipped as required by law or for which a certificate required by sections ~~307.350~~ **307.360** to 307.390 has not been obtained.

307.390. 1. Any person who violates any provision of sections ~~307.350~~ **307.360** to 307.390 is guilty of a misdemeanor and upon conviction shall be punished as provided by law.

2. The superintendent of the Missouri state highway patrol may assign qualified persons who are not highway patrol officers to investigate and enforce motor vehicle safety inspection laws and regulations pursuant to

sections ~~[307.350]~~ **307.360** to 307.390 and sections 643.300 to 643.355. A person assigned by the superintendent pursuant to the authority granted by this subsection shall be designated a motor vehicle inspector and shall have limited powers to issue a uniform complaint and summons for a violation of the motor vehicle inspection laws and regulations. A motor vehicle inspector shall not have authority to exercise the power granted in this subsection until such inspector successfully completes training provided by, and to the satisfaction of, the superintendent.

643.303. 1. Beginning September 1, 2007, emissions inspections required by sections 643.300 to 643.355 shall be conducted through a decentralized emissions program that meets the requirements of this section. Prior to September 1, 2007, the air conservation commission shall develop a decentralized emissions inspection program that allows official inspection stations to conduct on-board diagnostic emission inspections of 1996 model year and newer motor vehicles equipped with on-board diagnostic systems meeting the federal Environmental Protection Agency On-Board Diagnostics II (OBDII) standards. The decentralized emissions inspection program shall, at a minimum, provide for the following:

(1) The periodic inspection of certain motor vehicles as required under section 643.315;
 (2) The certification and operation of official emissions inspection stations and the licensing of emission inspectors;

(3) The testing of motor vehicles through on-board diagnostic testing technologies;

(4) The training, certification, and supervision of emission inspectors and other personnel; and

(5) Procedures for certifying test results and for reporting and maintaining relevant data records.

2. In addition to any other criteria established by the commission under section 643.320 or by rule, the decentralized emissions inspection program shall allow any official inspection station located in an area described in subsection 1 of section 643.305 otherwise qualified by the Missouri state highway patrol to conduct motor vehicle ~~[safety]~~ inspections under section 307.360 to conduct on-board diagnostic emission inspections. Any motor vehicle ~~[safety]~~ inspection station that desires to conduct emissions inspections shall submit an application for a certificate of authorization to the commission as provided for under section 643.320. Other individuals, corporations, or entities ~~[that do not conduct motor vehicle safety inspections]~~ may conduct emission inspections provided they meet the qualifications set forth in sections 643.300 to 643.355 and ~~[the]~~ rules promulgated by the commission. Applications shall be made upon a form designated by the commission and shall contain such information as may be required by the commission. A certificate of authorization issued under section 643.320 to conduct emission inspections shall be issued only after the commission has made a determination that the applicant's proposed inspection station will be properly equipped, has the necessary licensed emission inspectors to conduct inspections, and meets all other requirements of sections 643.300 to 643.355 or rules promulgated to carry out the provisions of those sections.

3. The decentralized emissions inspection program shall allow any official **emissions** inspection station that is certified to conduct an on-board diagnostic emission inspection under sections 643.300 to 643.355 to repair motor vehicles in order to bring such vehicles into compliance with sections 643.300 to 643.355, if such station and personnel meet the qualifications to conduct emission repairs as set forth in sections 643.300 to 643.355. An official emission inspection station may elect to be an emissions test-only station or may elect to conduct both emission inspections and repairs.

4. The commission is authorized to begin certification of official **emissions** inspection stations prior to September 1, 2007, in order to implement the decentralized emissions inspection program. Prior to January 1, 2007, the department of natural resources shall issue a report to the general assembly and the governor regarding the progress of implementing the decentralized emissions inspection program. The report shall include, but not be limited to, a summary describing how many inspection stations or individuals the department expects to participate in the program and how many inspection stations or individuals will be qualified by September 1, 2007, to conduct such emissions inspections.

5. The commission may, as a part of implementing the decentralized emissions inspection program, use remote sensing devices to collect information regarding the vehicle fleet emissions characteristics and registration compliance within the area described in subsection 1 of section 643.305. The decentralized emissions inspection program established by the commission may also include a clean screen program that utilizes remote sensing devices. Owners of eligible vehicles who comply with clean screen/remote sensing procedures shall be deemed to have complied with the mandatory inspection requirements for the next inspection cycle. As used in this subsection, the term "clean screen program" shall mean a procedure or system that utilizes remote sensing technologies to determine whether a motor vehicle has acceptable emission levels and then allows the motor vehicle owner to bypass the emissions inspection test required under section 643.315.

6. The decentralized emissions inspection program may include a gas cap pressure test and a visual inspection component~~[, and such tests may be included as part of the motor vehicle safety inspection test under section 307.350].~~

7. As used in sections 643.300 to 643.355, "decentralized emissions inspection program" means an emissions inspection program under which a certified emissions inspector conducts emissions inspection testing at an official inspection station.

8. The decentralized emission inspection program shall satisfy the requirements established by regulation of the United States Environmental Protection Agency.

9. The decentralized emissions inspection program established by the commission and sections 643.300 to 643.355 shall not be construed to be a new program as described in section 23.253, and the decentralized emissions inspection program shall not be subject to the sunset mandate prescribed by sections 23.250 to 23.298.

10. No later than July 1, 2007, the department of natural resources and the Missouri highway patrol shall enter into an interagency agreement covering all aspects of the administration and enforcement of sections 643.300 to 643.355.

11. No later than July 1, 2007, the air conservation commission shall promulgate rules for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2006, shall be invalid and void.

12. Prior to September 1, 2007, the department of natural resources shall actively promote participation in the decentralized emissions inspection program among qualified motor vehicle dealers, service stations, and other individuals. After the implementation of the decentralized emission inspection program, the department shall monitor participation in such program. In determining whether there are a sufficient number of individuals conducting motor vehicle emission inspections under the decentralized program, the department shall attempt to ensure, through promotional efforts, that no more than twenty percent of all persons residing in the affected nonattainment area reside farther than five miles from the nearest inspection station.

643.315. 1. Except as provided in sections 643.300 to 643.355, all motor vehicles which are domiciled, registered or primarily operated in an area for which the commission has established a motor vehicle emissions inspection program pursuant to sections 643.300 to 643.355 shall be inspected and approved prior to sale or transfer; provided that, if such vehicle is inspected and approved prior to sale or transfer, such vehicle shall not be subject to another emissions inspection for ninety days after the date of sale or transfer of such vehicle. In addition, any such vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved under the emissions inspection program established pursuant to sections 643.300 to 643.355 in each odd-numbered calendar year. All motor vehicles subject to the inspection requirements of sections 643.300 to 643.355 shall display a valid emissions inspection sticker, and when applicable, a valid emissions inspection certificate shall be presented at the time of registration or registration renewal of such motor vehicle. The department of revenue shall require evidence of ~~[the safety and]~~ emission inspection and approval required by this section in issuing the motor vehicle annual registration in conformity with the procedure required by ~~[sections 307.350 to 307.390 and]~~ sections 643.300 to 643.355. The director of revenue may verify that a successful ~~[safety and]~~ emissions inspection was completed via electronic means.

2. The inspection requirement of subsection 1 of this section shall apply to all motor vehicles except:

(1) Motor vehicles with a manufacturer's gross vehicle weight rating in excess of eight thousand five hundred pounds;

(2) Motorcycles and motortricycles if such vehicles are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(3) Model year vehicles manufactured prior to 1996;

(4) Vehicles which are powered exclusively by electric or hydrogen power or by fuels other than gasoline which are exempted from the motor vehicle emissions inspection under federal regulation and approved by the commission by rule;

(5) Motor vehicles registered in an area subject to the inspection requirements of sections 643.300 to 643.355 which are domiciled and operated exclusively in an area of the state not subject to the inspection requirements of sections 643.300 to 643.355, but only if the owner of such vehicle presents to the department an affidavit that the vehicle will be operated exclusively in an area of the state not subject to the inspection

requirements of sections 643.300 to 643.355 for the next twenty-four months, and the owner applies for and receives a waiver which shall be presented at the time of registration or registration renewal;

(6) New and unused motor vehicles, of model years of the current calendar year and of any calendar year within two years of such calendar year, which have an odometer reading of less than six thousand miles at the time of original sale by a motor vehicle manufacturer or licensed motor vehicle dealer to the first user;

(7) Historic motor vehicles registered pursuant to section 301.131;

(8) School buses;

(9) Heavy-duty diesel-powered vehicles with a gross vehicle weight rating in excess of eight thousand five hundred pounds;

(10) New motor vehicles that have not been previously titled and registered, for the four-year period following their model year of manufacture~~[-, provided the odometer reading for such motor vehicles are under forty thousand miles at their first required biennial safety inspection conducted under sections 307.350 to 307.390; otherwise such motor vehicles shall be subject to the emissions inspection requirements of subsection 1 of this section during the same period that the biennial safety inspection is conducted];~~

(11) Motor vehicles that are driven fewer than twelve thousand miles between biennial ~~[safety inspections]~~ **registration periods**; and

(12) Qualified plug-in electric drive vehicles. For the purposes of this section, "qualified plug-in electric drive vehicle" shall mean a plug-in electric drive vehicle that is made by a manufacturer, has not been modified from original manufacturer specifications, and can operate solely on electric power and is capable of recharging its battery from an on-board generation source and an off-board electricity source.

3. The commission may, by rule, allow inspection reciprocity with other states having equivalent or more stringent testing and waiver requirements than those established pursuant to sections 643.300 to 643.355.

4. (1) At the time of sale, a licensed motor vehicle dealer, as defined in section 301.550, may choose to sell a motor vehicle subject to the inspection requirements of sections 643.300 to 643.355 either:

(a) With prior inspection and approval as provided in subdivision (2) of this subsection; or

(b) Without prior inspection and approval as provided in subdivision (3) of this subsection.

(2) If the dealer chooses to sell the vehicle with prior inspection and approval, the dealer shall disclose, in writing, prior to sale, whether the vehicle obtained approval by meeting the emissions standards established pursuant to sections 643.300 to 643.355 or by obtaining a waiver pursuant to section 643.335. A vehicle sold pursuant to this subdivision by a licensed motor vehicle dealer shall be inspected and approved within the one hundred twenty days immediately preceding the date of sale, and, for the purpose of registration of such vehicle, such inspection shall be considered timely.

(3) If the dealer chooses to sell the vehicle without prior inspection and approval, the purchaser may return the vehicle within ten days of the date of purchase, provided that the vehicle has no more than one thousand additional miles since the time of sale, if the vehicle fails, upon inspection, to meet the emissions standards specified by the commission and the dealer shall have the vehicle inspected and approved without the option for a waiver of the emissions standard and return the vehicle to the purchaser with a valid emissions certificate and sticker within five working days or the purchaser and dealer may enter into any other mutually acceptable agreement. If the dealer chooses to sell the vehicle without prior inspection and approval, the dealer shall disclose conspicuously on the sales contract and bill of sale that the purchaser has the option to return the vehicle within ten days, provided that the vehicle has no more than one thousand additional miles since the time of sale, to have the dealer repair the vehicle and provide an emissions certificate and sticker within five working days if the vehicle fails, upon inspection, to meet the emissions standards established by the commission, or enter into any mutually acceptable agreement with the dealer. A violation of this subdivision shall be an unlawful practice as defined in section 407.020. ~~[No emissions inspection shall be required pursuant to sections 643.300 to 643.360 for the sale of any motor vehicle which may be sold without a certificate of inspection and approval, as provided pursuant to subsection 2 of section 307.380.]~~

~~[307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:-~~

~~(1) Motor vehicles, for the five year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;-~~

~~(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer-~~

may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and—

(3) ~~Historic motor vehicles registered pursuant to section 301.131;—~~

(4) ~~Vehicles registered in excess of twenty four thousand pounds for a period of less than twelve months; shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred. Any vehicle manufactured as an even numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even numbered calendar year and any such vehicle manufactured as an odd numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.—~~

2. ~~For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.—~~

3. ~~No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.—~~

4. ~~Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]~~

[307.353. ~~Other provisions of law notwithstanding, no person shall be required to have a biennial vehicle inspection during a registration period which exceeds two years. The inspection required at the beginning of the registration period shall be valid for the entire registration period.]~~

[307.355. 1. ~~No state registration license to operate the type of vehicle required to be inspected by section 307.350 may be transferred or issued during a biennial registration year in which the vehicle is required to be inspected unless the application is accompanied by a certificate of inspection and approval issued no more than sixty days prior to the date of application, or in the case of school buses, which will be required to be inspected annually as provided in section 307.375, except:—~~

(1) ~~The director of revenue may transfer or issue a state registration license to the type of vehicle required to be inspected by section 307.350 without a certificate of inspection and approval accompanying the application if the director has satisfactory evidence that the vehicle was not in the state of Missouri at any time during the sixty days prior to the date of application; however, the owner of every such vehicle must submit the vehicle for inspection and obtain a certificate of inspection and approval within ten days after the vehicle is first returned to the state of Missouri;—~~

~~(2) The director of revenue shall renew a vehicle's registration license without a certificate of inspection and approval accompanying the application if satisfactory documentary evidence is presented at the time of application that the license being renewed was properly transferred within a six month period prior to the expiration of the license being renewed or that the vehicle for which the registration is being issued was issued a registration for a period of less than one year for the registration period just expiring.—~~

~~2. If due to interstate operation a commercial motor vehicle as defined in section 301.010 or a trailer of the type required to be inspected is required to obtain full fee registration in this and any other state during the same calendar year, no Missouri certificate of inspection and approval is required if the vehicle bears evidence that a current valid inspection sticker or decal was issued by such other state in which the vehicle is registered; provided that the sticker or decal issued by such other state is valid for the registration period in this state.—~~

~~3. After a commercial motor vehicle as defined in section 301.010 has been registered for the current year, no certificate of inspection and approval is required when a local commercial motor vehicle license is changed to a beyond local commercial motor vehicle license or when the licensed gross weight is changed during the licensed period.]~~

~~[307.380. 1. Every vehicle of the type required to be inspected upon having been involved in an accident and when so directed by a police officer must be inspected and an official certificate of inspection and approval, sticker, seal or other device be obtained for such vehicle before it is again operated on the highways of this state. At the seller's expense every vehicle of the type required to be inspected by section 307.350, whether new or used, shall immediately prior to sale be fully inspected regardless of any current certificate of inspection and approval, and an appropriate new certificate of inspection and approval, sticker, seal or other device shall be obtained.—~~

~~2. Nothing contained in the provisions of this section shall be construed to prohibit a dealer or any other person from selling a vehicle without a certificate of inspection and approval if the vehicle is sold for junk, salvage, or for rebuilding, or for vehicles sold at public auction or from dealer to dealer. The purchaser of any vehicle which is purchased for junk, salvage, or for rebuilding, shall give to the seller an affidavit, on a form prescribed by the superintendent of the Missouri state highway patrol, stating that the vehicle is being purchased for one of the reasons stated herein. No vehicle of the type required to be inspected by section 307.350 which is purchased as junk, salvage, or for rebuilding shall again be registered in this state until the owner has submitted the vehicle for inspection and obtained an official certificate of inspection and approval, sticker, seal or other device for such vehicle.—~~

~~3. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction.]~~

~~[307.402. All state agencies owning motor vehicles shall be responsible for obtaining an inspection of each of their vehicle's mechanism and equipment in accordance with the provisions of sections 307.350 to 307.402 and obtaining a certificate of inspection and approval and a sticker, seal or other device from a duly authorized official inspection station.]~~

Section B. The repeal and reenactment of sections 301.020, 301.032, 301.074, 301.132, 301.147, 301.190, 301.191, 301.380, 301.443, 301.800, 307.360, 307.365, 307.370, 307.375, 307.385, 307.390, 643.303, and 643.315 and the repeal of sections 307.350, 307.353, 307.355, 307.380, and 307.402 shall become effective on January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 040

Adams	Anders	Arthur	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Nichols
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 017

Bangert	Barnes 60	Beard	Burns	Butler
Cookson	Curtis	Fraker	Neely	Peters
Pfautsch	Phillips	Pierson Jr	Pogue	Schroer
Smith 85	Walker 74			

VACANCIES: 002

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 707, Page 28, Section 307.350, Line 49, by inserting after all of said section and line the following:

"Section 1. Notwithstanding any other provision of law to the contrary, any motorcycle license issued by the Missouri department of revenue shall expire on June 30 of each calendar year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

On motion of Representative Engler, **HCS SS SCS SB 707, as amended**, was adopted.

On motion of Representative Engler, **HCS SS SCS SB 707, as amended**, was read the third time and passed by the following vote:

AYES: 093

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Basye	Bernskoetter	Berry
Black	Bondon	Brattin	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Messenger	Morris 140	Muntzel
Pietzman	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Trent	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 046

Adams	Baringer	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Conway 10	Curtis
Franks Jr	Green	Hurst	Johnson	Kendrick
Korman	Lavender	Marshall	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Mosley
Neely	Newman	Nichols	Pierson Jr	Quade
Razer	Rehder	Revis	Roberts	Rowland 29
Runions	Stevens 46	Taylor	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bangert	Barnes 60	Beard	Brown 57	Cookson
Cross	Dogan	Ellington	Houx	Morse 151
Peters	Pfausch	Phillips	Pike	Plocher

Pogue
Walker 74

Ruth
White

Schroer

Smith 85

Vescovo

VACANCIES: 002

Representative Chipman declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

Representative Rhoads moved that the House refuse to recede from its position on **HCS SS SB 608** and grant the Senate a conference.

Which motion was adopted.

HCS SS SCS SB 826, as amended, relating to pharmacy, was taken up by Representative Ross.

Representative Ross moved that the House refuse to recede from its position on **HCS SS SCS SB 826, as amended**, and grant the Senate a conference.

Which motion was adopted.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2034** entitled:

An act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof sixteen new sections relating to industrial hemp, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2034, Page 10, Section 195.010, Line 8 of said page, by inserting immediately after said line the following:

“(20) “Illegal industrial hemp”:

(a) All nonseed parts and varieties of the Cannabis sativa L. plant, growing or not, that contain an average delta-9 tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent on a dry weight basis;

(b) “Illegal industrial hemp” shall be destroyed in the most effective manner possible, and such destruction shall be verified by the Missouri state highway patrol;”; and

Further amend said bill and section, Page 11, Lines 22-28 of said page, by striking all of said lines; and

Further amend said bill and section, Page 12, Line 1 of said page, by striking all of said line; and

Further amend said section by renumbering the subdivisions accordingly; and

Further amend said bill and section, Page 12, Line 3 of said page, by inserting at the end of said line the following:

“**L.**”; and

Further amend said bill, Page 57, Section 195.764, Line 6 of said page, by striking “195.746” and inserting in lieu thereof the following:

“**195.740**”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 37**.

In which the concurrence of the House is respectfully requested.

On motion of Representative Austin, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Anders	Basye	Bondon	Brown 27
Fraker	Francis	Gray	Hannegan	Henderson
Hill	Hurst	Justus	Kidd	Lant
Messenger	Morris 140	Morse 151	Phillips	Plocher
Reiboldt	Reisch	Remole	Revis	Roeber
Rowland 29	Shull 16	Taylor	Walsh	White

NOES: 002

Kelly 141	McDaniel
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PRESENT: 063

Anderson	Austin	Baringer	Barnes 28	Beck
Burnett	Chipman	Conway 104	Corlew	Cross
Davis	Dinkins	Eggleston	Fitzwater	Franks Jr
Frederick	Green	Haahr	Haefner	Hansen
Harris	Helms	Houghton	Kendrick	Knight
Kolkmeier	Lauer	Love	Lynch	Marshall

Matthiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Mitten	Moon	Mosley	Nichols
Pike	Quade	Razer	Roberts	Roden
Rone	Rowland 155	Runions	Ruth	Shaul 113
Shumake	Smith 163	Stacy	Stephens 128	Swan
Trent	Vescovo	Walker 3	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 066

Adams	Andrews	Arthur	Bahr	Bangert
Barnes 60	Beard	Bernskoetter	Berry	Black
Brattin	Brown 57	Burns	Butler	Carpenter
Christofanelli	Conway 10	Cookson	Cornejo	Curtis
Curtman	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Franklin
Gannon	Gregory	Grier	Higdon	Houx
Johnson	Kelley 127	Korman	Lavender	Lichtenegger
Mathews	May	McGee	Miller	Morgan
Muntzel	Neely	Newman	Peters	Pfautsch
Pierson Jr	Pietzman	Pogue	Redmon	Rehder
Rhoads	Ross	Schroer	Smith 85	Sommer
Spencer	Stevens 46	Tate	Unsicker	Walker 74
Washington				

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HCS HB 1879, as amended**, and grants the House a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 608**.

Senators: Hoskins, Munzlinger, Wieland, Sifton, Rizzo

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 826, as amended**.

Senators: Sater, Riddle, Onder, Schupp, Sifton

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SB 870, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SS SB 870, as amended, relating to emergency medical services, was taken up by Representative Alferman.

Representative Alferman moved that the House refuse to recede from its position on **HCS SS SB 870, as amended**, and grant the Senate a conference.

Which motion was adopted.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 782, relating to the department of natural resources, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS SS SCS SB 782** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 15, Section 640.620, Line 8, by inserting immediately after all of said section and line the following:

"640.648. **1.** Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own private water systems and ground source systems, **including systems for potable water**, anytime and anywhere including land within city limits, unless prohibited by city ordinance, on their own property so long as all applicable rules and regulations established by the Missouri department of natural resources are satisfied. All Missouri landowners who choose to use their own private water system shall not be forced to purchase water from any other water source system servicing their community.

2. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own systems for rainwater collection anytime and anywhere on their own property, including land within city limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

Representative Matthiesen offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 5, Section 260.380, Line 109, by inserting after all of said section and line the following:

"260.391. **1.** There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of

carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and 319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

- (1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;
- (2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;
- (3) Acquisition of property as provided in section 260.420;
- (4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;
- (5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; ~~and~~
- (6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420; **and**
- (7) Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.**

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980."; and

Further amend said bill, Page 7, Section 260.475, Line 71, by inserting after all of said section and line the following:

"260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation,

moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 2** was adopted.

Representative Fitzwater offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 2, Section 253.175, Line 13, by inserting after all of said section and line the following:

~~"260.242. [All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non-open pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.]~~ 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and

guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Johnson assumed the Chair.

On motion of Representative Fitzwater, **House Amendment No. 3** was adopted.

On motion of Representative Wiemann, **HCS SS SCS SB 782, as amended**, was adopted.

On motion of Representative Wiemann, **HCS SS SCS SB 782, as amended**, was read the third time and passed by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Merideth 80	Messenger
Morris 140	Morse 151	Neely	Nichols	Phillips
Pietzman	Pike	Plocher	Quade	Redmon
Reiboldt	Reisch	Remole	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 036

Anders	Arthur	Baringer	Barnes 28	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellington	Gray	Hurst	Kendrick	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Mitten	Moon	Morgan
Mosley	Pierson Jr	Razer	Revis	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 001

Adams

ABSENT WITH LEAVE: 025

Bangert	Barnes 60	Beard	Burns	Conway 10
Cookson	Corlew	Ellebracht	Engler	Evans
Green	Higdon	Houx	Kelley 127	Miller
Muntzel	Newman	Peters	Pfautsch	Pogue
Rehder	Rhoads	Smith 85	Spencer	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 990, relating to the attachment of school districts to community college districts, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **SCS SB 990** was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following sentence:

"The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative May offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Committee Substitute for Senate Bill No. 990, Page 2, Section 162.441, Line 41, by inserting immediately after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:
 - (1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;
 - (2) Exploration of alternative forms of governance for the district;
 - (3) Authority to contract with nonprofit corporations to provide for the operation of schools;
 - (4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;
 - (5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;
 - (6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.
5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.
 - (2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:
 - (a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and
 - (b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.
 - (3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.
6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;
 - (2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;
 - (3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;
 - (4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;
 - (5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.
7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Alferman, **SCS SB 990, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Evans
Fitzpatrick	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger

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Love	Lynch	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Morris 140	Morse 151
Mosley	Neely	Nichols	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtis	Hurst	Marshall	May	Moon
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 027

Bangert	Barnes 60	Beard	Burns	Conway 10
Cookson	Eggleston	Ellebracht	Engler	Fitzwater
Grier	Haefner	Higdon	Houx	Kelley 127
McCann Beatty	Miller	Muntzel	Newman	Peters
Pfautsch	Pogue	Rehder	Rhoads	Smith 85
Spencer	Mr. Speaker			

VACANCIES: 002

Representative Johnson declared the bill passed.

SCS SB 862, relating to electrical contractors, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **SCS SB 862** was agreed to.

On motion of Representative Mathews, **SCS SB 862** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Eggleston	Evans	Fitzpatrick	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus

Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	White	Wiemann
Wilson	Wood			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 024

Bangert	Barnes 60	Burns	Conway 10	Cookson
Dohrman	Ellebracht	Ellington	Engler	Fitzwater
Higdon	Houx	May	Miller	Muntzel
Newman	Peters	Pfautsch	Pietzman	Pogue
Smith 85	Walker 74	Wessels	Mr. Speaker	

VACANCIES: 002

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1577, relating to public labor organizations, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS HB 1577** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1577, Page 1, Section A, Line 5, by inserting after said section and line the following:

"105.008. Pay periods for state employees, as defined in section 105.800, shall not exceed fourteen days, except in cases where a payday falls on a holiday and requires that employees be paid before the regularly scheduled payday or as otherwise provided under section 33.100."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

Representative Johnson requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Plocher offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1577, Page 2, Line 20, by inserting after all of said line the following:

"(7) "Public safety labor organization", any labor organization wholly or primarily representing any person trained and authorized by law or rule to render emergency medical assistance or treatment, limited to emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, emergency medical technicians, and emergency paramedics."; and

Further amend said bill, Page 9, Section 105.575, Line 7, by inserting after the word "**prohibited**" the following: ", **provided that a public body may voluntarily recognize a public safety labor organization**"; and

Further amend said bill and section, Page 10, Line 52, by striking the word "**employees**" and inserting in lieu thereof the word "**voters**"; and

Further amend said bill, Page 15, Section 105.595, Line 7, by inserting after all of said section and line the following:

"105.596. The provisions of sections 105.505, 105.533, 105.535, 105.537, 105.540, 105.545, 105.550, 105.555, and 105.570, subsections 11, 12, and 15 of section 105.575, and sections 105.580, 105.583, 105.585, and 105.595 shall not apply to public safety labor organizations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 1577, with House Amendment No. 2, pending, was laid over.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SB 659, relating to the department of natural resources, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HCS SB 659** was agreed to.

Representative Redmon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting after all of said section and line the following:

"319.129. 1. There is hereby created a special trust fund to be known as the "Petroleum Storage Tank Insurance Fund" within the state treasury which shall be the successor to the underground storage tank insurance fund.

Moneys in such special trust fund shall not be deemed to be state funds. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund shall not be transferred to general revenue at the end of each biennium.

2. The owner or operator of any underground storage tank, including the state of Missouri and its political subdivisions and public transportation systems, in service on August 28, 1989, shall submit to the department a fee of one hundred dollars per tank on or before December 31, 1989. The owner or operator of any underground storage tank who seeks to participate in the petroleum storage tank insurance fund, including the state of Missouri and its political subdivisions and public transportation systems, and whose underground storage tank is brought into service after August 28, 1998, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment, and shall be in addition to the payment required by section 319.133. The owner or operator of any aboveground storage tank regulated by this chapter, including the state of Missouri and its political subdivisions and public transportation systems, who seeks to participate in the petroleum storage tank insurance fund, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment and shall be in addition to the payment required by section 319.133. Moneys received pursuant to this section shall be transmitted to the director of revenue for deposit in the petroleum storage tank insurance fund.

3. The state treasurer may deposit moneys in the fund in any of the qualified depositories of the state. All such deposits shall be secured in a manner and upon the terms as are provided by law relative to state deposits. Interest earned shall be credited to the petroleum storage tank insurance fund.

4. The general administration of the fund and the responsibility for the proper operation of the fund, including all decisions relating to payments from the fund, are hereby vested in a board of trustees. The board of trustees shall consist of the commissioner of administration or the commissioner's designee, the director of the department of natural resources or the director's designee, the director of the department of agriculture or the director's designee, and eight citizens appointed by the governor with the advice and consent of the senate. Three of the appointed members shall be owners or operators of retail petroleum storage tanks, including one tank owner or operator of greater than one hundred tanks; one tank owner or operator of less than one hundred tanks; and one aboveground storage tank owner or operator. One appointed trustee shall represent a financial lending institution, and one appointed trustee shall represent the insurance underwriting industry. One appointed trustee shall represent industrial or commercial users of petroleum. The two remaining appointed citizens shall have no petroleum-related business interest, and shall represent the nonregulated public at large. The members appointed by the governor shall serve four-year terms except that the governor shall designate two of the original appointees to be appointed for one year, two to be appointed for two years, two to be appointed for three years and two to be appointed for four years. Any vacancies occurring on the board shall be filled in the same manner as provided in this section.

5. The board shall meet in Jefferson City, Missouri, within thirty days following August 28, 1996. Thereafter, the board shall meet upon the written call of the chairman of the board or by the agreement of any six members of the board. Notice of each meeting shall be delivered to all other trustees in person or by registered mail not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

6. Six trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on a majority vote of the trustees present.

7. The trustees shall serve without compensation but shall receive from the fund their actual and necessary expenses incurred in the performance of their duties for the board.

8. The board of trustees shall be a type III agency and shall appoint an executive director and other employees as needed, who shall be state employees and be eligible for all corresponding benefits. The executive director shall have charge of the offices, operations, records, and other employees of the board, subject to the direction of the board. Employees of the board shall receive such salaries and necessary expenses as shall be fixed by the board.

9. Staff resources for the Missouri petroleum storage tank insurance fund may be provided by the department of natural resources or another state agency as otherwise specifically determined by the board. The fund shall compensate the department of natural resources or other state agency for all costs of providing staff required by this subsection. Such compensation shall be made pursuant to contracts negotiated between the board and the department of natural resources or other state agency.

10. In order to carry out the fiduciary management of the fund, the board may select and employ, or may contract with, persons experienced in insurance underwriting, accounting, the servicing of claims and rate making, and legal counsel to defend third-party claims, who shall serve at the board's pleasure. Invoices for such services shall be presented to the board in sufficient detail to allow a thorough review of the costs of such services.

11. At the first meeting of the board, the board shall elect one of its members as chairman. The chairman shall preside over meetings of the board and perform such other duties as shall be required by action of the board.

12. The board shall elect one of its members as vice chairman, and the vice chairman shall perform the duties of the chairman in the absence of the latter or upon the chairman's inability or refusal to act.

13. The board shall determine and prescribe all rules and regulations as they relate to fiduciary management of the fund, pursuant to the purposes of sections 319.100 to 319.137. In no case shall the board have oversight regarding environmental cleanup standards for petroleum storage tanks.

14. No trustee or staff member of the fund shall receive any gain or profit from any moneys or transactions of the fund. This shall not preclude any eligible trustee from making a claim or receiving benefits from the petroleum storage tank insurance fund as provided by sections 319.100 to 319.137.

15. The board may reinsure all or a portion of the fund's liability. Any insurer who sells environmental liability insurance in this state may, at the option of the board, reinsure some portion of the fund's liability.

16. The petroleum storage tank insurance fund shall expire on December 31, [2020] **2025**, unless extended by action of the general assembly. After December 31, [2020] **2025**, the board of trustees may continue to function for the sole purpose of completing payment of claims made prior to December 31, [2020] **2025**.

17. The board shall annually commission an independent financial audit of the petroleum storage tank insurance fund. The board shall biennially commission an actuarial analysis of the petroleum storage tank insurance fund. The results of the financial audit and the actuarial analysis shall be made available to the public. The board may contract with third parties to carry out the requirements of this subsection.

319.140. 1. There is established a task force of the general assembly to be known as the "Task Force on the Petroleum Storage Tank Insurance Fund". Such task force shall be composed of eight members. Three members shall be from the house of representatives with two appointed by the speaker of the house of representatives and one appointed by the minority floor leader of the house of representatives. Three members shall be from the senate with two appointed by the president pro tempore of the senate and one appointed by the minority floor leader of the senate. Two members shall be industry stakeholders with one appointed by the speaker of the house of representatives and one appointed by the president pro tempore of the senate. No more than two members from either the house of representatives or the senate shall be from the same political party. A majority of the task force shall constitute a quorum.

2. The task force shall conduct research and compile a report for delivery to the general assembly by December 31, 2018, on the following:

- (1) The efficacy of the petroleum storage tank insurance fund and program;**
- (2) The sustainability of the petroleum storage tank insurance fund and program;**
- (3) The administration of the petroleum storage tank insurance fund and program;**
- (4) The availability of private insurance for above and below ground petroleum storage tanks, and the necessity of insurance subsidies created through the petroleum storage tank insurance program;**
- (5) Compliance with federal programs, regulations, and advisory reports; and**
- (6) The comparability of the petroleum storage tank insurance program to other states' programs and states without such programs.**

3. The task force shall meet within thirty days after its creation and organize by selecting a chairperson and vice chairperson, one of whom shall be a member of the senate and the other a member of the house of representatives. Thereafter, the task force may meet as often as necessary in order to accomplish the tasks assigned to it.

4. The task force shall be staffed by legislative staff as necessary to assist the task force in the performance of its duties.

5. The members of the task force shall serve without compensation but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties.

6. This section shall expire on December 31, 2018."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1** was adopted.

Representative Korman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.262. A person selling lead-acid batteries at retail or offering lead-acid batteries for retail sale in the state shall:

(1) Accept, at the point of transfer, in a quantity at least equal to the number of new lead-acid batteries purchased, used lead-acid batteries from customers, if offered by customers;

(2) Post written notice which must be at least four inches by six inches in size and must contain the universal recycling symbol and the following language:

(a) It is illegal to discard a motor vehicle battery or other lead-acid battery;

(b) Recycle your used batteries; and

(c) State law requires us to accept used motor vehicle batteries, or other lead-acid batteries for recycling, in exchange for new batteries purchased; and

(3) Manage used lead-acid batteries in a manner consistent with the requirements of the state hazardous waste law;

(4) Collect at the time of sale a fee of fifty cents for each lead-acid battery sold. Such fee shall be added to the total cost to the purchaser at retail after all applicable sales taxes on the battery have been computed. The fee imposed, less six percent of fees collected, which shall be retained by the seller as collection costs, shall be paid to the department of revenue in the form and manner required by the department and shall include the total number of batteries sold during the preceding month. The department of revenue shall promulgate rules and regulations necessary to administer the fee collection and enforcement. The terms "sold at retail" and "retail sales" do not include the sale of batteries to a person solely for the purpose of resale, if the subsequent retail sale in this state is to the ultimate consumer and is subject to the fee. However, this fee shall not be paid on batteries sold for use in agricultural operations upon written certification by the purchaser; and

(5) The department of revenue shall administer, collect, and enforce the fee authorized pursuant to this section pursuant to the same procedures used in the administration, collection, and enforcement of the general state sales and use tax imposed pursuant to chapter 144 except as provided in this section. The proceeds of the battery fee, less four percent of the proceeds, which shall be retained by the department of revenue as collection costs, shall be transferred by the department of revenue into the hazardous waste fund, created pursuant to section 260.391. The fee created in subdivision (4) and this subdivision shall be effective October 1, 2005. The provisions of subdivision (4) and this subdivision shall terminate December 31, ~~2018~~ 2023."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 2** was adopted.

Representative Matthiesen offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

"260.391. 1. There is hereby created in the state treasury a fund to be known as the "Hazardous Waste Fund". All funds received from hazardous waste permit and license fees, generator fees or taxes, penalties, or interest assessed on those fees or taxes, taxes collected by contract hazardous waste landfill operators, general revenue, federal funds, gifts, bequests, donations, or any other moneys so designated shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste fund. The hazardous waste fund, subject to appropriation by the general assembly, shall be used by the department as provided by appropriations and consistent with rules and regulations established by the hazardous waste management commission for the purpose of carrying out the provisions of sections 260.350 to 260.430 and sections 319.100 to 319.127, and 319.137, and

319.139 for the management of hazardous waste, responses to hazardous substance releases as provided in sections 260.500 to 260.550, corrective actions at regulated facilities and illegal hazardous waste sites, prevention of leaks from underground storage tanks and response to petroleum releases from underground and aboveground storage tanks and other related activities required to carry out provisions of sections 260.350 to 260.575 and sections 319.100 to 319.127, and for payments to other state agencies for such services consistent with sections 260.350 to 260.575 and sections 319.100 to 319.139 upon proper warrant issued by the commissioner of administration, and for any other expenditures which are not covered pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980, including but not limited to the following purposes:

- (1) Administrative services as appropriate and necessary for the identification, assessment and cleanup of abandoned or uncontrolled sites pursuant to sections 260.435 to 260.550;
- (2) Payments to other state agencies for such services consistent with sections 260.435 to 260.550, upon proper warrant issued by the commissioner of administration, including, but not limited to, the department of health and senior services for the purpose of conducting health studies of persons exposed to waste from an uncontrolled or abandoned hazardous waste site or exposed to the release of any hazardous substance as defined in section 260.500;
- (3) Acquisition of property as provided in section 260.420;
- (4) The study of the development of a hazardous waste facility in Missouri as authorized in section 260.037;
- (5) Financing the nonfederal share of the cost of cleanup and site remediation activities as well as postclosure operation and maintenance costs, pursuant to the federal Comprehensive Environmental Response, Compensation and Liability Act of 1980; ~~and~~
- (6) Reimbursement of owners or operators who accept waste pursuant to departmental orders pursuant to subdivision (2) of subsection 1 of section 260.420; **and**

(7) Transfer of funds, upon appropriation, into the radioactive waste investigation fund in section 260.558.

2. The unexpended balance in the hazardous waste fund at the end of each fiscal year shall not be transferred to the general revenue fund of the state treasurer, except as directed by the general assembly by appropriation, and shall be invested to generate income to the fund. The provisions of section 33.080 relating to the transfer of funds to the general revenue fund of the state by the state treasurer shall not apply to the hazardous waste fund.

3. There is hereby created within the hazardous waste fund a subaccount known as the "Hazardous Waste Facility Inspection Subaccount". All funds received from hazardous waste facility inspection fees shall be paid to the director of revenue and deposited in the state treasury to the credit of the hazardous waste facility inspection subaccount. Moneys from such subaccount shall be used by the department for conducting inspections at facilities that are permitted or are required to be permitted as hazardous waste facilities by the department.

4. The fund balance remaining in the hazardous waste remedial fund shall be transferred to the hazardous waste fund created in this section.

5. No moneys shall be available from the fund for abandoned site cleanup unless the director has made all reasonable efforts to secure voluntary agreement to pay the costs of necessary remedial actions from owners or operators of abandoned or uncontrolled hazardous waste sites or other responsible persons.

6. The director shall make all reasonable efforts to recover the full amount of any funds expended from the fund for cleanup through litigation or cooperative agreements with responsible persons. All moneys recovered or reimbursed pursuant to this section through voluntary agreements or court orders shall be deposited to the hazardous waste fund created herein.

7. In addition to revenue from all licenses, taxes, fees, penalties, and interest, specified in subsection 1 of this section, the department shall request an annual appropriation of general revenue equal to any state match obligation to the U.S. Environmental Protection Agency for cleanup performed pursuant to the authority of the Comprehensive Environmental Response, Compensation and Liability Act of 1980.

260.558. 1. There is hereby created in the state treasury the "Radioactive Waste Investigation Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely by the department of natural resources to investigate concerns of exposure to radioactive waste. Upon written request by a local governing body expressing concerns of radioactive waste contamination in a specified area within its jurisdiction, the department of natural resources shall use moneys in the radioactive waste investigation fund to develop and conduct an investigation, using sound scientific methods, for the specified area of concern. The request by a local governing body shall include a specified area of concern and any supporting documentation related to the concern. The department shall prioritize requests in the order in which they are received, except that the department may give priority to requests that are in close proximity to federally designated sites where

radioactive contaminants are known or reasonably expected to exist. The investigation shall be performed by applicable federal or state agencies or by a qualified contractor selected by the department through a competitive bidding process. In conducting an investigation under this section, the department shall work with the applicable government agency or approved contractor, as well as local officials, to develop a sampling and analysis plan to determine if radioactive contaminants in the area of concern exceed federal standards for remedial action due to contamination. Within a residential area, this plan may include dust samples collected inside residential homes only after obtaining permission from the homeowners. The samples shall be analyzed for the isotopes necessary to correlate the samples with the suspected contamination, as described in the sampling and analysis plan. Within forty-five days of receiving the final sampling results, the department shall report the results to the attorney general and the local governing body that requested the investigation and make the finalized report and testing results publicly available on the department's website.

2. The transfer to the fund shall not exceed one hundred fifty thousand dollars per fiscal year. Investigation costs expended from this fund shall not exceed one hundred fifty thousand dollars per fiscal year. Any moneys remaining in the fund at the end of the biennium shall revert to the credit of the hazardous waste fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 3** was adopted.

Representative Fitzwater offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Bill No. 659, Page 2, Section 253.147, Line 21, by inserting after all of said section and line the following:

~~"260.242. [All fly ash produced by coal combustion generating facilities shall be exempt from all solid waste permitting requirements of this chapter, if such ash is constructively reused or disposed of by a grout technique in any active or inactive noncoal, non open pit mining operation located in a city having a population of at least three hundred fifty thousand located in more than one county and is also located in a county of the first class without a charter form of government with a population of greater than one hundred fifty thousand and less than one hundred sixty thousand, provided said ash is not considered hazardous waste under the Missouri hazardous waste law.]~~ 1. The department shall have the authority to promulgate rules for the management, closure, and post-closure of coal combustion residual (CCR) units in accordance with Sections 1008(a)(3) and 4004(a) of the Resource Conservation and Recovery Act (RCRA) and to approve site-specific groundwater criteria. At the discretion of the department, the Missouri risk-based corrective action (MRBCA) rules, 10 CSR 25-18.010, and accompanying guidance may be used to establish site-specific targets for soil and groundwater impacted by coal combustion residual (CCR) constituents. As used in this section, a "CCR unit" means a surface impoundment, utility waste landfill, or a CCR landfill. To the extent there is a conflict between this section and section 644.026 or 644.143, this section shall prevail.

2. Prior to federal approval of a state CCR program pursuant to 4004(a) of the RCRA, nothing in this section shall prohibit the department from issuing guidance or entering into enforceable agreements with CCR unit owners or operators to establish risk-based target levels, using all or part of the MRBCA rules and guidance, for closure and corrective action at CCR units. Nothing in this section shall prohibit the department, owners, or operators of CCR units not otherwise covered by 40 CFR 257 from utilizing the MRBCA rules and guidance.

3. No later than December 31, 2018, the department shall propose for promulgation a state CCR program, including procedures regarding payment, submission of fees, reimbursement of excess fee collection, inspection, and record keeping.

4. The department shall not apply standards to any existing landfill or new landfills constructed contiguous to existing power station facilities located on municipally owned land that was purchased by the municipality prior to December 31, 2018, that are in conflict with 40 CFR 257, unless sound and reasonably proven scientific data confirm an imminent threat to human health and the environment.

5. Effective January 1, 2019, and in order to implement the state CCR program, the department shall have the authority to assess one-time enrollment and annual fees on each owner, operator, or permittee of a CCR unit subject to 40 CFR 257, only as follows:

(1) For units that have not closed, an enrollment fee in the amount of sixty-two thousand dollars per CCR unit, except no fee shall apply to CCR units permitted as a utility waste landfill;

(2) For CCR units that have completed closure in place under 40 CFR 257 prior to December 31, 2018, an enrollment fee of forty-eight thousand dollars per CCR unit;

(3) An annual fee of fifteen thousand dollars per CCR unit, except an annual fee shall not be assessed on CCR units that have closed prior to December 31, 2018. The obligation to pay an annual fee under this section shall terminate at the end of the CCR unit's post-closure period, so long as the CCR unit is not under a requirement to complete a corrective action, or sooner, if authorized by the department.

6. All fees received under this section shall be deposited into the "Coal Combustion Residuals Subaccount" of the solid waste management fund created under section 260.330. Fees collected under this section are dedicated, upon appropriation, to the department for conducting activities required by this section and rules adopted under this section. Fees established by this section shall not yield revenue greater than the cost of administering this section and the rules adopted under this section, but shall be adequate to ensure sustained operation of the state CCR program. The department shall prepare an annual report detailing costs incurred in connection with the management and closure of CCR units. The provisions of section 33.080 to the contrary notwithstanding, moneys and interest earned on moneys in the subaccount shall not revert to the general revenue fund at the end of each biennium.

7. Interest shall be imposed on the moneys due to the department at the rate of ten percent per annum from the prescribed due date until payment is actually made. These interest amounts shall be deposited to the credit of the subaccount created under this section.

8. All fees under this section shall be paid by check or money order made payable to the department and, unless otherwise required by this section, shall be due on January first of each calendar year and be accompanied by a form provided by the department.

9. The department may pursue penalties under section 260.240 for failure to timely submit the fees imposed in this section.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 4** was adopted.

Representative Redmon offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Bill No. 659, Page 5, Section 260.1150, Line 108, by inserting immediately after all of said section and line the following:

"414.032. 1. All kerosene, diesel fuel, heating oil, aviation turbine fuel, gasoline, gasoline-alcohol blends and other motor fuels shall meet the requirements in the annual book of ASTM standards and supplements thereto. The director may promulgate rules and regulations on the labeling, standards for, and identity of motor fuels and heating oils.

2. The director may inspect gasoline, gasoline-alcohol blends or other motor fuels to insure that these fuels conform to advertised grade and octane. In no event shall the penalty for a first violation of this section exceed a written reprimand.

3. The director may waive specific requirements in this section and in regulations promulgated according to this section, or may establish temporary alternative requirements for fuels as determined to be necessary in the event of an extreme and unusual fuel supply circumstance as a result of a petroleum pipeline or petroleum refinery equipment failure, emergency, or a natural disaster as determined by the director for a specified period of time. If any action is taken by the director under this section, the director shall:

- (1) Advise the U.S. Environmental Protection Agency of such action;**
- (2) Review the action after thirty days; and**
- (3) Notify industry stakeholders of such action.**

4. Any waiver issued or action taken under subsection 3 of this section shall be as limited in scope and applicability as necessary, and shall apply equally and uniformly to all persons and companies in the impacted petroleum motor fuel supply and distribution system, including but not limited to petroleum producers, terminals, distributors, and retailers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 5** was adopted.

On motion of Representative Redmon, **HCS SB 659, as amended**, was adopted.

On motion of Representative Redmon, **HCS SB 659, as amended**, was read the third time and passed by the following vote:

AYES: 106

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Morris 140	Morse 151	Neely
Nichols	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 035

Anders	Arthur	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Ellington
Franks Jr	Gray	Hurst	Kendrick	Lavender

Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Bangert	Barnes 60	Cookson	Ellebracht	Haahr
Higdon	Lauer	McDaniel	Miller	Muntzel
Newman	Peters	Pfautsch	Pogue	Roden
Ross	Smith 85	Vescovo	Walker 74	Mr. Speaker

VACANCIES: 002

Representative Johnson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1577, with House Amendment No. 2, pending, relating to public labor organizations, was again taken up by Representative Wiemann.

House Amendment No. 2 was withdrawn.

On motion of Representative Wiemann, **HCS HB 1577** was adopted.

On motion of Representative Wiemann, **HCS HB 1577** was ordered perfected and printed.

HB 2644, relating to sheltered workshops, was taken up by Representative Rowland (29).

On motion of Representative Rowland (29), the title of **HB 2644** was agreed to.

On motion of Representative Rowland (29), **HB 2644** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Rowland (29):

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant

Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roeber	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Bangert	Cookson	Cross	DeGroot	Ellebracht
Franks Jr	Gray	Haahr	Higdon	Korman
Lauer	McDaniel	Miller	Muntzel	Newman
Nichols	Peters	Pfautsch	Plocher	Pogue
Roberts	Roden	Ross	Smith 85	Unsicker

VACANCIES: 002

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS HB 1880** entitled:

An act to repeal section 394.080, RSMo, and to enact in lieu thereof two new sections relating to broadband communications services provided by rural electric cooperatives.

With Senate Amendment No 1.

Senate Amendment No. 1

AMEND Senate Substitute No. 2 for Senate Committee Substitute for House Bill No. 1880, Page 5, Section 394.080, Line 15, by striking the words “shall not” and inserting in lieu thereof the following:

“**may**”; and

Further amend said line by striking the word “, however,” and inserting in lieu thereof the following:

“**and**”.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 101 - Elementary and Secondary Education

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS HB 1744 - Fiscal Review

SS#2 SCS HB 1880 - Fiscal Review

SS SCS HCS HB 2034 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 907 - Corrections and Public Institutions

SCS SB 1007 - General Laws

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has continued its investigation concerning certain allegations against Governor Eric R. Greitens and begs leave to submit Report No. 2.

Exhibits and transcripts of the proceedings are on file with the Chief Clerk and copies are available on the House of Representatives website.

REPORT NO. 2 OF THE MISSOURI HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 24, 2018

/s/ Chairman Jay Barnes
/s/ Vice-chairman Don Phillips
/s/ Ranking Member Gina Mitten
/s/ Rep. Jeanie Lauer
/s/ Rep. Kevin Austin
/s/ Rep. Shawn Rhoads
/s/ Rep. Tommie Pierson Jr.

A. History of the Committee

The Committee was formed by Speaker Todd Richardson on February 27, 2018 and charged with investigating “allegations against Governor Eric R. Greitens” and reporting “back to the House of Representatives.” On April 5, 2018, the Committee voted to release reports relating to the Committee’s findings regarding allegations against

Greitens. On April 11, 2018, the Committee issued its first report regarding the allegations surrounding the relationship between Greitens and Witness 1. Today, the Committee issues this report on Greitens' use of a charitable donor list for fundraising during his campaign for governor, and events surrounding the use of that list.¹ Additional reports may follow.

Every witness to the Committee testified under oath, and subpoenas were issued to compel the appearance of witnesses and the production of documents.

- On March 14, 2018, pursuant to subpoena, the Committee took testimony from Michael Hafner, a former campaign worker for Greitens.
- On March 16, 2018, a subcommittee including Chairman Barnes, Ranking Member Mitten, and Rep. Austin (as well as staff attorney Alex Curchin) spoke with Dave Whitman, a former employee of Greitens. Whitman is currently serving a sentence at the United States Medical Center for Federal Prisoners in Springfield, Missouri after having pleaded guilty to federal crimes relating to theft from Greitens. Whitman refused to speak on the record and indicated that he no longer had possession, access, or control of any documents relating to his employment with The Greitens Group and its relationship with The Mission Continues.
- On March 19, 2018, Chairman Barnes and Attorney Curchin met informally with Matt Jacober, counsel for The Mission Continues, to discuss document requests and activities of The Mission Continues in relation to Greitens and The Greitens Group. The Committee eventually received more than 100,000 documents from The Mission Continues in response to its requests.
- On March 27, 2018, pursuant to subpoena, the Committee took testimony from Krystal Proctor (formerly Taylor), former executive assistant to Greitens when he worked for The Greitens Group and The Mission Continues. Proctor also worked in an operations role for the Greitens campaign for governor.
- On March 28, 2018, counsel for Danny Laub, a former campaign worker for Greitens, informed Chairman Barnes via email that Laub refused to appear before the Committee. However, Laub testified under oath via deposition taken by the Attorney General's Office in Washington D.C. on April 18, 2018.
- On March 29, 2018, the Committee took testimony from Spencer Kympton, President of The Mission Continues.
- On April 2, 2018, pursuant to subpoena, the Committee took testimony from Lyndsey Reichardt (formerly Hodges), a former employee of The Mission Continues.
- On April 3, 2018, the Committee met to discuss process for redactions of testimony and this report.
- On April 4, 2018, the Committee took testimony from Jack Neyens, the former Chief Financial Officer of The Mission Continues.
- On April 15, 2018, the Committee sought and received an Order from the Circuit Court of Cole County permitting the Attorney General's Office (AGO) to share information about its investigation of The Mission Continues with the Committee.
- On April 18, 2018, Chairman Barnes and Attorneys Curchin and Alixandra Hallen met with counsel from the Attorney General's Office to exchange information. The Committee received the testimony and related exhibits from the AGO's depositions of Michael Hafner, Krystal Proctor, and Danny Laub.

¹ The Committee notes that its work is not complete with this report, and that, in addition to other actions, subsequent reports may be issued.

B. Committee Findings for Report #2

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Mission Continues (TMC) is a 501(c)(3) not-for-profit organization started by Eric Greitens that helps veterans returning home from service “build new skills and networks that help them successfully reintegrate to life after the military while making long-term, sustainable transformations in communications and inspiring future generations to come.”²

2. Greitens founded TMC in 2007 under the name The Center for Citizen Leadership. TMC grew slowly between 2007 to 2010, ending 2010 with \$1.56 million in revenue. In 2011, TMC grew substantially, grossing total revenue of \$7.01 million.³

3. In 2009, Greitens formed The Greitens Group (TGG) for his personal for-profit business engagements, which included book writing, public speaking, and corporate training.⁴

4. Krystal Proctor (formerly Taylor) began working for Greitens on January 1, 2011, with salary and expenses split between TGG and TMC.⁵ Throughout her time working for Greitens, Proctor worked at his direction.⁶

5. Dave Whitman worked as the managing director for TGG until 2014, when he was charged with federal crimes relating to theft and fraud against TGG. In 2016, Whitman pleaded guilty and is currently serving his sentence in Springfield, Missouri.

6. Jack Neyens acted as the Chief Financial Officer of TMC for several years while Greitens was there.⁷

7. Proctor explained how TGG and TMC worked together: TGG would book a for-profit event for Greitens, and TMC would then work around those events to “maximize” Greitens’ time.⁸ The Committee lacks non-profit expertise to determine whether the practice of booking TMC events around Greitens’ private business schedule is common or best practice. Neyens’ testimony suggests it is not common.⁹ However, Neyens’ also testified that it made “sense” as a way of “maximizing expenses” and “maximizing his time.”¹⁰

8. The Committee found no evidence that TMC inappropriately paid Greitens’ travel expenses for events that were not exclusively TMC events.¹¹ Likewise, the Committee found no evidence that TMC purchased Greitens’ books.¹²

9. In 2011, as its operating budget grew significantly, TMC began hiring professional staff with experience in non-profit management, including Spencer Kympton, who was hired as the organization’s Chief Partnerships Officer.¹³

² <https://missioncontinues.org/about/>

³ This data is available online with TMC’s Form 990 filings.

⁴ This information is available at the website of the Missouri Secretary of State.

⁵ Tr. Proctor at 10:8 to 13:2

⁶ Tr. Hafner at 10:11-20; Tr. Proctor at 20:9-12.

⁷ Tr. Neyens.

⁸ Tr. Proctor at 15:1-16, “[T]ypically, I would ... communicate ... to [TMC], Eric is going to be in Florida for a speaking engagement; you guys probably want to use this opportunity to set up some donor meetings[.]” See also Tr. Neyens at 16:22 to 17:10. See Tr. Neyens at 17:15-18

⁹ Tr. Neyens at 17:19 to 19:6, testifying he “did not” have a similar experience at other non-profits where he worked and had not worked at any non-profit where the director also had a private business at the same time.

¹⁰ Tr. Neyens at 17:15-18.

¹¹ Tr. Proctor at 18:9-23; Tr. Kympton at 18:6-18; Tr. Neyens at 19:12-16.

¹² Tr. Kympton at 19:4-12; Tr. Neyens at 14:15 to 15:3.

¹³ Tr. Kympton at 8-19,

10. As CEO of TMC, Greitens reported to the Board of Directors.¹⁴
11. In late 2012, TMC’s Board initiated procedures to protect TMC’s 501(c)(3) status.
 - a. TMC entered into a Memorandum of Understanding (MOU) with TGG to formalize cost-sharing between the organizations.¹⁵
 - b. TMC required Greitens to sign a non-disclosure agreement (NDA) as a TMC employee.¹⁶
12. In the TMC NDA dated November 27, 2012, Greitens agreed to hold in strict confidence “the identities of any donors or investors, and any personal information of donors or investors, and any contact information for donors or investors,” as well as any “lists, databases ... trade or business secrets, ... and similar or dissimilar information relating to the operations or activities of TMC.”¹⁷
13. The NDA specifically stated that Greitens “shall not at any time during [his] employment with TMC or at any time after termination or expiration of [his] employment with TMC disclose any Confidential Information to any third party, in whole or in part.”¹⁸ Greitens further agreed that “all intellectual property that is developed by [himself] during the time [he] is employed by TMC, and that is within the scope of [his] employment with TMC, is the property of TMC, including but limited to ... trade secrets.”¹⁹ He also agreed to not use TMC’s intellectual property, including trade secrets “in any context outside of [his] employment” unless he first “received the prior written consent (by email or letter) of TMC[.]”²⁰
14. Krystal Proctor signed the same TMC NDA on November 21, 2012.²¹
15. Also in late 2012, Greitens received and signed TMC’s “Team Member Handbook,” which set expectations for employees and volunteers.²² The Handbook begins with a signed letter from Greitens and speaks to the importance of confidentiality in at least three places:
 - a. “Under no circumstances should outside requests for donor material be fulfilled unless prior written permission is received from your Team Leader.”
 - b. “Team Members may not use our Systems “to solicit Team Members or others unless on behalf of The Mission Continues;” and
 - c. “Protecting our organization’s information is the responsibility of every Team Member[.] ... Do not discuss the organization’s confidential business or proprietary business matters, or share confidential, personal Team Member information with anyone who does not work for us such as friends, family members, members of the media, or other business entities.”
16. In November 2012, Proctor recognized the importance of protecting TMC donor privacy.

¹⁴ Tr. Kympton at 26:16-17.

¹⁵ Ex. 15; Tr. Kympton at 13:20 to 14:7, describing MOU as “a board-directed initiative ... intended to protect and preserve the nonprofit status of The Mission Continues. Recognizing that our CEO at the time was also the CEO of a for-profit entity...”

¹⁶ Ex. 16, see Greitens signature on page 4. Tr. Kympton at 20:10-11, “[T]his is a document that all of our staff signs.”

¹⁷ Ex. 16 at ¶1(C), (G), definition of confidential information; and ¶2, non-disclosure requirement.

¹⁸ Ex. 16 at ¶3(A).

¹⁹ Ex. 16 at ¶3(A).

²⁰ Ex. 16 at ¶3(C).

²¹ Ex. 12; Tr. Proctor at 21:2-18.

²² Ex. 14.

At that time, she extracted TMC data for the limited purpose of compiling a holiday card list for Greitens, and sent TMC data to others within TGG with the following request:²³

I've also attached a spreadsheet here from the TMC salesforce system, which includes some of the top donors. I've deleted the amount of the donations to maintain privacy, but please DO keep this private. Do NOT print this spreadsheet or distribute. Please add the names and addresses that you see highlighted in yellow to the holiday card master spreadsheet. You can likely just copy and paste from the spreadsheet as most addresses are included. We should have ALL addresses for these folks so I can always check TMC salesforce here as well.

Emphasis added.

17. Former TMC CFO Neyens testified that Greitens “grew the organization from zero[.]”²⁴ and explained why and how he believed Greitens was able to grow TMC. “[P]eople, donors, corporations, individuals, foundations migrate. They were attracted to him. They migrated to him as he spoke around the country[.]”²⁵ Further, Neyens agreed with the statement that Greitens “was a very strategic person” who “liked to have things planned out,” testifying, “He planned things out. ... He didn’t go into – you know, I guess it’s kind of like going into battle. You just don’t randomly run in there. He had a plan of building his business – building his organization.”²⁶

18. Although Greitens was critical to TMC’s success, he did not work alone. Kympton testified that TMC fundraising responsibilities were shared between Greitens and the development team, including Lyndsey Reichardt.²⁷

19. Reichardt testified that as development director, her job included “anything related to fundraising” for TMC.²⁸ This included an annual gala, corporate fundraising proposals, individual donors, appeal letters and “identifying donors that would be good for Eric or other leadership team members to meet with.”²⁹ She explained that when someone made a small donation to TMC, she “would help set up meetings with people” who had “potential to give larger gifts or to contribute more to The Mission Continues.” The charity had a system to ensure every donor was thanked on a quarterly basis for his or her gifts. Reichardt was responsible for identifying small donors who might be good prospects to become larger donors.³⁰ The thank you calls “involved all the staff.”³¹

20. Reichardt explained that she also had frequent contact with individual TMC donors, testifying, “Sometimes I would go have coffee or lunch with them, tell them about the organization’s plans and how we were growing, and assess their interest in being more involved with the organization.”³² Through this process she was responsible for “gaining donors who donated in excess of a thousand dollars.”³³ However, “[a]s the organization grew, the leadership members above [her] would take those meetings.” Those leadership members were not limited to Greitens, but also included Spencer Kympton, Lori Stevens, and Meredith Knopp. Reichardt testified that no one single leadership member took the bulk of those donor meetings.³⁴

21. Similarly, Reichardt testified that TMC’s annual banquet was a “team effort” where sponsors were identified by a leadership committee, and “those committee members would typically do the solicitations themselves.”³⁵

²³ AGO Proctor, Ex. 12.

²⁴ Tr. Neyens at 43:19.

²⁵ Tr. Neyens at 43:20-23.

²⁶ Tr. Neyens at 58:7-16.

²⁷ Tr. Kympton at 65:14 to 67:10.

²⁸ Tr. Reichardt at 11:6.

²⁹ Tr. Reichardt at 11:9-11.

³⁰ Tr. Reichardt at 11:25 to 13:20.

³¹ Tr. Reichardt at 13:14-20.

³² Tr. Reichardt at 14:17-20.

³³ Tr. Reichardt at 14:21-23, responding in the affirmative to question posed by Rep. Barnes.

³⁴ Tr. Reichardt at 15:2-14.

³⁵ Tr. Reichardt at 17:2 to 18:20.

22. An email suggests Greitens began considering a run for statewide office at least as early as October 16, 2013, at which time a political consultant named Steve Michael emailed to tell him he was “finishing up on some of those to-do lists” and sent “Schweich’s donor list” as an attachment to give Greitens “a bit of an idea on his potential strengths.”³⁶ At the time, Schweich was identified as planning a run for governor.³⁷

23. Greitens took a sabbatical from TMC from late 2013 to spring 2014.³⁸

24. Proctor testified that Greitens had decided he was running for office in early 2014.³⁹

25. Danny Laub began advising Greitens on political activity in early 2014. Laub testified he prepared a memo for Greitens in February 2014 regarding gubernatorial campaign strategy.⁴⁰

26. On February 27, 2014, Monu Joseph emailed Proctor and Greitens the schedule for Greitens’ trip to Orange County, California on March 12, 2014.⁴¹ Proctor testified the purpose of the trip and “the nature of those meetings was to start thinking about getting support and money from these people for when he would run for office.”⁴²

27. On March 5, 2014, Greitens emailed a spreadsheet to Proctor and Whitman with lists of “categories for consideration” for a run for public office.⁴³ The document discussed fundraising, issue education, campaign organization, potential endorsements, and strategy.⁴⁴

28. Michael Hafner also began advising Greitens on political activity in early 2014.⁴⁵ Emails reveal a meeting with potential supporters and donors as early as March 18, 2014.⁴⁶

29. On March 21, 2014, Proctor prepared a memo for Greitens, Whitman, and Mason Fink setting forth information about announced and likely candidates for governor in 2016.⁴⁷ She testified that Greitens was “focused on the governor’s position” at this date and had, in fact, settled on Missouri governor’s race for his political future.⁴⁸

30. On March 24, at Greitens’ direction, Proctor set up a system to organize campaign contacts including donors, volunteers, staff, advisors, endorsements, interest groups, and other supporters.⁴⁹

³⁶ AGO Proctor, Ex. 1.

³⁷ See Catherine Hanaway, former Missouri House Speaker, Pondering 2016 Run for Governor, St. Louis Post-Dispatch, Sept. 15, 2013, discussing Schweich “who has not said he will run for governor but is widely believed to be planning such a move.” Available at http://www.stltoday.com/news/local/govt-and-politics/catherine-hanaway-former-missouri-house-speaker-pondering-run-for-governor/article_5e736420-d191-5c0b-ba42-637d28ccedd7.html, April 23, 2018.

³⁸ Ex.19.

³⁹ Tr. AGO Proctor at 23:7-11, “I became more convinced because he started sort of planning for a transition or stepping down as CEO from The Mission Continues and focusing, you know, on a little bit more on the idea.”

⁴⁰ Tr. AGO Laub at 37:24 to 42:22; AGO Laub Ex. 2.

⁴¹ AGO Proctor, Exs. 6, 7.

⁴² Tr. AGO Proctor at 45:2-7; AGO Proctor, Ex. 7.

⁴³ AGO Proctor, Exs. 8, 9.

⁴⁴ AGO Proctor, Ex. 9.

⁴⁵ Tr. Hafner at 6:15 to 7:2.

⁴⁶ Ex. 30.

⁴⁷ Mason Fink is a national political fundraiser.

⁴⁸ Tr. AGO Proctor at 40:18-23; 41:24 to 42:2; 150:5-15; 151:1-5; AGO Proctor, Ex. 5.

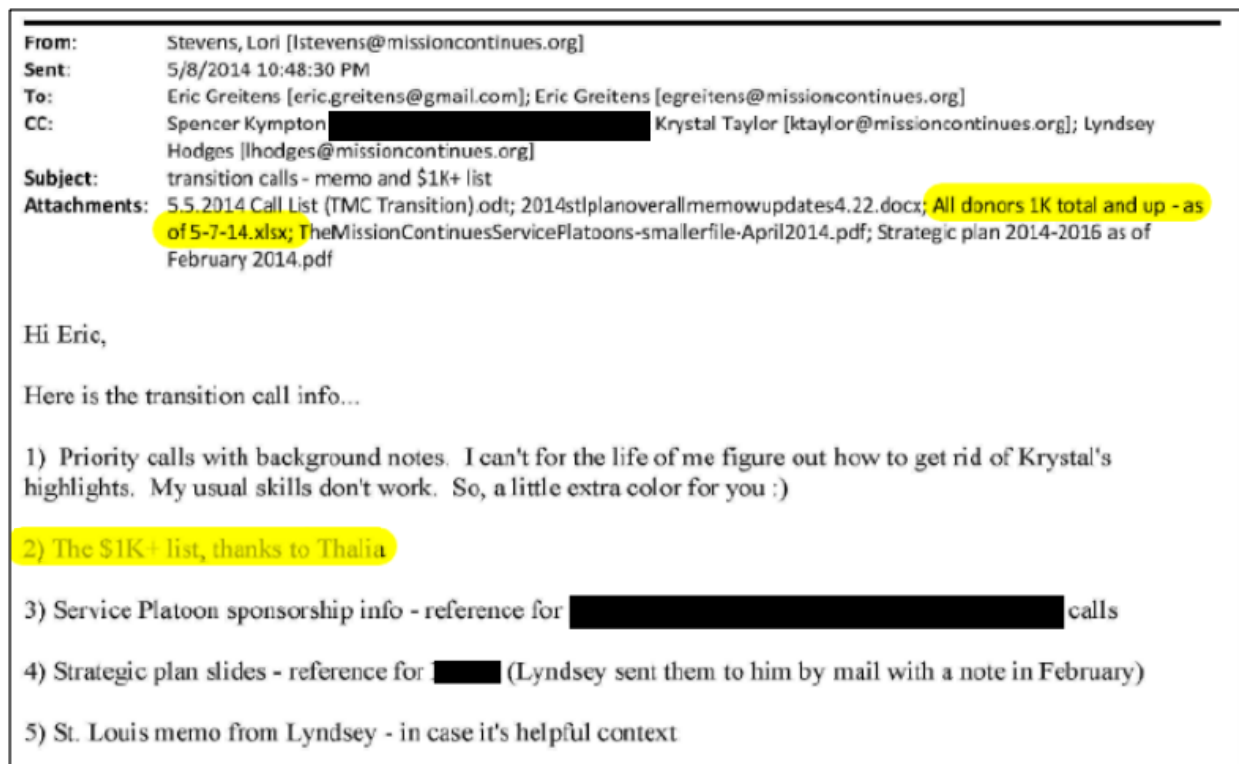
⁴⁹ Tr. AGO Proctor at 61:25 to 62:16; AGO Proctor, Ex. 10.

31. On or about April 1, 2014, Proctor stopped using her TMC email linked to her TGG email on a regular basis. Instead, she created an auto-response to inform persons who emailed her that they could contact her at her TGG email address, an account for which the Committee does not have access to emails dated after April 1, 2014.⁵⁰

32. On April 24, 2014, Greitens informed TMC that he would transition from CEO to Board Member of TMC in the summer of 2014.⁵¹ In response, TMC asked Greitens to assure donors that the transition to new leadership would go smoothly and the organization was on strong footing with a good plan for the future. Reichardt explained:

Anytime there is a big leadership change within an organization it's standard fundraising practice to take your top donors and let them know about that change.... [T]he development team's plan for the transition was essentially to identify our top donors and let them know that Eric was going to be leaving the organization in a few months, and that the organization is in good hands with Spencer Kympton, the new president.⁵²

33. On May 8, 2014, TMC employee Lori Stevens emailed Greitens, Proctor, Kympton, and Reichardt with "transition call" instructions for Greitens and five attachments, including a list of TMC donors named "All donors 1K total and up - as of 5-7-14.xlsx."⁵³



Emphasis added.

34. On May 12, 2014, Kympton followed-up on the transition calls.⁵⁴

⁵⁰ Ex. 31

⁵¹ Ex. 19.

⁵² Tr. Reichardt at 22:7-25.

⁵³ Ex. 32.

⁵⁴ Ex. 17.

From: Kympton, Spencer [REDACTED]
Sent: 5/12/2014 5:00:08 PM
To: Stevens, Lori [REDACTED]
CC: Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and \$1K+ list

are we tracking progress/completion of each of these calls/invites in some way? will be good to know when others know, so that follow-on comms are appropriate

35. At least two other follow-up emails occurred to track and aid in the transition calls:⁵⁵

From: Reichardt, Lyndsey [lreichardt@missioncontinues.org]
Sent: 5/19/2014 6:07:03 PM
To: Stevens, Lori [REDACTED]
CC: Kympton, Spencer [REDACTED]; Eric Greitens [eric.greitens@gmail.com]; Eric Greitens [egreitens@missioncontinues.org]; Krystal Taylor [ktaylor@missioncontinues.org]; Lyndsey Hodges [lhodges@missioncontinues.org]
Subject: Re: transition calls - memo and \$1K+ list
Attachments: 5.19.2014 Call List (TMC Transition LH additions).odt

Hi Eric,

Sorry I missed you on April 24th. Lori and I discussed this list. I also added a couple of people whom I think need a call to a document attached here. Additionally, I went through the \$1,000+ list and flagged others you might want to consider calling. I've included their names at the end of the document, and if you want to call them, let me know. I am happy to pull phone numbers and ensure you have appropriate background on everyone. Thanks, Eric.

NOTE: If you have not called [REDACTED] at the end of the month. [REDACTED]
[REDACTED] and that note is included in the document attached to this email.

On Tue, May 13, 2014 at 7:10 PM, Stevens, Lori [REDACTED] > wrote:
Hi,

Krystal and I had talked about Eric letting me know as he makes the calls.

Eric - do you want to send a daily update to Spence and me? Or just shoot us notes as you complete calls?

Any takers on the June 10th gathering or meetings yet?

Thanks!

L

⁵⁵ Ex. 17.

36. Proctor explained how she understood the circumstances of these transition emails:

Eric was stepping down as CEO of The Mission Continues...and I recall that he asked the development team at The Mission Continues, which would have been Lori Stevens and Lyndsey Reichardt at the time, who were both on this email. He asked the development team to send him a list of donors of The Mission Continues, and then also a list of calls that he would be making to The Mission Continues sort of top donors to let them know that he would be transitioning and stepping down as CEO.⁵⁶

My understanding was that he had – you know, Eric had built The Mission Continues, and these were his contacts, his friends, his family, his family members, colleagues, and you know, at some point in the future, he might need to reference this list and, you know, get in touch with these people.⁵⁷

37. Proctor was not aware of any communications specifying a purpose for TMC sending the donor list to Greitens other than the transition.⁵⁸ However, she also testified:

The purpose, I believe, was that Eric would be making a number of phone calls to The Mission Continues donors to let them know he would be transitioning and stepping down as CEO, and then I also believe the purpose was to have a list of contacts, because, like I said, these were his contacts, his friends and family members and colleagues, people he had brought into The Mission Continues who were supporters of his, and I believe that he – you know, for convenience's sake, he wanted their contact information in one place and one list.⁵⁹

38. Proctor recalled Reichardt “being sort of concerned and voicing those concerns around, you know, sending a list of The Mission Continues Donors to Eric[.]”⁶⁰ She further testified Reichardt “sort of feeling like, you know, putting together this list and, you know, sending it to Eric felt, you know, inappropriate in some way.”⁶¹ Reichardt denied ever speaking of such concerns.⁶²

39. Proctor could not recall anyone from TMC stating that the list could be used for political purposes or for any purpose other than transition calls.⁶³

40. Kympton did not recall any alternative purpose for providing the TMC donor list:

[T]he original email that was sent sometime earlier – I mean, beginning on May 8th of 2014, was part of an overall plan that our development team constructed to guide the external communication of our CEO's transition. So that sat a week or two after Eric had communicated internally that his plan was to transition from the CEO role over that summer – so several months later.

So this was our first step in our development team's first step at guiding a proactive communications plan with our partners to not only communicate the transition itself but also talk about how The Mission Continues would be a going concern, how their partnership in support of The Mission Continues would continue to be valued by the organization and just – it was all part of a natural transition plan that we had created.⁶⁴

⁵⁶ Tr. Proctor at 23:6-17.

⁵⁷ Tr. Proctor at 24:1-7.

⁵⁸ Tr. Proctor at 25:7-9.

⁵⁹ Tr. Proctor at 24:20 to 25:6.

⁶⁰ Tr. Proctor at 25:13-17.

⁶¹ Tr. Proctor at 76:23 to 77:1.

⁶² Tr. Reichardt at 24:19-23.

⁶³ Tr. Proctor at 26:15 to 27:19, responding in the negative to questions posed by Rep. Barnes.

⁶⁴ Tr. Kympton at 33:7-23.

41. When asked whether there was any purpose other than the transition calls for “providing Mr. Greitens the full list of The Mission Continues donors who had given over a thousand dollars,” Reichardt answered, “Not to my knowledge.”⁶⁵ Reichardt gave the same answer to questions of whether there was any express or implied consent for “Mr. Greitens to use this list of donors over \$1,000 for political purposes.”⁶⁶

42. Kympton testified that the TMC NDA applied to the TMC donor list. When asked if there was an exception to the NDA for political activity, Kympton responded, “There are no exceptions.” He further explained that he could not “see a case where there would be an exception made” and “[i]t would not have been an authorized use of any information from The Mission Continues’ point of view.” He also characterized it as “a misuse, as far as The Mission Continues is concerned.”⁶⁷

43. Kympton testified that he was not aware of any implicit or explicit authorization to use the TMC list for political purposes.⁶⁸ He further stated, “I have not seen any evidence that there was any authorization to Mr. Greitens, either in the context of his role as CEO or after, to suggest any authorization to use it for political purposes.”⁶⁹

44. Reichardt agreed that there were individuals and corporations who donated more than a thousand dollars to TMC for whom Greitens was not primarily responsible.⁷⁰

45. On May 24, 2014, Greitens met with Laub and others for ten hours to discuss a “future race for governor.”⁷¹ In preparation, Laub created a memo for Greitens that established the first objective of “establish a personal relationship with five candidates outside of Missouri who can be called-upon for personal favors during Eric’s campaign for Governor.”⁷²

46. In an email sent May 26, 2014, Fink suggested that Greitens open a campaign committee that spring.⁷³ However, Laub responded that “this is silly.” In his deposition, he explained, “Eric’s key to victory was timing and this would have disrupted that.”⁷⁴ Laub explained, “The later the better,” on when it was the right time for Greitens to enter the race.⁷⁵

47. On May 28, 2014, just 17 days after Greitens received the TMC donor list, he asked Danny Laub to sign an NDA that, like the TMC NDA, protected “donor lists” from disclosure to third-parties.⁷⁶ The Greitens’ campaign NDA specified that “EG is exploring plans regarding a potential career endeavor involving public service[.]”⁷⁷

48. On August 14, 2014, Greitens scheduled a conference call with political consultants Steve Michael and Dave Hagemen.⁷⁸

⁶⁵ Tr. Reichardt at 23:7-10; 23:11 to 24:6, rejecting contention that list was sent for “Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future.”

⁶⁶ Tr. Reichardt at 24:11-18.

⁶⁷ Tr. Kympton at 21:19 to 24:3.

⁶⁸ Tr. Kympton at 24:15 to 25:9.

⁶⁹ Tr. Kympton at 29:3-10.

⁷⁰ Tr. Reichardt at 18:21 to 19:1, responding in the affirmative to question posed by Rep. Barnes.

⁷¹ Tr. AGO Laub at 111:1-4.

⁷² Tr. AGO Laub at 90:23 to 95:24; AGO Laub, Ex. 12.

⁷³ AGO Laub, Ex. 13.

⁷⁴ Tr. AGO Laub at 118:22-24.

⁷⁵ Tr. AGO Laub at 119:3-5.

⁷⁶ AGO Laub, Ex. 14.

⁷⁷ AGO Laub, Ex. 14.

⁷⁸ Ex. 3.

49. On October 15, 2014, Proctor sent an email to Laub and Tyler Holman regarding a meeting on Monday, October 20, 2014. Proctor indicated she would bring “[a]ll of the donor lists that we’ve collected so far” to the meeting.⁷⁹ The TMC donor list was one of those lists. Proctor testified that Greitens had talked to her multiple times about “the importance of the TMC donor list to support future political fundraising efforts.”⁸⁰

50. On December 1, 2014, Laub was hired by Greitens. Laub testified that, at this time, there was “definitely a future gubernatorial campaign” and Laub’s role included “political planning,” meaning “everything from...surveying the landscape, figuring out who Eric should meet with, figuring out how to achieve at this point ... how to achieve success.”⁸¹ At the time, however, Laub was paid by Eric Greitens, LLC.⁸² Also on December 1, 2014, Proctor emailed Laub a document from Greitens titled “Candidate’s Intent.”⁸³ It provided detailed campaign plans, including fundraising plans to achieve \$8 million in commitments; messaging plans that sought answers to the questions “Why I’m Running” and “Why I’m a Republican.”⁸⁴

51. On December 5, 2014, Greitens convened a meeting to discuss the campaign.⁸⁵ Laub testified that he first learned of the TMC list at this meeting.⁸⁶ Several people attended this meeting, including Jennae Neustadt, Mark Bobak, Chris Bobak, and Fink.⁸⁷ The attendees reviewed the TMC donor list at this meeting.⁸⁸

52. Hafner began working for pay in January 2015. Although Hafner’s work was strictly political, his initial pay was from either The Greitens Group or Eric Greitens personally.⁸⁹

53. Greitens for Missouri did not report Laub’s or Hafner’s pay as in-kind contributions from The Greitens Group to the campaign.

54. On January 6, 2015 at 1:57 p.m., the following invitation was sent to Hafner, Proctor, and Laub for a campaign “Finance Meeting” for 10 a.m. the next morning.⁹⁰

⁷⁹ AGO Proctor, Ex. 16.

⁸⁰ Tr. AGO Proctor at 116:1-17.

⁸¹ Tr. AGO Laub at 25:13 to 26:20.

⁸² Tr. AGO Laub at 181:7-10. Eric Greitens LLC is d/b/a The Greitens Group.

⁸³ AGO Laub, Ex. 26.

⁸⁴ AGO Laub, Ex. 26.

⁸⁵ Tr. AGO Laub at 186:16-19.

⁸⁶ Tr. AGO Laub at 186:19.

⁸⁷ Tr. AGO Laub at 171:3-25; 186:20-23.

⁸⁸ Tr. AGO Laub at 172:7 to 174:18.

⁸⁹ Tr. Hafner at 7:3-15; 89:21 to 90:2.

⁹⁰ Ex 3 at 1; Tr. Hafner at 9:6-14.

**Invitation: Finance Meeting @ Wed Jan 7, 2015 10am - 12pm
(mike@barklageandknodell.com)**

Eric Greitens <egreitens@missioncontinues.org>

Tue, Jan 6, 2015 at 1:57 PM

Reply-To: Eric Greitens <egreitens@missioncontinues.org>

To: [REDACTED] <mike@barklageandknodell.com>, "dlaub@greitensgroup.com" <dlaub@greitensgroup.com>

Finance Meeting

[more details »](#)

When Wed Jan 7, 2015 10am – 12pm Central Time

Video call https://plus.google.com/hangouts/_/missioncontinues.org/dlaub-mike

Calendar mike@barklageandknodell.com

Who

- Eric Greitens - creator
- dlaub@greitensgroup.com
- mike@barklageandknodell.com

Going? [Yes](#) - [Maybe](#) - [No](#) [more options »](#)

55. Four minutes later, Proctor sent an email to Laub and Hafner:⁹¹

Donor lists

Krystal Taylor <ktaylor@greitensgroup.com>


Tue, Jan 6, 2015 at 2:01 PM


To: Danny Laub <dlaub@greitensgroup.com>, Michael Hafner <[REDACTED]>


All donors 1k total and up - The Mission Continues list
EG fnce prospects - Mason Fink's list
Fundraising tackler list - our internal list (Danny has access to updated google doc.)
Schweich list - Steve Michael sent over many months ago

—
Krystal Taylor
Vice President
The Greitens Group
Direct: [314-833-6269](tel:314-833-6269)

4 attachments

 All donors 1K total and up - as of 5-7-14.xlsx
71K

 EG fnce prospects 061714.xlsx
68K

 Fundraising Tracker - as of Oct 10, 2014.pdf
67K

 Schweich list.xlsx
489K

⁹¹ The list labeled “EG fnce prospects 061714.xlsx” was provided by Mason Fink, an unpaid informal advisor, but, to the best of the Committee’s knowledge, never reported as an in-kind contribution. The “Schweich list.xlsx” was provided by Steve Michael, an employee of Victory Enterprises, an eventual vendor for the campaign.

56. The attachment labeled “All donors 1K total and up – as of 5-7-14.xlsx” was TMC’s donor list – as sent to Proctor and Greitens by TMC for the purpose of “transition calls” when Greitens left TMC in May 2014.⁹²

57. Hafner and Proctor testified that Proctor sent the TMC list at Greitens’ direction.⁹³

58. Proctor testified “there was no confusion” when she shared the list with Hafner and Laub at Greitens’ direction that they were going to use it to support “the political campaign” and, in particular, “political fundraising.”⁹⁴ Laub also testified that the TMC list was used to create a campaign fundraising list⁹⁵ and that, at the direction of Greitens, Hafner used the TMC list to create a campaign fundraising list.⁹⁶

59. Proctor testified she never received authorization to share the list from anyone other than Greitens, and that Greitens directed her to share the list after he left TMC.⁹⁷

60. The TMC list contained the names, phone numbers, email addresses, donations, and other details of every individual, company, or non-profit that had donated \$1,000 or more to TMC. The list contained the information for more than 500 individuals and hundreds of businesses and foundations that had given to TMC.⁹⁸

61. Proctor testified that Greitens viewed the TMC list as his own list of friends, family, and supporters that he had built up with his own labor and endeavors from the beginning of the organization.⁹⁹

62. Greitens, did, in fact, put substantial labor into cultivation of donors for the list. However, Greitens earned a salary as CEO of TMC for most of that time, and other people also put labor into cultivation of the list.¹⁰⁰

63. TMC’s President Spencer Kympton explained that the list contained more than just Greitens’ friends, family, and supporters. When asked, “A previous witness testified that Mr. Greitens thought – essentially thought of this list as his own, that the list was comprised of his friends, his contacts that he had built up. ... Do you believe that to be true?” Kympton responded:

I would not characterize this list that way. This list is a list of 500 – more than 500 donors, supporters, partners of The Mission Continues who had given collectively or over time \$1,000 or above to The Mission Continues. Within this list might be, you know, friends or family of Eric Greitens that have transitioned into being supporters of The Mission Continues, but as context, I have friends and family who are on this list; other staff members from The Mission Continues have family on this list. There are individuals on this list who came into The Mission Continues relationship via events that we ran, and they might have been invited by host committee members to those events. There are individuals on this list who came into a relationship with The Mission Continues by the company that was supporting The Mission Continues. So I think that there certainly are individuals on this list who might have been a friend or family member of The Mission Continues, but I would very much characterize this list as a list of supporters and partners of The Mission Continues that came from a variety of different pathways to that relationship.¹⁰¹

⁹² Ex. 32

⁹³ Tr. Proctor at 28:10-16, “It would have been at Eric’s direction.”; Tr. Hafner at 11:13-16.

⁹⁴ Tr. AGO Proctor at 122:8-21.

⁹⁵ Tr. AGO Laub at 202:4-13.

⁹⁶ Tr. AGO Laub at 211:19 to 212:7.

⁹⁷ Tr. AGO Proctor at 133:3-16.

⁹⁸ Ex. 3 at 3-24.

⁹⁹ Tr. Proctor at 23:24 to 24:7

¹⁰⁰ See Reichardt testimony set forth above; Tr. Reichardt at 11:4 to 19:1

¹⁰¹ Tr. Kympton at 34:10 to 35:24, further testifying that “Yes. Of course” he keeps a separate contact list for his friends and family than the TMC list.

64. Reichardt testified that she did not view the list as Greitens' personal list,¹⁰² and that there were donors on the list for whom Greitens was not responsible.¹⁰³

65. Hafner testified that the Greitens campaign used the TMC list for fundraising purposes, stating there were two fundraising meetings in January, and "at least in one of those meetings we went through the list." Greitens gave Hafner "notes on specific donors. And of course, donors were selected based on their ability to give which is denoted in the list of their lifetime giving history to The Mission Continues."¹⁰⁴

66. Kympton and TMC expressly stated that it did not authorize this disclosure or use:

- a. "The Mission Continues did not provide nor authorize any use of our donors' information to the Greitens campaign or any persons or groups for political or campaign purposes;"¹⁰⁵
- b. "Any use of The Mission Continues resources for any political or other unauthorized purpose would violate our policies and the trust we expect from each member of our staff."¹⁰⁶

67. Hafner, an experienced campaign professional, testified that it was the first time he had ever used a charity's donor list in the course of a political campaign.¹⁰⁷

68. Hafner testified that on January 19, 2015, Greitens instructed him to meet with Reichardt about the list because Greitens did not know a number of persons on it:

So after going through The Mission Continues donor list, at some point during the process, Mr. Greitens didn't recall a number of names from the list and I was directed – he directed me to set up a meeting with Lindsey Reichardt who it was indicated that she was either a current employee or a former employee of The Mission Continues. And Eric indicated that she would have more extensive information on many of the donors from the list and that I needed to reach out to her to go over the list with her. I never met with Lindsey. I don't recall ever reaching out to her, but it's possible I could have. But to my knowledge, I don't think she ever came into the office, and I certainly never met with her personally to go over the list.¹⁰⁸

69. Both Hafner and Reichardt testified that they never had a meeting.¹⁰⁹

70. On January 28, 2015 Hafner emailed Proctor, Laub, and Chris Bobak seeking help obtaining information for an initial fundraising list. Hafner noted that he "need[ed] the contact information that Eric already has for these people (and I assume that is all in Salesforce?)." Proctor responded that Hafner should check TGG's account at salesforce.com, but pointed out, "Some of these will not be in salesforce. If not, I would suggest checking The Mission Continues list."¹¹⁰ Proctor then attached the TMC list to her response.¹¹¹

¹⁰² Tr. Reichardt at 23:11 to 24:6, rejecting Proctor's contention that list was sent for "Mr. Greitens own use because these were his contacts, his friends, his family, his family members, and his colleagues, and it would be good to have a reference list for him to get in touch with them in the future."

¹⁰³ Tr. Reichardt at 14:23, responding in the affirmative to question posed by Rep. Barnes.

¹⁰⁴ Tr. Hafner at 16:3 to 17:6.

¹⁰⁵ Tr. Kympton at 36:18 to 37:1.

¹⁰⁶ Tr. Kympton at 37:3-8.

¹⁰⁷ Tr. Hafner at 55:11-21.

¹⁰⁸ Tr. Hafner at 19:9 to 20:2.

¹⁰⁹ Tr. Hafner at 19:23; Tr. Reichardt at 28:25 to 29:1.

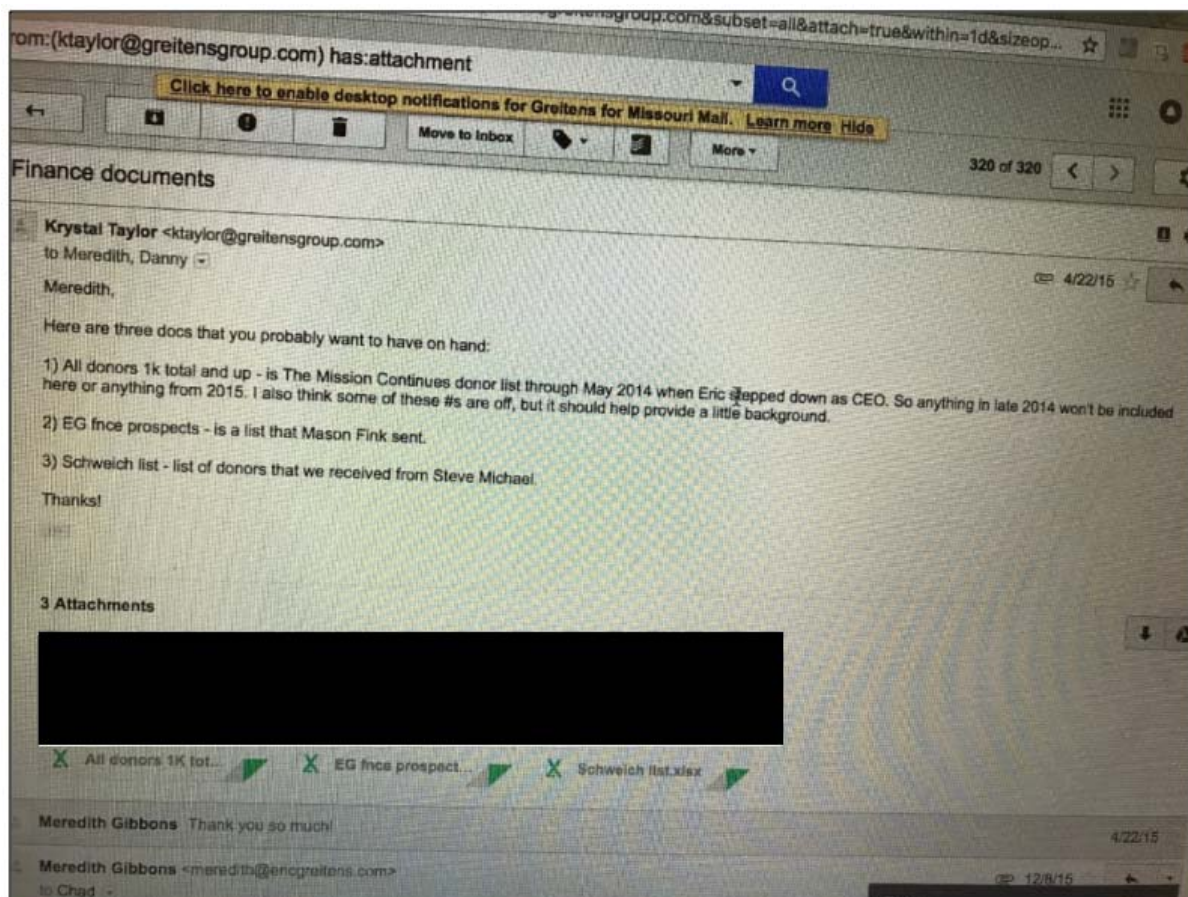
¹¹⁰ Ex. 5.

¹¹¹ Tr. AGO Proctor at 107:3-13.

71. Hafner and Laub testified that Hafner used the TMC list to create donor call lists in 2015.¹¹² Hafner sent call lists to Greitens that were derived in part from the TMC list on at least February 5, 17, and March 20.¹¹³ At the time Hafner sent the donor call lists, there was no campaign in existence to which donations could be made. However, Laub testified Greitens “was indeed making calls” during this time period, agreeing that Greitens was “getting commitments but not actually getting checks.”¹¹⁴

72. On February 25, 2015, the campaign filed a Statement of Committee Organization creating the entity Greitens for Missouri.¹¹⁵

73. On April 22, 2015, after Hafner was no longer working for the Greitens campaign, Proctor emailed the TMC list to Meredith Gibbons, the new finance director for Greitens for Missouri.¹¹⁶ As set forth below, Proctor’s email notes the attachment “is The Mission Continues donor list through May 2014 when Eric stepped down as CEO. So anything in late 2014 won’t be included here or anything from 2015.”



74. Proctor testified that she shared the list with Meredith Gibbons at Greitens’ direction so that it “would be used for political fundraising.”¹¹⁷ She further testified that she was instructed by Greitens to use the lists for these purposes.¹¹⁸

¹¹² Exs. 7, 8, 9.

¹¹³ Exs. 7, 8, 9.

¹¹⁴ Tr. AGO Laub at 250:12-25.

¹¹⁵ This document is available on the website of the Missouri Ethics Commission.

¹¹⁶ AGO Proctor, Ex. 19.

¹¹⁷ Tr. AGO Proctor at 123:12-24.

¹¹⁸ Tr. AGO Proctor at 123:18-24.

75. Reichardt testified that she met with Gibbons for lunch and Gibbons “provided [her] with a list of people that Eric was considering asking for money for the campaign.”¹¹⁹ Reichardt testified that she could not recall the size of the list Gibbons brought to the meeting, but that, for the persons listed “she asked if any of them would be good prospects.”¹²⁰ While Reichardt could not recall the size of the list or whether it was the same as the list disclosed in the transition email, she did recall that Gibbons asked about a particular large donor to The Mission Continues.¹²¹

76. Proctor testified that she was aware of the meeting between Reichardt and Gibbons regarding the TMC list.¹²² Proctor’s “understanding was that Eric asked Lindsey to meet with Meredith” and that the meeting “occurred in probably mid to late 2015.”¹²³

77. In August 2015, Greitens stepped down from the board of TMC. Kympton explained, “[A]t that time, Eric notified both me and, as I recollect, our board chair that he was preparing to announce his candidacy for governor, and those conversations suggested that it was probably in the best interest of The Mission Continues, at that time to, and for Eric to step away from the board to avoid any types of conflict of interest that might arise as having a candidate for political office involved formally on our board.” Kympton identified “the use of Mission Continues resources for political purposes” as an example of such a conflict but stated that the board was not aware of the use of the TMC list at that time.¹²⁴

78. Kympton first became aware of Greitens’ political use of TMC resources in August 2016, but did not yet have knowledge of the Greitens’ campaign’s use of the TMC donor list.¹²⁵ At that time, Kympton exchanged correspondence with Austin Chambers, campaign manager for the Greitens campaign for governor, regarding concerns about a “Greitens advertisement and fundraising campaign” that Kympton feared “jeopardize[d] [TMC’s] status as a 501c3.” In particular, among other things, Kympton was concerned with a link that “explicitly align[ed] [TMC’s] trademarked name with a political campaign effort: <https://donate.ericgreitens.com/mission-continues>” and with a website video titled “Eric Greitens: The Mission Continues” which was on a fundraising page.¹²⁶ Chambers responded:

¹¹⁹ Tr. Reichardt at 30:18 to 31:1.

¹²⁰ Tr. Reichardt at 31:4-6.

¹²¹ Tr. Reichardt at 49:23 to 51:3.

¹²² Tr. AGO Proctor at 95:7-18.

¹²³ Tr. AGO Proctor at 96:1-19.

¹²⁴ Tr. Kympton at 38:16 to 39:3.

¹²⁵ Tr. Kympton at 39:19 to 40:5.

¹²⁶ Ex. 22

From: Austin Chambers [REDACTED]
 Date: August 18, 2016 at 3:18:24 PM EDT
 To: [REDACTED]
 Cc: [REDACTED] Michael Adams [REDACTED]
 Subject: Greitens Campaign Response

Spencer,

I apologize for the delayed response. I wanted to handle this with the upmost sensitivity and attention to make sure that The Mission Continues wasn't damaged or harmed from a legal stand point by the campaign, so I asked our attorney, Mike Adams, to take a look at the situation. Our goal from the beginning has always been to protect The Mission Continues, and keep it separate from the campaign. As you know, Eric cares deeply about protecting the brand and image of TMC.

The review and response from Mike Adams on behalf of Greitens for Missouri is attached.

So that you are aware, the video name on the internet has been changed, and the background image of the fundraising splash page is in the process of being swapped out today. The ad will remain on air, and there will be additional advertisements that mentions the great work of The Mission Continues.

If you have any additional questions or points, please let me know.

Thanks,

AC

79. Greitens' attorney Mike Adams responded, "Obviously, the Campaign wishes The Mission Continues nothing but the greatest success in its worthy cause and would do nothing to jeopardize its tax-exempt status." Adams then quotes and discusses IRS guidance that an organization would jeopardize its 501(c)(3) status by "[a]llowing a candidate to use an organization's assets ... if other candidates are not given an equivalent opportunity." Adams and the Greitens campaign agreed to cease using a photo it took at TMC offices but failed to notify TMC that the campaign was using the TMC donor list for political fundraising.

80. News reports from the fall of 2016 indicate that cross-referencing the names on the TMC list with Greitens campaign donors reveals that the campaign raised nearly \$2 million from persons or organizations on the TMC list.¹²⁷

81. In approximately November 2016, an ethics complaint was filed against Greitens and Greitens for Missouri for failure to report the TMC list as an in-kind donation.

82. In a subsequent filing with the Missouri Ethics Commission, Greitens and his campaign admitted that the campaign used the TMC list for fundraising purposes.¹²⁸

83. Documents and testimony from Hafner and Proctor establish that Greitens himself utilized prospective donor call lists that included information taken from the TMC list.¹²⁹

84. In April 2017, Greitens signed a Joint Stipulation of Facts, Waiver of Hearing Before the Missouri Ethics Commission and Consent Order with Joint Proposed Findings of Fact and Conclusions of Law in *Missouri Ethics Commission v. Greitens for Missouri and Eric Greitens* in MEC Case No. 16-0107-1.¹³⁰

¹²⁷ See <http://www.ky3.com/content/news/greitens-campaign-donations-396579511.html>. The committee notes that it may begin the process of cross-referencing donors to reach a precise amount, but, due to the time constraints, has not done so yet.

¹²⁸ Ex. 11 at ¶6.

¹²⁹ Tr. Hafner at 33:11 to 37:11; Exs. 7, 8, 9; Tr. Proctor at 35:3-5.

¹³⁰ Ex. 11.

85. Greitens admitted that the campaign used the list to contact donors.¹³¹

86. Greitens asserted that the TMC list was an in-kind contribution received from Danny Laub on March 1, 2015 and had a value of \$600.¹³²

87. On April 28, Greitens signed an amended campaign finance report for April 15, 2015, which also asserted that Laub donated the TMC list on March 1, 2015 with a value of \$600.¹³³

88. Greitens electronically signed below the statement, “I certify that this report, comprised of this cover page and all attached forms, is complete, true, and accurate.”¹³⁴

89. In fact, however, the list was not an in-kind contribution from Danny Laub:

- a. Laub was never an employee of TMC, and thus, was not able to authorize disclosure or use of the list; and
- b. The list was sent to Laub and Hafner by Proctor at Greitens’ direction.¹³⁵

90. Laub testified that Austin Chambers called him on April 24, 2017.¹³⁶ After exchanging pleasantries, Laub described their conversation:

And then Austin says to me, “I don’t know if you know this, but there’s a bullshit ethics complaint filed against us by the Democrat party about this Mission Continues donor list.” And he said, “I need someone who was on the campaign at the time, because I wasn’t, to put their name down so we can get this bullshit complaint dismissed. We will pay” – assuming him and the campaign – “will pay the fine, but we need to put someone’s name down who was on the campaign at the time, and I was not.” And he said, “Can we put your name down?”¹³⁷

91. Laub testified that he told Chambers the Greitens campaign could “put [his] name down,” which he “assumed ... meant that [he] was the manager of the campaign at the time or in charge of the campaign at the time.”¹³⁸ Laub learned a week later that “putting his name down” as the donor of the TMC list “was not what I thought I told Austin on the phone he could use my name for.”¹³⁹ Instead, Laub testified that he had been “affirmatively misled” by Chambers.¹⁴⁰

92. Laub testified that if Chambers had not misled him that he “would never have agreed for it to be perceived or otherwise that I in-kind a list that I did not in-kind.”¹⁴¹ Laub testified he would have never authorized Chambers to use his name as someone who donated the list “because that’s untrue.”¹⁴² Further, Laub testified that the TMC list was not donated to the campaign on March 1, 2015.¹⁴³ Instead, he testified that nothing happened with the TMC list on that date.

¹³¹ Ex. 11 at ¶6.

¹³² Ex. 11 at ¶10. See Ex. 34 for email negotiations on the value of the list between Greitens’ counsel and the MEC.

¹³³ Ex. 10 at 2,9.

¹³⁴ Ex. 10 at 1.

¹³⁵ Tr. Hafner at 39:4-10.

¹³⁶ Tr. AGO Laub at 269:2-11.

¹³⁷ Tr. AGO Laub at 270:3-17.

¹³⁸ Tr. AGO Laub at 270:18 to 271:2.

¹³⁹ Tr. AGO Laub at 272:12-20.

¹⁴⁰ Tr. AGO Laub at 275:18-22.

¹⁴¹ Tr. AGO Laub at 276:2-4.

¹⁴² Tr. AGO Laub at 277:18-22.

¹⁴³ Tr. AGO Laub at 278:2-5.

93. Laub agreed that Greitens' amended campaign finance report regarding the TMC list as an in-kind contribution was "false in every particular."¹⁴⁴ Laub further testified that everything of substance in the settlement agreement between Greitens and the MEC was untrue.¹⁴⁵

- a. Laub did not contribute the list to the campaign. Instead, it was contributed by Greitens himself through his directions to Proctor.¹⁴⁶
- b. The list was not donated to the campaign on March 1. Instead, its first use that Laub could remember was in December 2014, and the email records show its disclosure and use on January 6 and January 7.¹⁴⁷

94. Laub stated that the "whole document made [him] sick ... because it was misrepresented [and] because [he] was in a round of news stories falsely portraying what happened."¹⁴⁸

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2019**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Ross, Rowland (155), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (3): Hill, Rone and Smith (163)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 706**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (4): Beard, Engler, Phillips and Pierson Jr.

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2625**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

¹⁴⁴ Tr. AGO Laub at 278:22 to 279:1.

¹⁴⁵ Tr. AGO Laub at 281:7-12.

¹⁴⁶ Ex. 3; Tr. Proctor at 28:10-16, "It would have been at Eric's direction."; Tr. Hafner at 11:13-16.

¹⁴⁷ Ex. 3.

¹⁴⁸ Tr. AGO Laub at 282:14-20.

Ayes (8): Anders, Bahr, Bangert, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (5): Barnes (60), Basye, Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 582**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bahr, Bangert, Basye, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (4): Barnes (60), Dogan, Matthiesen and Spencer

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HJR 100**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtman, Johnson, Kidd, Matthiesen, Revis and Sommer

Noes (2): Baringer and Quade

Absent (4): Frederick, Peters, Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **SJR 27**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Curtman, Frederick, Johnson, Revis and Sommer

Noes (1): Kidd

Present (1): Matthiesen

Absent (4): Peters, Pogue, Quade and Rhoads

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1969**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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Ayes (5): Corlew, DeGroot, Roberts, Toalson Reisch and White

Noes (1): Gregory

Present (1): Ellebracht

Absent (3): Beard, Marshall and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1970**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 786**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCS SRBs 975 & 1024**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (0)

Present (2): Barnes (28) and Washington

Absent (2): Brown (57) and Merideth (80)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCR 40**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Brattin, Christofanelli, Hill, Moon, Stacy and Taylor

Noes (5): Bangert, Barnes (28), Messenger, Toalson Reisch and Washington

Absent (2): Brown (57) and Merideth (80)

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SS#2 SCS SB 1050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (2): Hurst and May

Absent (3): Corlew, Cornejo and Razer

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

SS SCS HB 1879: Representatives Fraker, Houx, Shaul (113), Nichols and Rowland (29)

HCS SS SB 608: Representatives Rhoads, Cornejo, Houx, Franks Jr. and Ellebracht

HCS SS SCS SB 826: Representatives Ross, Hill, Neely, Arthur and Stevens (46)

HCS SS SB 870: Representatives Alferman, Roden, Dogan, Barnes (28) and Lavender

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Thursday, May 3, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.

Executive session will be held: SS SB 982

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, May 3, 2018, 1:35 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SS SCS SB 907

Executive session will be held: SS SCS SB 907

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, May 3, 2018, 8:15 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

RULES - LEGISLATIVE OVERSIGHT

Thursday, May 3, 2018, 9:30 AM, House Hearing Room 7.

Executive session will be held: SS SCS SB 600, SS SCS SBs 627 & 925, HCS SS SCS SB 918, HCS SB 850, HCS SB 793, HCS SB 693

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 4, 2018, 9:15 AM, House Hearing Room 5.

Executive session will be held: SJR 27, HCS HJR 100, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 918, HCS SS SCS SB 966, SB 981

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Thursday, May 3, 2018, 8:00 AM, House Hearing Room 7.

Executive session will be held: SS#2 SB 674

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-SIXTH DAY, THURSDAY, MAY 3, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon

HCS HB 2324 - Korman

HCS HB 2393 - Cookson

HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 37

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898, (Fiscal Review 5/1/18) - Bahr

HCS SB 695 - Swan

HCS SS SCS SB 843, E.C. - Ross

SB 819 - Neely

HCS SS SB 881, (Fiscal Review 5/1/18) - Davis

HCS SB 687 - Swan

SENATE BILLS FOR THIRD READING - INFORMAL

SB 626 - Kidd

SB 708 - Fitzpatrick

SCS SB 644 - Pfautsch

HCS SCS SB 718 - Rhoads

SB 625 - Miller

HCS SS SCS SB 547 - Curtman

HCS SB 806 - Neely

HCS SB 743 - Redmon

SB 757 - Tate

SB 768 - Berry

SCS SB 629 - Miller

SS SB 705 - Bondon

HCS SB 727 - Bondon

HCS SB 681 - Ruth

SB 649 - Engler

SS SCS SB 549 - Rehder

SS#5 SB 564, E.C. - Berry

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1744, as amended, (Fiscal Review 5/2/18), E.C. - Hansen

SS SCS HCS HB 2034, as amended, (Fiscal Review 5/2/18) - Curtman

SS#2 SCS HB 1880, as amended, (Fiscal Review 5/2/18) - Trent

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
SS HB 1858 - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-SIXTH DAY, THURSDAY, MAY 3, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The Lord is good, a great help in the day of trouble; And He knows those who trust in Him. (Nahum 1:7)

O Gracious God, on this National Day of Prayer, give us strength to do our work constructively this day and all days. Let us not turn from its difficulties, nor avoid its challenges, nor try to escape its duties or obligations.

Help us to keep our minds clear, our hearts clean, and live so faithfully that no failure can dishearten us, no frustration can discourage us, and no political fear can take away from us the joy of honor and integrity.

By Your grace, alive within us, may we remove all bitterness, reduce all misunderstanding, and learn to live together, making every effort to keep the unity of the spirit through the bond of peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Elizabeth Lee Noel.

The Journal of the sixty-fifth day was approved as printed by the following vote:

AYES: 114

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cross	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Frederick	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kendrick
Knight	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCreery	McGaugh	McGee	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151

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Muntzel	Neely	Nichols	Pfautsch	Phillips
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Rone
Ross	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 047

Adams	Anders	Barnes 60	Brattin	Carpenter
Chipman	Cornejo	Curtis	Davis	Ellebracht
Ellington	Fitzpatrick	Franklin	Franks Jr	Gannon
Gray	Green	Gregory	Grier	Kelly 141
Kidd	Kolkmeier	Matthiesen	May	McCann Beatty
McDaniel	Meredith 71	Mitten	Mosley	Newman
Peters	Pierson Jr	Pietzman	Plocher	Pogue
Remole	Roberts	Roden	Roeber	Rowland 155
Smith 85	Spencer	Stevens 46	Vescovo	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 002

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 7584.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolution was read the second time:

SCR 37, relating to the Bangert Island Riverfront Transformational Project.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1744, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Rowland (29) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 603, 576 & 898**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Wessels

Absent (3): Alferman, Rowland (29) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Rowland (29) and Unsicker

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HCS HB 1879, as amended**.

Senators: Cunningham, Wieland, Crawford, Sifton, Walsh

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SB 870, as amended**.

Senators: Hegeman, Sater, Riddle, Curls, Hummel

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 707, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

THIRD READING OF SENATE BILLS - INFORMAL

SCS SB 644, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **SCS SB 644** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Committee Substitute for Senate Bill No. 644, Page 1, Section A, Line 3, by inserting after all of said line the following:

"447.541. 1. Within two hundred forty days from the due date of the report required by section 447.539, the treasurer shall cause notice to be published at least once each week for two successive weeks in a newspaper of general circulation as defined in section 493.050 in the county in this state in which is located the last known address of any person to be named in the notice. If no address is listed or if the address is outside this state and the property may be subject to sale or liquidation, the notice shall be published in the county in which the holder of the abandoned property has his principal place of business within this state.

2. The published notice shall ~~[be entitled "Notice of Names of Persons Appearing to be Owners of Abandoned Property", and shall]~~ contain[~~:-~~

~~—— (1) The names in alphabetical order and last known addresses, if any, of persons listed in the report and entitled to notice within the county as specified in subsection 1 of this section;~~

~~—— (2)] a statement that information is available on the state treasurer website and a phone number for the state treasurer [concerning the amount or description of the property and the name and address of the holder may be obtained by any persons possessing an interest in the property by addressing an inquiry to the treasurer;~~

~~—— (3) A statement that if proof of claim is not presented by the owner to the holder and if the owner's right to receive the property is not established to the treasurer's satisfaction within one year from the date of the delivery of the property to the treasurer, the abandoned property will be sold as provided in section 447.558. The treasurer is not required to publish in the notice any items of less than fifty dollars unless, in the aggregate, the items total fifty or more dollars for any one individual. The treasurer shall use reasonable diligence to determine if small items in fact belong to the same individual].~~

3. Within one hundred twenty days from the receipt of the report required by section 447.539, the treasurer shall mail a notice to each person having an address listed therein who appears to be entitled to property of the value of fifty dollars or more presumed abandoned under sections 447.500 to 447.595.

4. The mailed notice shall contain:

(1) A statement that, according to a report filed with the treasurer, property is being held by the treasurer to which the addressee appears entitled; and

(2) A statement that, if satisfactory proof of claim is not presented by the owner to the treasurer by the date specified in the published notice, the property will be sold as provided in section 447.558.

5. Subsections 1 and 4 of this section are not applicable to sums payable on traveler's checks or money orders.

6. In addition to the above forms of notice to owners of abandoned property, the treasurer shall work with other state agencies to provide notice to holders of their rights and responsibilities pursuant to sections 447.500 to 447.595 by including information regarding Missouri's unclaimed property laws.

7. The provisions of subsections 1 and 2 of this section shall automatically terminate on December thirty-first fifteen years after the effective date of this act unless reauthorized by an act of the general assembly."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Pfautsch, **SCS SB 644** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns

Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Reiboldt	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 004

Ellington	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Beck	Brattin	Cookson
Curtis	Curtman	Franks Jr	McDaniel	Merideth 80
Mitten	Newman	Peters	Pogue	Quade
Rehder	Reisch	Roden	Smith 85	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SB 707, as amended, relating to vehicle sales, was taken up by Representative Engler.

Representative Engler moved that the House refuse to recede from its position on **HCS SS SCS SB 707, as amended**, and grant the Senate a conference.

Which motion was adopted.

MOTION

Representative Vescovo moved that Rule 44 be suspended for the purpose of perfecting
HCS HB 2019.

Which motion was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 003

Curtis	Ellington	Lavender
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PRESENT: 000

ABSENT WITH LEAVE: 021

Arthur	Barnes 60	Barnes 28	Beck	Brattin
Cookson	Curtman	DeGroot	Evans	Franks Jr
Houx	Marshall	Merideth 80	Mitten	Newman
Peters	Pogue	Quade	Smith 85	Stevens 46
Mr. Speaker				

VACANCIES: 002

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2019, relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2019** was agreed to.

Representative Black offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2019, Page 1, Section 19.005, Line 5, by inserting immediately after said section the following new section:

"Section 19.010. To the Department of Agriculture
For design and construction of a new restroom and campground expansion at the State Fairgrounds
From State Fair Fee Fund (0410).....\$180,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Black, **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2019, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2019, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SB 705, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **SS SB 705** was agreed to.

Representative Eggleston assumed the Chair.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Bill No. 705, Page 2, Section 386.266, Line 44, by deleting the word "**usage**." and inserting in lieu thereof the following:

"usage, but not due to any revenue variation resulting from any imprudence on behalf of the water corporation when calculating a previous rate adjustment under this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Bondon, **SS SB 705** was truly agreed to and finally passed by the following vote:

AYES: 108

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Miller	Morris 140	Morse 151
Mosley	Neely	Pfausch	Phillips	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Walker 3	Walsh	Wessels
White	Wiemann	Wood		

NOES: 030

Adams	Barnes 28	Brown 27	Burnett	Butler
Carpenter	Ellebracht	Ellington	Gray	Green
Hurst	Kendrick	Lavender	Marshall	May
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Nichols	Pierson Jr	Quade
Razer	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Barnes 60	Brattin	Cookson	Cross
Curtis	Franks Jr	Hansen	Lichtenegger	McCann Beatty
McDaniel	Muntzel	Newman	Peters	Pietzman
Plocher	Pogue	Ruth	Schroer	Smith 85
Vescovo	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Eggleston declared the bill passed.

Speaker Pro Tem Haahr resumed the Chair.

HCS SB 727, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS SB 727**, relating to utilities, was agreed to.

Representative Higdon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 727, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"250.190. Any such city, town or village or sewer district operating a sewerage system or a combined waterworks and sewerage system under this chapter shall have power to supply water services or sewerage services or both such services to premises situated outside its corporate boundaries and for that purpose to extend and improve its sewerage system or its combined waterworks and sewerage system. Rates charged for sewerage services or water services to premises outside the corporate boundaries ~~may~~ **shall not exceed one and one-half times** those charged for such services to premises within the corporate limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair took the point of order under advisement.

HCS SB 727, with House Amendment No. 1, pending, was laid over.

On motion of Representative Austin, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 027

Anders	Basye	Brown 27	Brown 57	Butler
Chipman	Christofanelli	DeGroot	Fraker	Hannegan
Henderson	Hurst	Justus	Kelley 127	Kelly 141
Kidd	Korman	Lauer	McDaniel	Muntzel
Phillips	Pietzman	Redmon	Reiboldt	Reisch
Taylor	Walsh			

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NOES: 002

Beck Curtis

PRESENT: 067

Andrews	Austin	Bahr	Baringer	Barnes 28
Beard	Brattin	Burnett	Carpenter	Cornejo
Cross	Davis	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Franklin	Frederick	Gray
Grier	Haahr	Haefner	Helms	Higdon
Hill	Houx	Knight	Kolkmeier	Lant
Lichtenegger	Matthiesen	McCann Beatty	McCreery	McGaugh
Meredith 71	Miller	Morgan	Neely	Nichols
Pfautsch	Pierson Jr	Pike	Quade	Razer
Rhoads	Roberts	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
White	Wiemann			

ABSENT WITH LEAVE: 065

Adams	Alferman	Anderson	Arthur	Bangert
Barnes 60	Bernskoetter	Berry	Black	Bondon
Burns	Conway 10	Conway 104	Cookson	Corlew
Curtman	Dinkins	Dogan	Dohrman	Ellington
Fitzwater	Francis	Franks Jr	Gannon	Green
Gregory	Hansen	Harris	Houghton	Johnson
Kendrick	Lavender	Love	Lynch	Marshall
Mathews	May	McGee	Merideth 80	Messenger
Mitten	Moon	Morris 140	Morse 151	Mosley
Newman	Peters	Plocher	Pogue	Rehder
Remole	Revis	Roden	Roeber	Rone
Rowland 29	Shull 16	Smith 85	Spencer	Stevens 46
Washington	Wessels	Wilson	Wood	Mr. Speaker

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS#2 SCS HB 1880, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Fraker, Morgan, Morris (140), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Conway (104), Haefner, Rowland (29) and Unsicker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HCS HB 2034, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Conway (104), Haefner and Rowland (29)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2015**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SS SCS SB 775, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

HCS SS SCS SB 775, as amended, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to recede from its position on **HCS SS SCS SB 775, as amended**, and grant the Senate a conference.

Which motion was adopted.

HOUSE BILLS WITH SENATE AMENDMENTS

SS#2 SCS HB 1880, as amended, relating to broadband communications services provided by rural electric cooperatives, was taken up by Representative Trent.

On motion of Representative Trent, **SS#2 SCS HB 1880, as amended**, was adopted by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Bondon
Brattin	Brown 27	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan

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Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	Meredith 71	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	White	Wiemann
Wilson	Wood			

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 026

Arthur	Austin	Barnes 60	Black	Burns
Butler	Carpenter	Cookson	Curtis	DeGroot
Franks Jr	Johnson	Korman	McCann Beatty	McGee
Merideth 80	Mitten	Newman	Peters	Pogue
Quade	Schroer	Smith 85	Washington	Wessels
Mr. Speaker				

VACANCIES: 002

On motion of Representative Trent, **SS#2 SCS HB 1880, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Messenger	Miller	Morgan

Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 004

Hurst	Korman	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 019

Arthur	Barnes 60	Burns	Butler	Cookson
Curtis	Franks Jr	Hannegan	Houx	Johnson
Merideth 80	Mitten	Newman	Peters	Pogue
Quade	Smith 85	Wessels	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SS HB 1744, as amended, relating to higher education, was taken up by Representative Hansen.

On motion of Representative Hansen, **SS HB 1744, as amended**, was adopted by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brattin	Brown 27	Brown 57	Burnett
Carpenter	Chipman	Christofanelli	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfausch

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Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 022

Arthur	Barnes 60	Bondon	Burns	Butler
Conway 10	Conway 104	Cookson	Franks Jr	Hannegan
Johnson	McCann Beatty	Messenger	Mitten	Neely
Newman	Peters	Pogue	Smith 85	Smith 163
Wessels	Mr. Speaker			

VACANCIES: 002

On motion of Representative Hansen, **SS HB 1744, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Brattin	Brown 27	Brown 57	Burnett
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate

Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wiemann	Wilson
Wood				

NOES: 005

Curtis	Ellington	Hurst	Marshall	Moon
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PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Bondon	Burns	Butler
Conway 10	Cookson	DeGroot	Engler	Franks Jr
Johnson	Mitten	Newman	Peters	Pogue
Smith 85	Smith 163	Wessels	White	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Brattin
Brown 27	Brown 57	Burnett	Carpenter	Chipman
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wood	Mr. Speaker		

NOES: 010

Bahr	Christofanelli	Eggleston	Ellington	Hurst
Marshall	Merideth 80	Moon	Quade	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 60	Bernskoetter	Bondon	Burns
Butler	Cookson	Franks Jr	Johnson	Mitten
Newman	Peters	Pogue	Schroer	Smith 85
Smith 163	Stephens 128	Wessels		

VACANCIES: 002

SS SCS HCS HB 2034, as amended, relating to industrial hemp, was taken up by Representative Curtman.

Representative Fitzwater assumed the Chair.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Curtman, **SS SCS HCS HB 2034, as amended**, was adopted by the following vote:

AYES: 131

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 006

Andrews	Berry	Eggleston	Hurst	Remole
Walsh				

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Bernskoetter	Burns	Butler	Cookson
Cross	Ellebracht	Fraker	Franks Jr	Higdon
Johnson	Knight	Korman	May	McDaniel
McGee	Mitten	Newman	Peters	Plocher
Pogue	Shumake	Smith 85	Wessels	

VACANCIES: 002

On motion of Representative Curtman, **SS SCS HCS HB 2034, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Andrews	Berry	Eggleston	Hurst	Remole
Walsh				

PRESENT: 000

ABSENT WITH LEAVE: 022

Arthur	Barnes 60	Bernskoetter	Burns	Butler
Conway 104	Cookson	Cross	Ellebracht	Franks Jr
Higdon	Johnson	Knight	Korman	May

McDaniel
Smith 85

Mitten
Wessels

Newman

Peters

Pogue

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS - INFORMAL

SB 768, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, the title of **SB 768**, relating to taxation of telecommunication companies, was agreed to.

Representative Berry offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 768, Page 1, In the Title, Line 3, by deleting all of said line and inserting in lieu thereof the words "sections relating to taxation of telecommunications companies."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1** was adopted.

Representative Miller offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 768, Page 2, Section 138.445, Line 26, by inserting immediately after all of said section and line the following:

"144.030. 1. There is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and from the computation of the tax levied, assessed or payable pursuant to sections 144.010 to 144.525 such retail sales as may be made in commerce between this state and any other state of the United States, or between this state and any foreign country, and any retail sale which the state of Missouri is prohibited from taxing pursuant to the Constitution or laws of the United States of America, and such retail sales of tangible personal property which the general assembly of the state of Missouri is prohibited from taxing or further taxing by the constitution of this state.

2. There are also specifically exempted from the provisions of the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.761 and from the computation of the tax levied, assessed or payable pursuant to the local sales tax law as defined in section 32.085, section 238.235, and sections 144.010 to 144.525 and 144.600 to 144.745:

(1) Motor fuel or special fuel subject to an excise tax of this state, unless all or part of such excise tax is refunded pursuant to section 142.824; or upon the sale at retail of fuel to be consumed in manufacturing or creating gas, power, steam, electrical current or in furnishing water to be sold ultimately at retail; or feed for livestock or poultry; or grain to be converted into foodstuffs which are to be sold ultimately in processed form at retail; or seed, limestone or fertilizer which is to be used for seeding, liming or fertilizing crops which when harvested will be sold at retail or will be fed to livestock or poultry to be sold ultimately in processed form at retail; economic poisons registered pursuant to the provisions of the Missouri pesticide registration law (sections 281.220 to 281.310) which are to be used in connection with the growth or production of crops, fruit trees or orchards applied before, during, or after planting, the crop of which when harvested will be sold at retail or will be converted into foodstuffs which are to be sold ultimately in processed form at retail;

(2) Materials, manufactured goods, machinery and parts which when used in manufacturing, processing, compounding, mining, producing or fabricating become a component part or ingredient of the new personal property resulting from such manufacturing, processing, compounding, mining, producing or fabricating and which new personal property is intended to be sold ultimately for final use or consumption; and materials, including without limitation, gases and manufactured goods, including without limitation slagging materials and firebrick, which are ultimately consumed in the manufacturing process by blending, reacting or interacting with or by becoming, in whole or in part, component parts or ingredients of steel products intended to be sold ultimately for final use or consumption;

(3) Materials, replacement parts and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property;

(4) Motor vehicles registered in excess of fifty-four thousand pounds, and the trailers pulled by such motor vehicles, that are actually used in the normal course of business to haul property on the public highways of the state, and that are capable of hauling loads commensurate with the motor vehicle's registered weight; and the materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of such vehicles. For purposes of this subdivision, motor vehicle and public highway shall have the meaning as ascribed in section 390.020;

(5) Replacement machinery, equipment, and parts and the materials and supplies solely required for the installation or construction of such replacement machinery, equipment, and parts, used directly in manufacturing, mining, fabricating or producing a product which is intended to be sold ultimately for final use or consumption; and machinery and equipment, and the materials and supplies required solely for the operation, installation or construction of such machinery and equipment, purchased and used to establish new, or to replace or expand existing, material recovery processing plants in this state. For the purposes of this subdivision, a "material recovery processing plant" means a facility that has as its primary purpose the recovery of materials into a usable product or a different form which is used in producing a new product and shall include a facility or equipment which are used exclusively for the collection of recovered materials for delivery to a material recovery processing plant but shall not include motor vehicles used on highways. For purposes of this section, the terms motor vehicle and highway shall have the same meaning pursuant to section 301.010. **For the purposes of this subdivision, subdivision (6) of this subsection, and section 144.054, as well as the definition in subdivision (9) of subsection 1 of section 144.010, the term "product" includes telecommunications services and the term "manufacturing" shall include the production, or production and transmission, of telecommunications service. The preceding sentence does not make a substantive change in the law and is intended to clarify that the term "manufacturing" has included and continues to include the production and transmission of "telecommunications service", as enacted in this subdivision and subdivision (6) of this subsection, as well as the definition in subdivision (9) of subsection 1 of section 144.010. The preceding two sentences reaffirm legislative intent consistent with the interpretation of this subdivision and subdivision (6) of this subsection in *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and accordingly abrogates the Missouri supreme court's interpretation of those exemptions in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the extent inconsistent with this section and *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005).** Material recovery is not the reuse of materials within a manufacturing process or the use of a product previously recovered. The material recovery processing plant shall qualify under the provisions of this section regardless of ownership of the material being recovered;

(6) Machinery and equipment, and parts and the materials and supplies solely required for the installation or construction of such machinery and equipment, purchased and used to establish new or to expand existing manufacturing, mining or fabricating plants in the state if such machinery and equipment is used directly in manufacturing, mining or fabricating a product which is intended to be sold ultimately for final use or consumption;

(7) Tangible personal property which is used exclusively in the manufacturing, processing, modification or assembling of products sold to the United States government or to any agency of the United States government;

(8) Animals or poultry used for breeding or feeding purposes, or captive wildlife;

(9) Newsprint, ink, computers, photosensitive paper and film, toner, printing plates and other machinery, equipment, replacement parts and supplies used in producing newspapers published for dissemination of news to the general public;

(10) The rentals of films, records or any type of sound or picture transcriptions for public commercial display;

(11) Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers;

(12) Railroad rolling stock for use in transporting persons or property in interstate commerce and motor vehicles licensed for a gross weight of twenty-four thousand pounds or more or trailers used by common carriers, as defined in section 390.020, in the transportation of persons or property;

(13) Electrical energy used in the actual primary manufacture, processing, compounding, mining or producing of a product, or electrical energy used in the actual secondary processing or fabricating of the product, or a material recovery processing plant as defined in subdivision (5) of this subsection, in facilities owned or leased by the taxpayer, if the total cost of electrical energy so used exceeds ten percent of the total cost of production, either primary or secondary, exclusive of the cost of electrical energy so used or if the raw materials used in such processing contain at least twenty-five percent recovered materials as defined in section 260.200. There shall be a rebuttable presumption that the raw materials used in the primary manufacture of automobiles contain at least twenty-five percent recovered materials. For purposes of this subdivision, "processing" means any mode of treatment, act or series of acts performed upon materials to transform and reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(14) Anodes which are used or consumed in manufacturing, processing, compounding, mining, producing or fabricating and which have a useful life of less than one year;

(15) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring air pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(16) Machinery, equipment, appliances and devices purchased or leased and used solely for the purpose of preventing, abating or monitoring water pollution, and materials and supplies solely required for the installation, construction or reconstruction of such machinery, equipment, appliances and devices;

(17) Tangible personal property purchased by a rural water district;

(18) All amounts paid or charged for admission or participation or other fees paid by or other charges to individuals in or for any place of amusement, entertainment or recreation, games or athletic events, including museums, fairs, zoos and planetariums, owned or operated by a municipality or other political subdivision where all the proceeds derived therefrom benefit the municipality or other political subdivision and do not inure to any private person, firm, or corporation, provided, however, that a municipality or other political subdivision may enter into revenue-sharing agreements with private persons, firms, or corporations providing goods or services, including management services, in or for the place of amusement, entertainment or recreation, games or athletic events, and provided further that nothing in this subdivision shall exempt from tax any amounts retained by any private person, firm, or corporation under such revenue-sharing agreement;

(19) All sales of insulin, and all sales, rentals, repairs, and parts of durable medical equipment, prosthetic devices, and orthopedic devices as defined on January 1, 1980, by the federal Medicare program pursuant to Title XVIII of the Social Security Act of 1965, including the items specified in Section 1862(a)(12) of that act, and also specifically including hearing aids and hearing aid supplies and all sales of drugs which may be legally dispensed by a licensed pharmacist only upon a lawful prescription of a practitioner licensed to administer those items, including samples and materials used to manufacture samples which may be dispensed by a practitioner authorized to dispense such samples and all sales or rental of medical oxygen, home respiratory equipment and accessories including parts, and hospital beds and accessories and ambulatory aids including parts, and all sales or rental of manual and powered wheelchairs including parts, and stairway lifts, Braille writers, electronic Braille equipment and, if purchased or rented by or on behalf of a person with one or more physical or mental disabilities to enable them to function more independently, all sales or rental of scooters including parts, and reading machines, electronic print enlargers and magnifiers, electronic alternative and augmentative communication devices, and items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities or sales of over-the-counter or nonprescription drugs to individuals with disabilities, and drugs required by the Food and Drug Administration to meet the over-the-counter drug product labeling requirements in 21 CFR 201.66, or its successor, as prescribed by a health care practitioner licensed to prescribe;

(20) All sales made by or to religious and charitable organizations and institutions in their religious, charitable or educational functions and activities and all sales made by or to all elementary and secondary schools operated at public expense in their educational functions and activities;

(21) All sales of aircraft to common carriers for storage or for use in interstate commerce and all sales made by or to not-for-profit civic, social, service or fraternal organizations, including fraternal organizations which

have been declared tax-exempt organizations pursuant to Section 501(c)(8) or (10) of the 1986 Internal Revenue Code, as amended, in their civic or charitable functions and activities and all sales made to eleemosynary and penal institutions and industries of the state, and all sales made to any private not-for-profit institution of higher education not otherwise excluded pursuant to subdivision (20) of this subsection or any institution of higher education supported by public funds, and all sales made to a state relief agency in the exercise of relief functions and activities;

(22) All ticket sales made by benevolent, scientific and educational associations which are formed to foster, encourage, and promote progress and improvement in the science of agriculture and in the raising and breeding of animals, and by nonprofit summer theater organizations if such organizations are exempt from federal tax pursuant to the provisions of the Internal Revenue Code and all admission charges and entry fees to the Missouri state fair or any fair conducted by a county agricultural and mechanical society organized and operated pursuant to sections 262.290 to 262.530;

(23) All sales made to any private not-for-profit elementary or secondary school, all sales of feed additives, medications or vaccines administered to livestock or poultry in the production of food or fiber, all sales of pesticides used in the production of crops, livestock or poultry for food or fiber, all sales of bedding used in the production of livestock or poultry for food or fiber, all sales of propane or natural gas, electricity or diesel fuel used exclusively for drying agricultural crops, natural gas used in the primary manufacture or processing of fuel ethanol as defined in section 142.028, natural gas, propane, and electricity used by an eligible new generation cooperative or an eligible new generation processing entity as defined in section 348.432, and all sales of farm machinery and equipment, other than airplanes, motor vehicles and trailers, and any freight charges on any exempt item. As used in this subdivision, the term "feed additives" means tangible personal property which, when mixed with feed for livestock or poultry, is to be used in the feeding of livestock or poultry. As used in this subdivision, the term "pesticides" includes adjuvants such as crop oils, surfactants, wetting agents and other assorted pesticide carriers used to improve or enhance the effect of a pesticide and the foam used to mark the application of pesticides and herbicides for the production of crops, livestock or poultry. As used in this subdivision, the term "farm machinery and equipment" means new or used farm tractors and such other new or used farm machinery and equipment and repair or replacement parts thereon and any accessories for and upgrades to such farm machinery and equipment, rotary mowers used exclusively for agricultural purposes, and supplies and lubricants used exclusively, solely, and directly for producing crops, raising and feeding livestock, fish, poultry, pheasants, chukar, quail, or for producing milk for ultimate sale at retail, including field drain tile, and one-half of each purchaser's purchase of diesel fuel therefor which is:

- (a) Used exclusively for agricultural purposes;
- (b) Used on land owned or leased for the purpose of producing farm products; and
- (c) Used directly in producing farm products to be sold ultimately in processed form or otherwise at retail or in producing farm products to be fed to livestock or poultry to be sold ultimately in processed form at retail;

(24) Except as otherwise provided in section 144.032, all sales of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil for domestic use and in any city not within a county, all sales of metered or unmetered water service for domestic use:

(a) "Domestic use" means that portion of metered water service, electricity, electrical current, natural, artificial or propane gas, wood, coal or home heating oil, and in any city not within a county, metered or unmetered water service, which an individual occupant of a residential premises uses for nonbusiness, noncommercial or nonindustrial purposes. Utility service through a single or master meter for residential apartments or condominiums, including service for common areas and facilities and vacant units, shall be deemed to be for domestic use. Each seller shall establish and maintain a system whereby individual purchases are determined as exempt or nonexempt;

(b) Regulated utility sellers shall determine whether individual purchases are exempt or nonexempt based upon the seller's utility service rate classifications as contained in tariffs on file with and approved by the Missouri public service commission. Sales and purchases made pursuant to the rate classification "residential" and sales to and purchases made by or on behalf of the occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, shall be considered as sales made for domestic use and such sales shall be exempt from sales tax. Sellers shall charge sales tax upon the entire amount of purchases classified as nondomestic use. The seller's utility service rate classification and the provision of service thereunder shall be conclusive as to whether or not the utility must charge sales tax;

(c) Each person making domestic use purchases of services or property and who uses any portion of the services or property so purchased for a nondomestic use shall, by the fifteenth day of the fourth month following the year of purchase, and without assessment, notice or demand, file a return and pay sales tax on that portion of nondomestic purchases. Each person making nondomestic purchases of services or property and who uses any

portion of the services or property so purchased for domestic use, and each person making domestic purchases on behalf of occupants of residential apartments or condominiums through a single or master meter, including service for common areas and facilities and vacant units, under a nonresidential utility service rate classification may, between the first day of the first month and the fifteenth day of the fourth month following the year of purchase, apply for credit or refund to the director of revenue and the director shall give credit or make refund for taxes paid on the domestic use portion of the purchase. The person making such purchases on behalf of occupants of residential apartments or condominiums shall have standing to apply to the director of revenue for such credit or refund;

(25) All sales of handicraft items made by the seller or the seller's spouse if the seller or the seller's spouse is at least sixty-five years of age, and if the total gross proceeds from such sales do not constitute a majority of the annual gross income of the seller;

(26) Excise taxes, collected on sales at retail, imposed by Sections 4041, 4061, 4071, 4081, 4091, 4161, 4181, 4251, 4261 and 4271 of Title 26, United States Code. The director of revenue shall promulgate rules pursuant to chapter 536 to eliminate all state and local sales taxes on such excise taxes;

(27) Sales of fuel consumed or used in the operation of ships, barges, or waterborne vessels which are used primarily in or for the transportation of property or cargo, or the conveyance of persons for hire, on navigable rivers bordering on or located in part in this state, if such fuel is delivered by the seller to the purchaser's barge, ship, or waterborne vessel while it is afloat upon such river;

(28) All sales made to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100 in the exercise of the functions and activities of such agency as provided pursuant to the compact;

(29) Computers, computer software and computer security systems purchased for use by architectural or engineering firms headquartered in this state. For the purposes of this subdivision, "headquartered in this state" means the office for the administrative management of at least four integrated facilities operated by the taxpayer is located in the state of Missouri;

(30) All livestock sales when either the seller is engaged in the growing, producing or feeding of such livestock, or the seller is engaged in the business of buying and selling, bartering or leasing of such livestock;

(31) All sales of barges which are to be used primarily in the transportation of property or cargo on interstate waterways;

(32) Electrical energy or gas, whether natural, artificial or propane, water, or other utilities which are ultimately consumed in connection with the manufacturing of cellular glass products or in any material recovery processing plant as defined in subdivision (5) of this subsection;

(33) Notwithstanding other provisions of law to the contrary, all sales of pesticides or herbicides used in the production of crops, aquaculture, livestock or poultry;

(34) Tangible personal property and utilities purchased for use or consumption directly or exclusively in the research and development of agricultural/biotechnology and plant genomics products and prescription pharmaceuticals consumed by humans or animals;

(35) All sales of grain bins for storage of grain for resale;

(36) All sales of feed which are developed for and used in the feeding of pets owned by a commercial breeder when such sales are made to a commercial breeder, as defined in section 273.325, and licensed pursuant to sections 273.325 to 273.357;

(37) All purchases by a contractor on behalf of an entity located in another state, provided that the entity is authorized to issue a certificate of exemption for purchases to a contractor under the provisions of that state's laws. For purposes of this subdivision, the term "certificate of exemption" shall mean any document evidencing that the entity is exempt from sales and use taxes on purchases pursuant to the laws of the state in which the entity is located. Any contractor making purchases on behalf of such entity shall maintain a copy of the entity's exemption certificate as evidence of the exemption. If the exemption certificate issued by the exempt entity to the contractor is later determined by the director of revenue to be invalid for any reason and the contractor has accepted the certificate in good faith, neither the contractor or the exempt entity shall be liable for the payment of any taxes, interest and penalty due as the result of use of the invalid exemption certificate. Materials shall be exempt from all state and local sales and use taxes when purchased by a contractor for the purpose of fabricating tangible personal property which is used in fulfilling a contract for the purpose of constructing, repairing or remodeling facilities for the following:

(a) An exempt entity located in this state, if the entity is one of those entities able to issue project exemption certificates in accordance with the provisions of section 144.062; or

(b) An exempt entity located outside the state if the exempt entity is authorized to issue an exemption certificate to contractors in accordance with the provisions of that state's law and the applicable provisions of this section;

(38) All sales or other transfers of tangible personal property to a lessor who leases the property under a lease of one year or longer executed or in effect at the time of the sale or other transfer to an interstate compact agency created pursuant to sections 70.370 to 70.441 or sections 238.010 to 238.100;

(39) Sales of tickets to any collegiate athletic championship event that is held in a facility owned or operated by a governmental authority or commission, a quasi-governmental agency, a state university or college or by the state or any political subdivision thereof, including a municipality, and that is played on a neutral site and may reasonably be played at a site located outside the state of Missouri. For purposes of this subdivision, "neutral site" means any site that is not located on the campus of a conference member institution participating in the event;

(40) All purchases by a sports complex authority created under section 64.920, and all sales of utilities by such authority at the authority's cost that are consumed in connection with the operation of a sports complex leased to a professional sports team;

(41) All materials, replacement parts, and equipment purchased for use directly upon, and for the modification, replacement, repair, and maintenance of aircraft, aircraft power plants, and aircraft accessories;

(42) Sales of sporting clays, wobble, skeet, and trap targets to any shooting range or similar places of business for use in the normal course of business and money received by a shooting range or similar places of business from patrons and held by a shooting range or similar place of business for redistribution to patrons at the conclusion of a shooting event;

(43) All sales of motor fuel, as defined in section 142.800, used in any watercraft, as defined in section 306.010;

(44) Any new or used aircraft sold or delivered in this state to a person who is not a resident of this state or a corporation that is not incorporated in this state, and such aircraft is not to be based in this state and shall not remain in this state more than ten business days subsequent to the last to occur of:

(a) The transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state; or

(b) The date of the return to service of the aircraft in accordance with 14 CFR 91.407 for any maintenance, preventive maintenance, rebuilding, alterations, repairs, or installations that are completed contemporaneously with the transfer of title to the aircraft to a person who is not a resident of this state or a corporation that is not incorporated in this state;

(45) All internet access or the use of internet access regardless of whether the tax is imposed on a provider of internet access or a buyer of internet access. For purposes of this subdivision, the following terms shall mean:

(a) "Direct costs", costs incurred by a governmental authority solely because of an internet service provider's use of the public right-of-way. The term shall not include costs that the governmental authority would have incurred if the internet service provider did not make such use of the public right-of-way. Direct costs shall be determined in a manner consistent with generally accepted accounting principles;

(b) "Internet", computer and telecommunications facilities, including equipment and operating software, that comprises the interconnected worldwide network that employ the transmission control protocol or internet protocol, or any predecessor or successor protocols to that protocol, to communicate information of all kinds by wire or radio;

(c) "Internet access", a service that enables users to connect to the internet to access content, information, or other services without regard to whether the service is referred to as telecommunications, communications, transmission, or similar services, and without regard to whether a provider of the service is subject to regulation by the Federal Communications Commission as a common carrier under 47 U.S.C. Section 201, et seq. For purposes of this subdivision, internet access also includes: the purchase, use, or sale of communications services, including telecommunications services as defined in section 144.010, to the extent the communications services are purchased, used, or sold to provide the service described in this subdivision or to otherwise enable users to access content, information, or other services offered over the internet; services that are incidental to the provision of a service described in this subdivision, when furnished to users as part of such service, including a home page, electronic mail, and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity; a home page electronic mail and instant messaging, including voice-capable and video-capable electronic mail and instant messaging, video clips, and personal electronic storage capacity that are provided independently or that are not packed with internet access. As used in this subdivision, internet access does not include voice, audio, and video programming or other products and services, except services described in this paragraph or this subdivision, that use internet protocol or any successor protocol and for which there is a charge, regardless of whether the charge is separately stated or aggregated with the charge for services described in this paragraph or this subdivision;

(d) "Tax", any charge imposed by the state or a political subdivision of the state for the purpose of generating revenues for governmental purposes and that is not a fee imposed for a specific privilege, service, or benefit conferred, except as described as otherwise under this subdivision, or any obligation imposed on a seller to collect and to remit to the state or a political subdivision of the state any gross retail tax, sales tax, or use tax imposed on a buyer by such a governmental entity. The term tax shall not include any franchise fee or similar fee imposed or authorized under section 67.1830 or 67.2689; Section 622 or 653 of the Communications Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section 573; or any other fee related to obligations of telecommunications carriers under the Communications Act of 1934, 47 U.S.C. Section 151, et seq., except to the extent that:

- a. The fee is not imposed for the purpose of recovering direct costs incurred by the franchising or other governmental authority from providing the specific privilege, service, or benefit conferred to the payer of the fee; or
- b. The fee is imposed for the use of a public right-of-way based on a percentage of the service revenue, and the fee exceeds the incremental direct costs incurred by the governmental authority associated with the provision of that right-of-way to the provider of internet access service.

Nothing in this subdivision shall be interpreted as an exemption from taxes due on goods or services that were subject to tax on January 1, 2016.

3. Any ruling, agreement, or contract, whether written or oral, express or implied, between a person and this state's executive branch, or any other state agency or department, stating, agreeing, or ruling that such person is not required to collect sales and use tax in this state despite the presence of a warehouse, distribution center, or fulfillment center in this state that is owned or operated by the person or an affiliated person shall be null and void unless it is specifically approved by a majority vote of each of the houses of the general assembly. For purposes of this subsection, an "affiliated person" means any person that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code of 1986, as amended, as the vendor or any other entity that, notwithstanding its form of organization, bears the same ownership relationship to the vendor as a corporation that is a member of the same controlled group of corporations as defined in Section 1563(a) of the Internal Revenue Code, as amended.

144.054. 1. As used in this section, the following terms mean:

(1) "Processing", any mode of treatment, act, or series of acts performed upon materials to transform or reduce them to a different state or thing, including treatment necessary to maintain or preserve such processing by the producer at the production facility;

(2) "Recovered materials", those materials which have been diverted or removed from the solid waste stream for sale, use, reuse, or recycling, whether or not they require subsequent separation and processing.

2. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, electrical energy and gas, whether natural, artificial, or propane, water, coal, and energy sources, chemicals, machinery, equipment, and materials used or consumed in the manufacturing, processing, compounding, mining, or producing of any product, or used or consumed in the processing of recovered materials, or used in research and development related to manufacturing, processing, compounding, mining, or producing any product. The exemptions granted in this subsection shall not apply to local sales taxes as defined in section 32.085 and the provisions of this subsection shall be in addition to any state and local sales tax exemption provided in section 144.030. **For the purposes of this section, the term "product" shall include telecommunications services and the term "manufacturing" or "producing" shall include the production, or the production and transmission, of telecommunications services.**

3. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all utilities, machinery, and equipment used or consumed directly in television or radio broadcasting and all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a contractor for use in fulfillment of any obligation under a defense contract with the United States government, and all sales and leases of tangible personal property by any county, city, incorporated town, or village, provided such sale or lease is authorized under chapter 100, and such transaction is certified for sales tax exemption by the department of economic development, and tangible personal property used for railroad infrastructure brought into this state for processing, fabrication, or other modification for use outside the state in the regular course of business.

4. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all sales and purchases of tangible personal property, utilities, services, or any other transaction that would otherwise be subject to the state or local sales or use tax when such sales are made to or purchases are made by a private partner for use in completing a project under sections 227.600 to 227.669.

5. In addition to all other exemptions granted under this chapter, there is hereby specifically exempted from the provisions of sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, and from the computation of the tax levied, assessed, or payable under sections 144.010 to 144.525 and 144.600 to 144.761, and section 238.235, and the local sales tax law as defined in section 32.085, all materials, manufactured goods, machinery and parts, electrical energy and gas, whether natural, artificial or propane, water, coal and other energy sources, chemicals, soaps, detergents, cleaning and sanitizing agents, and other ingredients and materials inserted by commercial or industrial laundries to treat, clean, and sanitize textiles in facilities which process at least five hundred pounds of textiles per hour and at least sixty thousand pounds per week."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Berry offered **House Amendment No. 1 to House Amendment No. 2.**

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to Senate Bill No. 768, Page 2, Line 25, by deleting the word "**service**" and inserting in lieu thereof the word "**services**"; and

Further amend said amendment and page, Line 28, by deleting the word "**service**" and inserting in lieu thereof the word "**services**"; and

Further amend said amendment and page, Line 37, by inserting after the phrase "**(Mo. banc 2005).**" the following:

"The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed."; and

Further amend said amendment and page, Line 44, by deleting the word "consumption" and inserting in lieu thereof the following:

"consumption. The construction and application of this subdivision as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed"; and

Further amend said amendment, Page 9, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"(2) "Producing" includes, but is not limited to, the production of, including the production and transmission of, telecommunication services;

(3) "Product" includes, but is not limited to, telecommunications services;

(4) "Recovered materials", those materials which have been diverted or removed from the"; and

Further amend said amendment and page, Lines 22-24, by deleting all of said lines and inserting in lieu thereof the following:

"144.030. **The construction and application of this subsection as expressed by the Missouri supreme court in *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), is hereby affirmed.**"; and

Further amend said amendment, Page 10, Line 9, by inserting immediately after all of said section and line the following:

"Further amend said bill, Page 5, Section 153.030, Line 119, by inserting immediately after all of said section and line the following:

~~"[144.026. The director of revenue shall not send notice to any taxpayer under subsection 2 of section 144.021 regarding the decision in *IBM Corporation v. Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) prior to August 28, 2018.]; and";~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative Miller, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Berry, **SB 768, as amended**, was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
McCreery	McGaugh	Meredith 71	Messenger	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 006

Hurst	Marshall	Merideth 80	Mitten	Moon
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Baringer	Barnes 60	Bernskoetter	Brattin
Burns	Butler	Chipman	Cookson	Cross
DeGroot	Ellebracht	Franks Jr	Johnson	Korman
Matthiesen	May	McCann Beatty	McDaniel	McGee
Newman	Peters	Pogue	Roeber	Smith 85
Wessels	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS SCS SB 718, relating to maintenance medication, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS SCS SB 718**, relating to health care, was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, In the Title, Line 3, by deleting the words "maintenance medication" and inserting in lieu thereof the words "health care"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

Representative Basye offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section 338.202, Line 16, by inserting after all of said line the following:

"376.1223. 1. No third-party payer for health care services including, but not limited to, health carriers, as such terms are defined in section 376.1350, shall limit coverage or deny reimbursement for treatment of symptoms and behaviors for individuals with physical or developmental disabilities, as defined in section 630.005, if, as determined by a licensed physician or psychologist, the symptoms or behaviors caused by the identified disability:

(1) **Require the individual to receive care or assistance at any level or age from another person; and**
 (2) **Directly interfere with or prevent independent participation in the everyday purposeful and functional activities typically practiced by a person of the same chronological age as the disabled individual.**

2. Such coverage shall include, but not be limited to, therapeutic care, habilitative or rehabilitative care, or services by a licensed psychologist or applied behavior analyst, as such terms are defined in section 376.1224.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) **"Developmental disability", severe, chronic disabilities that meet all of the following conditions:**

(a) **Attributable to cerebral palsy or epilepsy, or any other condition other than mental illness that results in impairment of general intellectual functioning or adaptive behavior and requires treatment or services;**

(b) **Manifests before the individual reaches age twenty-two;**

(c) **Likely to continue indefinitely; and**

(d) **Results in substantial functional limitations in three or more of the following areas of major life activities: self care, understanding and use of language, learning, mobility, self direction, capacity for independent living, plus a need for the level of care provided in an independent care facility;**

(5) **"Diagnosis of a developmental disability", medically necessary assessments, evaluations, or tests in order to diagnose a developmental disability;**

(6) **"Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;**

(7) **"Diagnosis of physical disability", medically necessary assessments, evaluations, or tests in order to diagnose a physical disability;**

~~[(5)]~~ (8) **"Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;**

~~[(6)]~~ (9) **"Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;**

~~[(7)]~~ (10) **"Health carrier", shall have the same meaning ascribed to it as in section 376.1350;**

~~[(8)]~~ (11) **"Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;**

~~[(9)]~~ (12) **"Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;**

~~[(10)]~~ (13) **"Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;**

~~[(11)]~~ (14) **"Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;**

~~[(12)]~~ (15) **"Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;**

~~[(13)]~~ (16) **"Treatment [for autism spectrum disorders]", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder, **developmental disabilities, or physical disabilities** by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:**

- (a) Psychiatric care;
- (b) Psychological care;
- (c) Habilitative or rehabilitative care, including applied behavior analysis therapy;
- (d) Therapeutic care;
- (e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders, **developmental disabilities, or physical disabilities** to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder, **developmental disabilities, or physical disabilities**.

4. (1) Coverage provided under this section is limited to medically necessary treatment ~~[that]~~ **as determined by the health benefit plan, and** is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license~~[-in accordance with]~~. **For applied behavioral analysis, such provider may submit** a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, **developmental disabilities, or physical disabilities**, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual ~~[being treated for an autism spectrum disorder]~~ and shall not apply to all individuals being treated for ~~[autism spectrum disorders]~~ **that disorder** by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. Coverage provided under this section for therapeutic care shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of therapeutic care beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's developmental disabilities or physical disabilities, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavioral analysis or therapeutic care, shall not be subject to the age and dollar limitations described in this subsection.

~~[6-]~~ 7. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section **or therapeutic care as described in subsection 6 of this section** shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of

insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

~~[7-]~~ **8.** Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider **or therapeutic care provider**, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 **or therapeutic care as set forth in subsection 6** of this section shall apply to this subsection.

~~[8-]~~ **9.** This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

~~[9-]~~ **10.** To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

- (1) The autism service provider, as defined in this section; or
- (2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

~~[10-]~~ **11.** Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

~~[11-]~~ **12.** The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

~~[12-]~~ **13.** The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

- (1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);
- (2) All self-insured group arrangements, to the extent not preempted by federal law;
- (3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and
- (4) All self-insured school district health plans.

~~[13-]~~ **14.** The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

~~[14-]~~ **15.** The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy of six months or less duration, or any other supplemental policy.

~~[15-]~~ **16.** Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis **or therapy** delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

~~[16-]~~ **17.** The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

~~[17-]~~ 18. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

~~[18-]~~ 19. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

~~[19-]~~ 20. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

- (a) The total number of insureds diagnosed with autism spectrum disorder;
 - (b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;
 - (c) The cost of such coverage per insured per month; and
 - (d) The average cost per insured for coverage of applied behavior analysis;
- (2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Basye, **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

- a. Requests health records to be delivered electronically in a format of the health care provider's choice;
- b. The health care provider stores such records completely in an electronic health record; and
- c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

- (2) Postage, to include packaging and delivery cost;
- (3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

~~[4.]~~ 5. The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

~~[5.]~~ 6. Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

~~[6.]~~ 7. A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

- (1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;
- (2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;
- (3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;
- (4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;
- (5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or
- (6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Franklin offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Line 38, by deleting said line and inserting in lieu of the following:

"that he or she is the guardian ad litem of the minor child of the deceased.

191.1150. 1. This section shall be known as the "Caregiver, Advise, Record, and Enable (CARE) Act".

2. As used in this section, the following terms shall mean:

- (1) "Admission", a patient's admission into a hospital as an in-patient;
- (2) "After-care", assistance that is provided by a caregiver to a patient after the patient's discharge from a hospital that is related to the condition of the patient at the time of discharge, including assisting with activities of daily living, as defined in section 198.006; instrumental activities of daily living, as defined in section 198.006; or carrying out medical or nursing tasks as permitted by law;
- (3) "Ambulatory surgical center", as defined in section 197.200;
- (4) "Caregiver", an individual who is eighteen years of age or older, is duly designated as a caregiver by a patient under this section, and who provides after-care assistance to such patient in the patient's residence;
- (5) "Discharge", a patient's release from a hospital or an ambulatory surgical center to the patient's residence following an admission;
- (6) "Hospital", as defined in section 197.020;
- (7) "Residence", a dwelling that the patient considers to be his or her home. "Residence" shall not include:

- (a) A facility, as defined in section 198.006;
- (b) A hospital, as defined in section 197.020;
- (c) A prison, jail, or other detention or correctional facility operated by the state or a political subdivision;
- (d) A residential facility, as defined in section 630.005;
- (e) A group home or developmental disability facility, as defined in section 633.005; or
- (f) Any other place of habitation provided by a public or private entity which bears legal or contractual responsibility for the care, control, or custody of the patient and which is compensated for doing so.

3. A hospital or ambulatory surgical center shall provide each patient or, if applicable, the patient's legal guardian with an opportunity to designate a caregiver following the patient's admission into a hospital or entry into an ambulatory surgical center and prior to the patient's discharge. Such designation shall include a written consent of the patient or the patient's legal guardian to release otherwise confidential medical information to the designated caregiver if such medical record would be needed to enable the completion of after-care tasks. The written consent shall be in compliance with federal and state laws concerning the release of personal health information. Prior to discharge, a patient may elect to change his or her caregiver in the event that the original designated caregiver becomes unavailable, unwilling, or unable to care for the patient. Designation of a caregiver by a patient or a patient's legal guardian does not obligate any person to arrange or perform any after-care tasks for the patient.

4. The hospital or ambulatory surgical center shall document the patient's or the patient's legal guardian's designation of caregiver, the relationship of the caregiver to the patient, and the caregiver's available contact information.

5. If the patient or the patient's legal guardian declines to designate a caregiver, the hospital or ambulatory surgical center shall document such information.

6. The hospital or ambulatory surgical center shall notify a patient's caregiver of the patient's discharge or transfer to another facility as soon as practicable, which may be after the patient's physician issues a discharge order. In the event that the hospital or ambulatory surgical center is unable to contact the designated caregiver, the lack of contact shall not interfere with, delay, or otherwise affect the medical care provided to the patient or an appropriate discharge of the patient. The hospital or ambulatory surgical center shall document the attempt to contact the caregiver.

7. Prior to being discharged, if the hospital or ambulatory surgical center is able to contact the caregiver and the caregiver is willing to assist, the hospital or ambulatory surgical center shall provide the caregiver with the patient's discharge plan, if such plan exists, or instructions for the after-care needs of the patient and give the caregiver the opportunity to ask questions about the after-care needs of the patient.

8. A hospital or ambulatory surgical center is not required nor obligated to determine the ability of a caregiver to understand or perform any of the after-care tasks outlined in this section.

9. Nothing in this section shall authorize or require compensation of a caregiver by a state agency or a health carrier, as defined in section 376.1350.

10. Nothing in this section shall require a hospital or ambulatory surgical center to take actions that are inconsistent with or duplicative of the standards of the federal Medicare program under Title XVIII of the

Social Security Act and its conditions of participation in the Code of Federal Regulations or the standards of a national accrediting organization with deeming authority under Section 1865(a)(1) of the Social Security Act.

11. Nothing in this section shall create a private right of action against a hospital, ambulatory surgical center, a hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship.

12. A hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall not be liable in any way for an act or omission of the caregiver.

13. No act or omission under this section by a hospital, ambulatory surgical center, hospital or ambulatory surgical center employee, or an individual with whom a hospital or ambulatory surgical center has a contractual relationship shall give rise to a citation, sanction, or any other adverse action by any licensing authority to whom such individual or entity is subject.

14. Nothing in this section shall be construed to interfere with the rights of an attorney-in-fact under a durable power of health care under sections 404.800 to 404.872.

15. The department of health and senior services shall provide ambulatory surgical centers and hospitals a standard form that may be used to satisfy the requirements of this section. Nothing in this section shall prohibit a hospital or ambulatory surgical center from continuing the use of a current patient communication or disclosure form to satisfy the requirements of this section, provided that the facility's current form is compliant with Centers for Medicare and Medicaid Services (CMS) standards and regulations."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 1 to House Amendment No. 3** was adopted.

On motion of Representative Cornejo, **House Amendment No. 3, as amended**, was adopted.

Representative Pike offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"9.158. The month of November shall be known and designated as "Diabetes Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of diabetes. Diabetes is a group of metabolic diseases in which the body has elevated blood sugar levels over a prolonged period of time and affects Missourians of all ages."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pike, **House Amendment No. 4** was adopted.

Representative Frederick offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"9.192. The years of 2018 to 2028 shall hereby be designated as the "Show-Me Freedom from Opioid Addiction Decade".

191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;
b. The health care provider stores such records completely in an electronic health record; and
c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost; and

(3) Notary fee, not to exceed two dollars, if requested.

3. **For the purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" includes a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

~~[4-]~~ 5. The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

~~[5-]~~ 6. Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

~~[6-]~~ 7. A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

(1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;

(2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;

(3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;

(4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;

(5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or

(6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased.

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

3. A veterinarian, in good faith and in the course of the veterinarian's professional practice only, and not for use by a human being, may prescribe, administer, and dispense controlled substances and the veterinarian may cause them to be administered by an assistant or orderly under his or her direction and supervision.

4. A practitioner shall not accept any portion of a controlled substance unused by a patient, for any reason, if such practitioner did not originally dispense the drug, **except as provided in section 195.265.**

5. An individual practitioner shall not prescribe or dispense a controlled substance for such practitioner's personal use except in a medical emergency.

195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2. By August 28, 2019, the department of health and senior services shall develop an education and awareness program regarding drug disposal, including controlled substances. The education and awareness program may include, but not be limited to:

(1) A web-based resource that:

(a) Describes available drug disposal options including take back, take back events, mail back packages, in-home disposal options that render a product safe from misuse, or any other methods that comply with state and federal laws and regulations, may reduce the availability of unused controlled substances, and may minimize the potential environmental impact of drug disposal;

(b) Provides a list of drug disposal take back sites, which may be sorted and searched by name or location and is updated every six months by the department;

(c) Provides a list of take back events and mail back events in the state, including the date, time, and location information for each event and is updated every six months by the department; and

(d) Provides information for authorized collectors regarding state and federal requirements to comply with the provisions of subsection 1 of this section; and

(2) Promotional activities designed to ensure consumer awareness of proper storage and disposal of prescription drugs, including controlled substances.

217.364. 1. The department of corrections shall establish by regulation the "Offenders Under Treatment Program". The program shall include institutional placement of certain offenders, as outlined in subsection 3 of this section, under the supervision and control of the department of corrections. The department shall establish rules determining how, when and where an offender shall be admitted into or removed from the program.

2. As used in this section, the term "offenders under treatment program" means a one-hundred-eighty-day institutional correctional program for the monitoring, control and treatment of certain substance abuse offenders and certain nonviolent offenders followed by placement on parole with continued supervision. **As used in this section, the term "medication-assisted treatment" means the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders.**

3. The following offenders may participate in the program as determined by the department:

(1) Any nonviolent offender who has not previously been remanded to the department and who has been found guilty of violating the provisions of chapter 195 or 579 or whose substance abuse was a precipitating or contributing factor in the commission of his offense; or

(2) Any nonviolent offender who has pled guilty or been found guilty of a crime which did not involve the use of a weapon, and who has not previously been remanded to the department.

4. This program shall be used as an intermediate sanction by the department. The program may include education, treatment and rehabilitation programs. If an offender successfully completes the institutional phase of the program, the department shall notify the board of probation and parole within thirty days of completion. Upon notification from the department that the offender has successfully completed the program, the board of probation and parole may at its discretion release the offender on parole as authorized in subsection 1 of section 217.690.

5. The availability of space in the institutional program shall be determined by the department of corrections.

6. If the offender fails to complete the program, the offender shall be taken out of the program and shall serve the remainder of his sentence with the department.

7. Time spent in the program shall count as time served on the sentence.

8. If an offender requires treatment for opioid or other substance misuse or dependence, the department shall not prohibit such offender from participating in and receiving medication-assisted treatment under the care of a physician licensed in this state to practice medicine. An offender shall not be required to refrain from using medication-assisted treatment as a term or condition of his or her sentence.

334.036. 1. For purposes of this section, the following terms shall mean:

(1) "Assistant physician", any medical school graduate who:

(a) Is a resident and citizen of the United States or is a legal resident alien;

(b) Has successfully completed ~~[Step 1 and]~~ Step 2 of the United States Medical Licensing Examination or the equivalent of such ~~[steps]~~ **step** of any other board-approved medical licensing examination within the ~~[two-year]~~ **three-year** period immediately preceding application for licensure as an assistant physician, ~~[but in no event more than]~~ **or within** three years after graduation from a medical college or osteopathic medical college, **whichever is later;**

(c) Has not completed an approved postgraduate residency and has successfully completed Step 2 of the United States Medical Licensing Examination or the equivalent of such step of any other board-approved medical licensing examination within the immediately preceding ~~[two-year]~~ **three-year** period unless when such ~~[two-year]~~ **three-year** anniversary occurred he or she was serving as a resident physician in an accredited residency in the United States and continued to do so within thirty days prior to application for licensure as an assistant physician; and

(d) Has proficiency in the English language.

Any medical school graduate who could have applied for licensure and complied with the provisions of this subdivision at any time between August 28, 2014, and August 28, 2017, may apply for licensure and shall be deemed in compliance with the provisions of this subdivision;

(2) "Assistant physician collaborative practice arrangement", an agreement between a physician and an assistant physician that meets the requirements of this section and section 334.037;

(3) "Medical school graduate", any person who has graduated from a medical college or osteopathic medical college described in section 334.031.

2. (1) An assistant physician collaborative practice arrangement shall limit the assistant physician to providing only primary care services and only in medically underserved rural or urban areas of this state or in any pilot project areas established in which assistant physicians may practice.

(2) For a physician-assistant physician team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended:

(a) An assistant physician shall be considered a physician assistant for purposes of regulations of the Centers for Medicare and Medicaid Services (CMS); and

(b) No supervision requirements in addition to the minimum federal law shall be required.

3. (1) For purposes of this section, the licensure of assistant physicians shall take place within processes established by rules of the state board of registration for the healing arts. The board of healing arts is authorized to establish rules under chapter 536 establishing licensure and renewal procedures, supervision, collaborative practice arrangements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. **No licensure fee for an assistant physician shall exceed the amount of any licensure fee for a physician assistant.** An application for licensure may be denied or the licensure of an assistant physician may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule. **No rule or regulation shall require an assistant physician to complete more hours of continuing medical education than that of a licensed physician.**

(2) Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

(3) Any rules or regulations regarding assistant physicians in effect as of the effective date of this section that conflict with the provisions of this section and section 334.037 shall be null and void as of the effective date of this section.

4. An assistant physician shall clearly identify himself or herself as an assistant physician and shall be permitted to use the terms "doctor", "Dr.", or "doc". No assistant physician shall practice or attempt to practice without an assistant physician collaborative practice arrangement, except as otherwise provided in this section and in an emergency situation.

5. The collaborating physician is responsible at all times for the oversight of the activities of and accepts responsibility for primary care services rendered by the assistant physician.

6. The provisions of section 334.037 shall apply to all assistant physician collaborative practice arrangements. ~~[To be eligible to practice as an assistant physician, a licensed assistant physician shall enter into an assistant physician collaborative practice arrangement within six months of his or her initial licensure and shall not have more than a six-month time period between collaborative practice arrangements during his or her licensure period.]~~ Any renewal of licensure under this section shall include verification of actual practice under a collaborative practice arrangement in accordance with this subsection during the immediately preceding licensure period.

7. Each health carrier or health benefit plan that offers or issues health benefit plans that are delivered, issued for delivery, continued, or renewed in this state shall reimburse an assistant physician for the diagnosis, consultation, or treatment of an insured or enrollee on the same basis that the health carrier or health benefit plan covers the service when it is delivered by another comparable mid-level health care provider including, but not limited to, a physician assistant.

334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by ~~[P.L.]~~ **Pub. L. 95-210 [.] (42 U.S.C. Section 1395x), as amended**, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the assistant physician;

(8) The duration of the written practice agreement between the collaborating physician and the assistant physician;

(9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

(1) Geographic areas to be covered;

(2) The methods of treatment that may be covered by collaborative practice arrangements;

(3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to

collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent assistant physicians, **full-time equivalent physician assistants, or full-time equivalent advance practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. **No rule or regulation shall require the collaborating physician to review more than ten percent of the assistant physician's patient charts or records during such one-month period.** Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill, **except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.** Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009, **or assistant physicians providing opioid addiction treatment.**

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036.

334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services. **An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patient's receiving medication assisted treatment for substance use disorders under the direction of the collaborating physician.**

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to

prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a

collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent advanced practice registered nurses, **full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof**. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

(1) "Applicant", any individual who seeks to become licensed as a physician assistant;

(2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;

(3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;

(4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;

(5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;

(6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;

(7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;

(8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing

patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience.

Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, ~~[where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services]~~ **within a geographic proximity to be determined by the board of registration for the healing arts.**

(2) For a physician-physician assistant team working in a **certified community behavioral health clinic as defined by P.L. 113-93 and a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, or a federally qualified health center as defined in 42 U.S.C. Section 1395 of the Public Health Service Act, as amended,** no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

- (1) Taking patient histories;
- (2) Performing physical examinations of a patient;
- (3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;
- (4) Performing routine therapeutic procedures;
- (5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;
- (6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;
- (7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;
- (8) Assisting in surgery;
- (9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and
- (10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

- (1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;
- (2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;
- (3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;
- (4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and
- (5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for

consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;
- (2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;
- (3) All specialty or board certifications of the supervising physician;
- (4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:
 - (a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and
 - (b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;
- (5) The duration of the supervision agreement between the supervising physician and physician assistant; and
- (6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than ~~three~~ **six** full-time equivalent licensed physician assistants, **full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof.** This limitation shall not apply to physician assistant agreements of hospital employees providing inpatient care service in hospitals as defined in chapter 197.

334.747. 1. A physician assistant with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a supervision agreement. Such authority shall be listed on the supervision verification form on file with the state board of healing arts. The supervising physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the physician assistant is permitted to prescribe. Any limitations shall be listed on the supervision form. Prescriptions for Schedule II medications prescribed by a physician assistant with authority to prescribe delegated in a supervision agreement are restricted to only those medications containing hydrocodone. Physician assistants shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill, **except that buprenorphine may be prescribed for up to a thirty-day supply without refill for patients receiving medication assisted treatment for substance use disorders under the direction of the supervising physician.** Physician assistants who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

2. The supervising physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the physician assistant during which the physician assistant shall practice with the supervising physician on-site prior to prescribing controlled substances when the supervising physician is not on-site. Such limitation shall not apply to physician assistants of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

3. A physician assistant shall receive a certificate of controlled substance prescriptive authority from the board of healing arts upon verification of the completion of the following educational requirements:

(1) Successful completion of an advanced pharmacology course that includes clinical training in the prescription of drugs, medicines, and therapeutic devices. A course or courses with advanced pharmacological content in a physician assistant program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency shall satisfy such requirement;

(2) Completion of a minimum of three hundred clock hours of clinical training by the supervising physician in the prescription of drugs, medicines, and therapeutic devices;

(3) Completion of a minimum of one year of supervised clinical practice or supervised clinical rotations. One year of clinical rotations in a program accredited by the Accreditation Review Commission on Education for the Physician Assistant (ARC-PA) or its predecessor agency, which includes pharmacotherapeutics as a component of its clinical training, shall satisfy such requirement. Proof of such training shall serve to document experience in the prescribing of drugs, medicines, and therapeutic devices;

(4) A physician assistant previously licensed in a jurisdiction where physician assistants are authorized to prescribe controlled substances may obtain a state bureau of narcotics and dangerous drugs registration if a supervising physician can attest that the physician assistant has met the requirements of subdivisions (1) to (3) of this subsection and provides documentation of existing federal Drug Enforcement Agency registration.

337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association ~~(or)~~ (APA), the Canadian Psychological Association, **or the Psychological Clinical Science Accreditation System (PCSAS) provided that such program include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those

applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology;
- (2) Is a member of the National Register of Health Service Providers in Psychology;
- (3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;
- (4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

- (b) Has been licensed for the preceding five years; and
- (c) Has had no disciplinary action taken against the license for the preceding five years; or
- (5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist

whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill and page, Section 338.202, Line 16, by inserting after all of said section and line the following:

"374.426. 1. Any entity in the business of delivering or financing health care shall provide data regarding quality of patient care and patient satisfaction to the director of the department of insurance, financial institutions and professional registration. Failure to provide such data as required by the director of the department of insurance, financial institutions and professional registration shall constitute grounds for violation of the unfair trade practices act, sections 375.930 to 375.948.

2. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall:

(1) Use as the initial data set the HMO Employer Data and Information Set developed by the National Committee for Quality Assurance;

(2) Consult with nationally recognized accreditation organizations, including but not limited to the National Committee for Quality Assurance and the Joint Committee on Accreditation of Health Care Organizations; and

(3) Consult with a state committee of a national committee convened to develop standards regarding uniform billing of health care claims.

3. In defining data standards for quality of care and patient satisfaction, the director of the department of insurance, financial institutions and professional registration shall not require patient scoring of pain control.

4. Beginning August 28, 2018, the director of the department of insurance, financial institutions and professional registration shall discontinue the use of patient satisfaction scores and shall not make them available to the public to the extent allowed by federal law.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

- (1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;
- (2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;
- (3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;
- (4) **Coverage for medication-assisted treatment for substance use disorders, using any drug approved for sale by the Food and Drug Administration for use in treating such patient's condition, including opioid-use and heroin-use disorders. No prior authorization, step therapy, or fail-first therapy shall be required for medication-assisted treatment;**

~~[(4)]~~ (5) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

~~[(5)]~~ (6) The coverages set forth in this subsection:

- (a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;
- (b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and
- (c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

- (1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;
- (2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;
- (3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;
- (4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and
- (5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth in this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and

(b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;

(b) The quantity, location, and specialty distribution of health care providers is adequate; and

(c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;

(2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;

(3) "Health carrier", the same meaning as such term is defined in section 376.1350;

(4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders ~~[except for chemical dependency]~~;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies of six months or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

(1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;

(2) Services rendered or billed by a school or halfway house;

(3) Care that is custodial in nature;

(4) Services and supplies that are not immediately nor clinically appropriate; or

(5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

630.875. 1. This section shall be known and may be cited as the "Improved Access to Treatment for Opioid Addictions Act" or "IATOA Act".

2. As used in this section, the following terms mean:

(1) "Department", the department of mental health;

(2) "IATOA program", the improved access to treatment for opioid addictions program created under subsection 3 of this section.

3. Subject to appropriations, the department shall create and oversee an "Improved Access to Treatment for Opioid Addictions Program", which is hereby created and whose purpose is to disseminate information and best practices regarding opioid addiction and to facilitate collaborations to better treat and prevent opioid addiction in this state. The IATOA program shall facilitate partnerships between assistant physicians, physician assistants, and advanced practice registered nurses practicing in federally qualified health centers, rural health clinics, and other health care facilities and physicians practicing at remote facilities located in this state. The IATOA program shall provide resources that grant patients and their treating assistant physicians, physician assistants, advanced practice registered nurses, or physicians access to

knowledge and expertise through means such as telemedicine and Extension for Community Healthcare Outcomes (ECHO) programs established under section 191.1140.

4. Assistant physicians, physician assistants, and advanced practice registered nurses who participate in the IATOA program shall complete the necessary requirements to prescribe buprenorphine within at least thirty days of joining the IATOA program.

5. For the purposes of the IATOA program, a remote collaborating or supervising physician working with an on-site assistant physician, physician assistant, or advanced practice registered nurse shall be considered to be on-site. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a remote physician shall comply with all laws and requirements applicable to assistant physicians, physician assistants, or advanced practice registered nurses with on-site supervision before providing treatment to a patient.

6. An assistant physician, physician assistant, or advanced practice registered nurse collaborating with a physician who is waiver-certified for the use of buprenorphine, may participate in the IATOA program in any area of the state and provide all services and functions of an assistant physician, physician assistant, or advanced practice registered nurse.

7. The department may develop curriculum and benchmark examinations on the subject of opioid addiction and treatment. The department may collaborate with specialists, institutions of higher education, and medical schools for such development. Completion of such a curriculum and passing of such an examination by an assistant physician, physician assistant, advanced practice registered nurse, or physician shall result in a certificate awarded by the department or sponsoring institution, if any.

8. An assistant physician, physician assistant, or advanced practice registered nurse participating in the IATOA program may also:

- (1) Engage in community education;
- (2) Engage in professional education outreach programs with local treatment providers;
- (3) Serve as a liaison to courts;
- (4) Serve as a liaison to addiction support organizations;
- (5) Provide educational outreach to schools;
- (6) Treat physical ailments of patients in an addiction treatment program or considering entering such a program;
- (7) Refer patients to treatment centers;
- (8) Assist patients with court and social service obligations;
- (9) Perform other functions as authorized by the department; and
- (10) Provide mental health services in collaboration with a qualified licensed physician.

The list of authorizations in this subsection is a nonexclusive list, and assistant physicians, physician assistants, or advanced practice registered nurses participating in the IATOA program may perform other actions.

9. When an overdose survivor arrives in the emergency department, the assistant physician, physician assistant, or advanced practice registered nurse serving as a recovery coach or, if the assistant physician, physician assistant, or advanced practice registered nurse is unavailable, another properly trained recovery coach shall, when reasonably practicable, meet with the overdose survivor and provide treatment options and support available to the overdose survivor. The department shall assist recovery coaches in providing treatment options and support to overdose survivors.

10. The provisions of this section shall supersede any contradictory statutes, rules, or regulations. The department shall implement the improved access to treatment for opioid addictions program as soon as reasonably possible using guidance within this section. Further refinement to the improved access to treatment for opioid addictions program may be done through the rules process.

11. The department shall promulgate rules to implement the provisions of the improved access to treatment for opioid addictions act as soon as reasonably possible. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse**, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as

such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) **"Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;**

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) **"Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry;**

~~[(48)]~~ (21) "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

~~[(49)]~~ (22) "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(20)]~~ (23) "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

~~[(24)]~~ (24) "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(22)]~~ (25) "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

~~[(23)]~~ (26) "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions.

Section B. Because immediate action is necessary to save the lives of Missouri citizens who are suffering from the opioid crisis, the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 195.070, 217.364, 334.036, and 374.426 and the enactment of sections 9.192, 195.265, and 630.875 of this act shall be in full force and effect upon their passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 5** was adopted.

Representative Neely offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:

(1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:

- (a) Opioid maintenance;
- (b) Opioid detoxification;
- (c) Overdose reversal; and
- (d) Long acting, antagonist medication;

(2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and

(3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 6** was adopted.

Representative Ruth offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

- (1) Rare diseases;
- (2) The severity of rare diseases;
- (3) The unmet medical need associated with rare diseases;
- (4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;
- (5) An assessment of the benefits and risks of therapies to treat rare diseases;
- (6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;
- (7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and
- (8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 7** was adopted.

Representative Lauer offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"210.070. ~~[Every]~~ **1. A physician, midwife, or nurse who shall be in attendance upon a newborn infant or its mother[;] shall drop into the eyes of such infant [immediately after delivery,] a prophylactic [solution] medication approved by the state department of health and senior services[; and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her].**

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 8** was adopted.

Representative Unsicker offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"192.990. 1. There is hereby established within the office of women's health of the department of health and senior services the "Maternal Mortality Review Board" to conduct ongoing comprehensive, multidisciplinary reviews of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity in the state to identify factors associated with the deaths and incidents and make recommendations for system changes to improve health care services for women in this state.

2. For purposes of this section, the following terms mean:

(1) "Pregnancy-associated death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the cause of such death;

(2) "Pregnancy-related death", the death of a woman while pregnant or during the one-year period following the date of the end of pregnancy, irrespective of the duration of the pregnancy, from any cause related to, or aggravated by, the pregnancy or its management, excluding any accidental or incidental cause;

(3) "Severe maternal morbidity", the physical and psychological conditions that result from, or are aggravated by, pregnancy and have an adverse effect on the health of a woman.

3. The board shall elect from among its membership a chair and shall meet at least twice each year. The board shall meet at the call of the chair at such times as he or she deems advisable, and shall meet when requested to do so by three or more members of the board. Members of the board shall be appointed by the director of the office of women's health in consultation with the board of the office of women's health. Of the initial members, four shall have a two-year term, four shall have a three-year term, and five shall have a four-year term. Any other members shall have a four-year term. Thereafter, each member shall serve a four-year term and until his or her successor is appointed and confirmed. Vacancies on the board may be filled by the director of the office of women's health for the time remaining in the unexpired term. If there is no director of the office of women's health, his or her duties shall be performed by the director of the department. The board shall include, but not be limited to, the following members, to serve without compensation but may be reimbursed for actual and necessary expenses incurred in the performance of their duties:

(1) The director of the department or the director's designee;

(2) The director of the office of women's health;

(3) A licensed physician practicing in the area of obstetrics, neonatology, or perinatology;

(4) A certified nurse midwife;

(5) A nurse practicing in a hospital in the area of obstetrics, labor and delivery, postpartum, or maternity care;

(6) An anesthesiologist with experience caring for women during labor and delivery;

(7) A representative from the Missouri Coroner's Association;

(8) Two or more members representing law enforcement agencies, community health care entities, department statisticians or nosologists, or county health officers;

(9) A cardiologist with experience caring for women during pregnancy;

(10) A women's health advanced practice registered nurse (APRN);

(11) A women's health nurse practitioner (WHNP) or women's health clinical nurse specialist (WHCNS);

(12) A nurse anesthetist with experience caring for women during labor and delivery;

(13) A patient advocate or community health advocate who advocates for pregnant women or new mothers; and

(14) Other professionals determined by the department and the board chair to address specific case review topics by the board.

4. The duties of the board shall include, but not be limited to:

(1) Conducting ongoing comprehensive, multidisciplinary reviews of all pregnancy-related deaths and pregnancy-associated deaths and, in its discretion, reviewing incidents of severe maternal morbidity;

(2) Identifying factors associated with pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;

(3) Consulting with relevant experts;

(4) Making findings and recommendations to policy makers, health care providers and facilities, and the general public;

(5) Establishing preventive strategies and making recommendations for system change;

(6) Before June 30, 2019, and annually thereafter, submitting a report to the director of the department, the governor, and the general assembly on maternal mortality and morbidity in the state based on data collected. The report shall protect the confidentiality of all decedents and other participants involved in any incident. The report shall be available publicly and to health care providers and facilities and distributed to the Department of Health and Human Services to stimulate performance improvement and may include the following:

(a) A description of the pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity reviewed by the board during the preceding twelve months, including statistics and causes of pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity presented in the aggregate. The report shall not disclose any identifying information of patients, decedents, providers, or organizations involved; and

(b) Evidence-based system changes and policy recommendations to improve maternal outcomes and reduce preventable pregnancy-related deaths, pregnancy-associated deaths, and severe maternal morbidity in the state;

(7) Protecting the confidentiality of the hospitals and individuals involved in any pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity;

(8) Examining racial and social disparities in pregnancy-related deaths, pregnancy-associated deaths, and, at the board's discretion, incidents of severe maternal morbidity; and

(9) Examining the number of deaths and incidents determined to be caused by medical versus external factors.

5. The board shall review available data to identify pregnancy-related deaths and pregnancy-associated deaths and shall make recommendations based on such data to prevent future deaths and incidents of severe maternal morbidity. To aid in determining whether a pregnancy-related death, pregnancy-associated death, or incident of severe maternal morbidity was related to or aggravated by the pregnancy and to make recommendations for how such deaths or incidents can be prevented in the future, the department has the authority to do the following:

(1) Request and receive data for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity including, but not limited to, all medical records, autopsy reports, medical examiner's reports, coroner's reports, and social service records; and

(2) Request and receive data, as described in subdivision (1) of this subsection, from health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department.

6. Upon request by the board, health care providers, health care facilities, clinics, laboratories, medical examiners, coroners, law enforcement agencies, professionals, and facilities licensed by the department shall provide all medical records, autopsy reports, medical examiner's reports, coroner's reports, social services records, information, and other data requested for specific pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity as provided in this section to the board. Such data shall be aggregated and redacted by the department, but shall indicate major causes of morbidity and time trends.

7. (1) In no case shall any individually identifiable health information be provided to the public or submitted to an information clearinghouse.

(2) All proceedings and activities of the board, opinions of members of the board formed as a result of such proceedings and activities, and records obtained, created, or maintained under this section, including records of interviews, written reports, and statements in connection with morbidity and mortality reviews under this section, shall be confidential and shall not be subject to discovery, subpoena, or introduction into evidence in any civil, criminal, legislative, or other proceeding. Such records shall not be open to public inspection under section 610.021.

(3) Members of the board shall not be questioned in any civil, criminal, legislative, or other proceeding or make any individual public statements regarding information presented in, or opinions formed as a result of, a meeting or communication of the board.

(4) Nothing in this subsection shall be construed to prevent a member of the board from testifying regarding information that was obtained independent of such member's participation on the board or public information.

(5) Nothing in this subsection shall prohibit the board or department from publishing statistical compilations and research reports that:

(a) Are based on confidential information relating to morbidity and mortality reviews under this section; and

(b) Do not contain identifying information or any other information that could be used to ultimately identify the individuals concerned.

8. All meetings, proceedings, and deliberations of the board may, at the discretion of the board, be confidential and may be conducted in executive session under subdivision (5) of section 610.021. The department may retain identifiable information regarding facilities where pregnancy-related deaths, pregnancy-associated deaths, and incidents of severe maternal morbidity occur, or from which the patient was transferred, and geographic information on each case solely for the purposes of trending and analysis over time. All individually identifiable information shall be removed before any case is reviewed by the board.

9. The department may use grant program funds to support the efforts of the board and may apply for additional federal government and private foundation grants as needed. The department may also accept private, foundation, city, county, or federal moneys to implement the provisions of this section.

10. The department may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Cornejo assumed the Chair.

Representative Frederick offered **House Amendment No. 1 to House Amendment No. 9.**

*House Amendment No. 1
to
House Amendment No. 9*

AMEND House Amendment No. 9 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 4, Line 5, by inserting immediately after said line the following:

"Further amend said bill, Page 2, Section 376.1237, Line 18, by inserting after said section and line the following:

"376.1753. Notwithstanding any law to the contrary, any person who holds current ministerial[~~-or-
to ecological~~] certification by an organization accredited by the National Organization for Competency Assurance (NOCA) may provide services as defined in 42 U.S.C. 1396 r-6(b)(4)(E)(ii)(I)."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 9 was withdrawn.

Representative Unsicker moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Mitten:

AYES: 049

Adams	Anders	Arthur	Bangert	Barnes 60
Barnes 28	Beck	Bondon	Brown 27	Burnett
Corlew	Curtis	Davis	Dogan	Gray
Green	Harris	Kendrick	Kidd	Kolkmeyer
Lavender	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Morse 151	Mosley
Pierson Jr	Pietzman	Pike	Quade	Razer
Rehder	Reisch	Revis	Roberts	Rone
Rowland 29	Runions	Ruth	Shull 16	Stevens 46
Unsicker	Walker 3	Walker 74	Washington	

NOES: 078

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
DeGroot	Dinkins	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Hurst	Justus	Kelley 127	Kelly 141
Knight	Lant	Lauer	Lichtenegger	Love
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Miller	Morris 140	Neely	Pfautsch	Phillips
Redmon	Reiboldt	Rhoads	Ross	Rowland 155
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Mr. Speaker		

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 033

Baringer	Beard	Bernskoetter	Burns	Butler
Carpenter	Conway 10	Cookson	Cross	Ellebracht
Ellington	Fitzpatrick	Franks Jr	Haefner	Houx
Johnson	Korman	Lynch	May	McCann Beatty

McDaniel
Plocher
Smith 85

Muntzel
Pogue
Wessels

Newman
Remole
Wood

Nichols
Roden

Peters
Roeber

VACANCIES: 002

Representative Rehder offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 2, Section 376.1237, Line 18, by inserting after all of said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rehder, **House Amendment No. 10** was adopted.

Representative Hill offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after al of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such

diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988."; and

Further amend said bill, Page 1, Section 338.202, Line 16, by inserting after all of said section and line the following:

"376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any application for coverage and on the fact page of all policies a conspicuous and clearly captioned paragraph stating:

This policy may not cover preexisting conditions, including conditions you may currently have and are unaware of but are not diagnosed until the policy's term. This policy may not cover certain essential health benefits, including prescription drugs, preventative care, and emergency services. Before you realize benefits under this policy, you may be responsible for a deductible and/or coinsurance. Be sure to discuss these items with your insurance broker before purchasing a short-term medical policy.

2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

(1) Coverage limits, if any, expressed in dollars for:

(a) Each occurrence;

(b) Each covered benefit including, but not limited to, any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and

(c) Each contract period;

(2) Copayments and deductibles for each covered benefit including, but not limited to:

(a) Inpatient hospital care;

(b) Outpatient hospital care;

(c) Nonhospital inpatient care;

(d) Nonhospital outpatient care;

(e) Prescription drugs; and

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection.

376.385. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall offer coverage for all physician-prescribed medically appropriate and necessary equipment, supplies and self-management training used in the management and treatment of diabetes. Coverage shall include persons with gestational, type I or type II diabetes.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section may reduce or eliminate coverage due to the requirements of this section.

4. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, **short-term major medical policies having a duration of less than one year**, or other limited benefit health insurance policies.

376.429. 1. All health benefit plans, as defined in section 376.1350, that are delivered, issued for delivery, continued or renewed on or after August 28, 2006, and providing coverage to any resident of this state shall provide coverage for routine patient care costs as defined in subsection 7 of this section incurred as the result of phase II, III, or IV of a clinical trial that is approved by an entity listed in subsection 4 of this section and is undertaken for the purposes of the prevention, early detection, or treatment of cancer. Health benefit plans may limit coverage for the routine patient care costs of patients in phase II of a clinical trial to those treating facilities within the health benefit plans' provider network; except that, this provision shall not be construed as relieving a health benefit plan of the sufficiency of network requirements under state statute.

2. In the case of treatment under a clinical trial, the treating facility and personnel must have the expertise and training to provide the treatment and treat a sufficient volume of patients. There must be equal to or superior, noninvestigational treatment alternatives and the available clinical or preclinical data must provide a reasonable expectation that the treatment will be superior to the noninvestigational alternatives.

3. Coverage required by this section shall include coverage for routine patient care costs incurred for drugs and devices that have been approved for sale by the Food and Drug Administration (FDA), regardless of whether approved by the FDA for use in treating the patient's particular condition, including coverage for reasonable and medically necessary services needed to administer the drug or use the device under evaluation in the clinical trial.

4. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase III or IV of clinical trials that are approved or funded by one of the following entities:

- (1) One of the National Institutes of Health (NIH);
- (2) An NIH cooperative group or center as defined in subsection 7 of this section;
- (3) The FDA in the form of an investigational new drug application;
- (4) The federal Departments of Veterans' Affairs or Defense;
- (5) An institutional review board in this state that has an appropriate assurance approved by the

Department of Health and Human Services assuring compliance with and implementation of regulations for the protection of human subjects (45 CFR 46); or

- (6) A qualified research entity that meets the criteria for NIH Center support grant eligibility.

5. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase II of clinical trials if:

(1) Phase II of a clinical trial is sanctioned by the National Institutes of Health (NIH) or National Cancer Institute (NCI) and conducted at academic or National Cancer Institute Center; and

(2) The person covered under this section is enrolled in the clinical trial. This section shall not apply to persons who are only following the protocol of phase II of a clinical trial, but not actually enrolled.

6. An entity seeking coverage for treatment, prevention, or early detection in a clinical trial approved by an institutional review board under subdivision (5) of subsection 4 of this section shall maintain and post electronically a list of the clinical trials meeting the requirements of subsections 2 and 3 of this section. This list shall include: the phase for which the clinical trial is approved; the entity approving the trial; the particular disease; and the number of participants in the trial. If the electronic posting is not practical, the entity seeking coverage shall periodically provide payers and providers in the state with a written list of trials providing the information required in this section.

7. As used in this section, the following terms shall mean:

(1) "Cooperative group", a formal network of facilities that collaborate on research projects and have an established NIH-approved Peer Review Program operating within the group, including the NCI Clinical Cooperative Group and the NCI Community Clinical Oncology Program;

(2) "Multiple project assurance contract", a contract between an institution and the federal Department of Health and Human Services (DHHS) that defines the relationship of the institution to the DHHS and sets out the responsibilities of the institution and the procedures that will be used by the institution to protect human subjects;

(3) "Routine patient care costs" shall include coverage for reasonable and medically necessary services needed to administer the drug or device under evaluation in the clinical trial. Routine patient care costs include all items and services that are otherwise generally available to a qualified individual that are provided in the clinical trial except:

- (a) The investigational item or service itself;
- (b) Items and services provided solely to satisfy data collection and analysis needs and that are not used in the direct clinical management of the patient; and
- (c) Items and services customarily provided by the research sponsors free of charge for any enrollee in the trial.

8. For the purpose of this section, providers participating in clinical trials shall obtain a patient's informed consent for participation on the clinical trial in a manner that is consistent with current legal and ethical standards. Such documents shall be made available to the health insurer upon request.

9. The provisions of this section shall not apply to a policy, plan or contract paid under Title XVIII or Title XIX of the Social Security Act.

10. Nothing in this section shall apply to any accident-only policy, specified disease policy, hospital indemnity policy, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or other limited benefit health insurance policies.

11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.

376.446. 1. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under the individual's health benefit plan or coverage that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet. As used in this section, the terms "health carrier" and "health benefit plans" shall have the same meanings assigned to them in section 376.1350.

2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

~~[2.]~~ **3.** This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy ~~[short-term major medical policy of six months or less duration]~~, or any other supplemental policy.

~~[3.]~~ **4.** The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

- (1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;
- (2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

376.779. 1. All health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families, which provide for hospital treatment, shall provide coverage, while confined in a hospital or in a residential or nonresidential facility certified by the department of mental health, for treatment of alcoholism on the same basis as coverage for any other illness, except that coverage may be limited to thirty days in any policy or contract benefit period. All Missouri individual contracts issued on or after January 1, 2005, shall be subject to this section. Coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract.

2. Insurers, corporations or groups providing coverage may approve for payment or reimbursement vendors and programs providing services or treatment required by this section. Any vendor or person offering services or treatment subject to the provisions of this section and seeking approval for payment or reimbursement shall submit to the department of mental health a detailed description of the services or treatment program to be offered. The department of mental health shall make copies of such descriptions available to insurers, corporations or groups providing coverage under the provisions of this section. Each insurer, corporation or group providing coverage shall notify the vendor or person offering service or treatment as to its acceptance or rejection for payment or reimbursement; provided, however, payment or reimbursement shall be made for any service or treatment program certified by the department of mental health. Any notice of rejection shall contain a detailed statement of the reasons for rejection and the steps and procedures necessary for acceptance. Amended descriptions of services or treatment programs to be offered may be filed with the department of mental health. Any vendor or person rejected for approval of payment or reimbursement may modify their description and treatment program and submit

copies of the amended description to the department of mental health and to the insurer, corporation or group which rejected the original description.

3. The department of mental health may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. All substance abuse treatment programs in Missouri receiving funding from the Missouri department of mental health must be certified by the department.

5. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.781. 1. All group health insurance policies providing coverage on an expense-incurred basis, all group service or indemnity contracts issued by a not-for-profit health service corporation, all self-insured group health benefit plans of any type or description, and all such health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families as nongroup policies, which provide for hospital treatment, shall offer coverage for the necessary care and treatment of loss or impairment of speech or hearing subject to the same durational limits, dollar limits, deductibles and coinsurance factors as other covered services in such policies or contracts. All Missouri group contracts issued or renewed on or after December 31, 1984, shall be subject to this section. Notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract, coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract.

2. The offer of benefits under subsection 1 of this section shall be in writing and may be rejected by the individual or group policyholder.

3. Nothing in this section shall prohibit the insurance company or not-for-profit health service corporation from including any coverage for loss or impairment of speech, language or hearing as standard coverage in their policies or contracts, but same shall not contain terms contrary to this section.

4. The phrase "loss or impairment of speech or hearing" shall include those communicative disorders generally treated by a speech pathologist, audiologist or speech/language pathologist licensed by the state board of healing arts or certified by the American Speech-Language and Hearing Association (ASHA), or both, and which fall within the scope of his or her license or certification.

5. Any provision in a health insurance policy contrary to or in conflict with the provisions of this section shall, to the extent of the conflict, be void, but such invalidity shall not offset the validity of the other provisions of such policy.

6. The department of insurance, financial institutions and professional registration may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

- (1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;
- (2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

(3) A mammogram every year for women age fifty and over;

(4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:

(1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;

(2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;

(3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;

(4) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and

(5) The coverages set forth in this subsection:

(a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;

(b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and

(c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:

(1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;

(2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;

(3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;

(4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and

(5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.

3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

(1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and

(2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and

(3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.845. 1. For the purposes of this section the following terms shall mean:

(1) "Eating disorder", pica, rumination disorder, avoidant/restrictive food intake disorder, anorexia nervosa, bulimia nervosa, binge eating disorder, other specified feeding or eating disorder, and any other eating disorder contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association where diagnosed by a licensed physician, psychiatrist, psychologist, clinical social worker, licensed marital and family therapist, or professional counselor duly licensed in the state where he or she practices and acting within their applicable scope of practice in the state where he or she practices;

(2) "Health benefit plan", shall have the same meaning as such term is defined in section 376.1350; however, for purposes of this section "health benefit plan" does not include a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy;

(3) "Health carrier", shall have the same meaning as such term is defined in section 376.1350;

(4) "Medical care", health care services needed to diagnose, prevent, treat, cure, or relieve physical manifestations of an eating disorder, and shall include inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling;

(5) "Pharmacy care", medications prescribed by a licensed physician for an eating disorder and includes any health-related services deemed medically necessary to determine the need or effectiveness of the medications, but only to the extent that such medications are included in the insured's health benefit plan;

(6) "Psychiatric care" and "psychological care", direct or consultative services provided during inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling provided by a psychiatrist or psychologist licensed in the state of practice;

(7) "Therapy", medical care and behavioral interventions provided by a duly licensed physician, psychiatrist, psychologist, professional counselor, licensed clinical social worker, or family marriage therapist where said person is licensed or registered in the states where he or she practices;

(8) "Treatment of eating disorders", therapy provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license in the state where he or she practices for an individual diagnosed with an eating disorder.

2. In accordance with the provisions of section 376.1550, all health benefit plans that are delivered, issued for delivery, continued or renewed on or after January 1, 2017, if written inside the state of Missouri, or written outside the state of Missouri but covering Missouri residents, shall provide coverage for the diagnosis and treatment of eating disorders as required in section 376.1550.

3. Coverage provided under this section is limited to medically necessary treatment that is provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed

marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license and acting within their applicable scope of coverage, in accordance with a treatment plan.

4. The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

5. Coverage of the treatment of eating disorders may be subject to other general exclusions and limitations of the contract or benefit plan not in conflict with the provisions of this section, such as coordination of benefits, and utilization review of health care services, which includes reviews of medical necessity and care management. Medical necessity determinations and care management for the treatment of eating disorders shall consider the overall medical and mental health needs of the individual with an eating disorder, shall not be based solely on weight, and shall take into consideration the most recent Practice Guideline for the Treatment of Patients with Eating Disorders adopted by the American Psychiatric Association in addition to current standards based upon the medical literature generally recognized as authoritative in the medical community.

376.1192. 1. As used in this section, "health benefit plan" and "health carrier" shall have the same meaning as such terms are defined in section 376.1350.

2. Beginning September 1, 2013, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if state mandates were enacted to provide health benefit plan coverage for the following:

(1) Orally administered anticancer medication that is used to kill or slow the growth of cancerous cells charged at the same co-payment, deductible, or coinsurance amount as intravenously administered or injected cancer medication that is provided, regardless of formulation or benefit category determination by the health carrier administering the health benefit plan;

(2) Diagnosis and treatment of eating disorders that include anorexia nervosa, bulimia, binge eating, eating disorders nonspecified, and any other severe eating disorders contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. The actuarial analysis shall assume the following are included in health benefit plan coverage:

(a) Residential treatment for eating disorders, if such treatment is medically necessary in accordance with the Practice Guidelines for the Treatment of Patients with Eating Disorders, as most recently published by the American Psychiatric Association; and

(b) Access to medical treatment that provides coverage for integrated care and treatment as recommended by medical and mental health care professionals, including but not limited to psychological services, nutrition counseling, physical therapy, dietician services, medical monitoring, and psychiatric monitoring.

3. By December 31, 2013, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker of the house of representatives, the president pro tempore of the senate, and the chairpersons of the house of representatives committee on health insurance and the senate small business, insurance and industry committee, or the committees having jurisdiction over health insurance issues if the preceding committees no longer exist.

4. For the purposes of this section, the actuarial analysis of health benefit plan coverage shall assume that such coverage:

(1) Shall not be subject to any greater deductible or co-payment than other health care services provided by the health benefit plan; and

(2) Shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy.

5. The cost for each actuarial analysis shall not exceed thirty thousand dollars and the oversight division of the joint committee on legislative research may utilize any actuary contracted to perform services for the Missouri consolidated health care plan to perform the analysis required under this section.

6. The provisions of this section shall expire on December 31, 2013.

376.1199. 1. Each health carrier or health benefit plan that offers or issues health benefit plans providing obstetrical/gynecological benefits and pharmaceutical coverage, which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall:

(1) Notwithstanding the provisions of subsection 4 of section 354.618, provide enrollees with direct access to the services of a participating obstetrician, participating gynecologist or participating obstetrician/gynecologist of her choice within the provider network for covered services. The services covered by this subdivision shall be limited to those services defined by the published recommendations of the accreditation council for graduate medical education for training an obstetrician, gynecologist or obstetrician/gynecologist, including but not limited to diagnosis, treatment and referral for such services. A health carrier shall not impose additional co-payments, coinsurance or deductibles upon any enrollee who seeks or receives health care services pursuant to this subdivision, unless similar additional co-payments, coinsurance or deductibles are imposed for other types of health care services received within the provider network. Nothing in this subsection shall be construed to require a health carrier to perform, induce, pay for, reimburse, guarantee, arrange, provide any resources for or refer a patient for an abortion, as defined in section 188.015, other than a spontaneous abortion or to prevent the death of the female upon whom the abortion is performed, or to supersede or conflict with section 376.805; and

(2) Notify enrollees annually of cancer screenings covered by the enrollees' health benefit plan and the current American Cancer Society guidelines for all cancer screenings or notify enrollees at intervals consistent with current American Cancer Society guidelines of cancer screenings which are covered by the enrollees' health benefit plans. The notice shall be delivered by mail unless the enrollee and health carrier have agreed on another method of notification; and

(3) Include coverage for services related to diagnosis, treatment and appropriate management of osteoporosis when such services are provided by a person licensed to practice medicine and surgery in this state, for individuals with a condition or medical history for which bone mass measurement is medically indicated for such individual. In determining whether testing or treatment is medically appropriate, due consideration shall be given to peer-reviewed medical literature. A policy, provision, contract, plan or agreement may apply to such services the same deductibles, coinsurance and other limitations as apply to other covered services; and

(4) If the health benefit plan also provides coverage for pharmaceutical benefits, provide coverage for contraceptives either at no charge or at the same level of deductible, coinsurance or co-payment as any other covered drug.

No such deductible, coinsurance or co-payment shall be greater than any drug on the health benefit plan's formulary. As used in this section, "contraceptive" shall include all prescription drugs and devices approved by the federal Food and Drug Administration for use as a contraceptive, but shall exclude all drugs and devices that are intended to induce an abortion, as defined in section 188.015, which shall be subject to section 376.805. Nothing in this subdivision shall be construed to exclude coverage for prescription contraceptive drugs or devices ordered by a health care provider with prescriptive authority for reasons other than contraceptive or abortion purposes.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding the provisions of subdivision (4) of subsection 1 of this section to the contrary:

(1) Any health carrier shall offer and issue to any person or entity purchasing a health benefit plan, a health benefit plan that excludes coverage for contraceptives if the use or provision of such contraceptives is contrary to the moral, ethical or religious beliefs or tenets of such person or entity;

(2) Upon request of an enrollee who is a member of a group health benefit plan and who states that the use or provision of contraceptives is contrary to his or her moral, ethical or religious beliefs, any health carrier shall issue to or on behalf of such enrollee a policy form that excludes coverage for contraceptives. Any administrative costs to a group health benefit plan associated with such exclusion of coverage not offset by the decreased costs of providing coverage shall be borne by the group policyholder or group plan holder;

(3) Any health carrier which is owned, operated or controlled in substantial part by an entity that is operated pursuant to moral, ethical or religious tenets that are contrary to the use or provision of contraceptives shall be exempt from the provisions of subdivision (4) of subsection 1 of this section. For purposes of this subsection, if new premiums are charged for a contract, plan or policy, it shall be determined to be a new contract, plan or policy.

5. Except for a health carrier that is exempted from providing coverage for contraceptives pursuant to this section, a health carrier shall allow enrollees in a health benefit plan that excludes coverage for contraceptives pursuant to subsection 4 of this section to purchase a health benefit plan that includes coverage for contraceptives.

6. Any health benefit plan issued pursuant to subsection 1 of this section shall provide clear and conspicuous written notice on the enrollment form or any accompanying materials to the enrollment form and the group health benefit plan application and contract:

- (1) Whether coverage for contraceptives is or is not included;
- (2) That an enrollee who is a member of a group health benefit plan with coverage for contraceptives has the right to exclude coverage for contraceptives if such coverage is contrary to his or her moral, ethical or religious beliefs;
- (3) That an enrollee who is a member of a group health benefit plan without coverage for contraceptives has the right to purchase coverage for contraceptives;
- (4) Whether an optional rider for elective abortions has been purchased by the group contract holder pursuant to section 376.805; and
- (5) That an enrollee who is a member of a group health plan with coverage for elective abortions has the right to exclude and not pay for coverage for elective abortions if such coverage is contrary to his or her moral, ethical, or religious beliefs.

For purposes of this subsection, if new premiums are charged for a contract, plan, or policy, it shall be determined to be a new contract, plan, or policy.

7. Health carriers shall not disclose to the person or entity who purchased the health benefit plan the names of enrollees who exclude coverage for contraceptives in the health benefit plan or who purchase a health benefit plan that includes coverage for contraceptives. Health carriers and the person or entity who purchased the health benefit plan shall not discriminate against an enrollee because the enrollee excluded coverage for contraceptives in the health benefit plan or purchased a health benefit plan that includes coverage for contraceptives.

8. The departments of health and senior services and insurance, financial institutions and professional registration may promulgate rules necessary to implement the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

376.1200. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1996, shall offer coverage for the treatment of breast cancer by dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants when performed pursuant to nationally accepted peer review protocols utilized by breast cancer treatment centers experienced in dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants. The offer of benefits under this section shall be in writing and must be accepted in writing by the individual or group policyholder or contract holder.

2. Such health care service shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan, except that the policy, contract or plan may contain a provision imposing a lifetime benefit maximum of not less than one hundred thousand dollars, for dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants for breast cancer treatment.

3. Benefits may be administered for such health care service through a managed care program of exclusive and/or preferred contractual arrangements with one or more providers rendering such health care service. These contractual arrangements may provide that the provider shall hold the patient harmless for the cost of rendering such health care service if it is subsequently found by the entity authorized to resolve disputes that:

- (1) Such care did not qualify under the protocols established for the providing of care for such health care service;
- (2) Such care was not medically appropriate; or
- (3) The provider otherwise failed to comply with the utilization management or other managed care provision agreed to in any contract between the entity and the provider.

4. The provisions of this section shall not apply to short-term travel, accident-only, limited or specified disease policies, or to short-term nonrenewable policies [~~of not more than seven months duration~~] **having a duration of less than one year.**

5. Nothing in this section shall prohibit an entity from including all or part of such health care services as standard coverage in its policies, contracts or plans.

376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, **short-term major medical policy having a duration of less than one year**, or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current

version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

376.1215. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization and all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide coverage for immunizations of a child from birth to five years of age as provided by department of health and senior services regulations.

2. Such coverage shall not be subject to any deductible or co-payment limits.

3. The contract issued by a health maintenance organization may provide that the benefits required pursuant to this section shall be covered benefits only if the services are rendered by a provider who is designated by and affiliated with the health maintenance organization, except that the health maintenance organization shall, as a condition of participation, comply with the immunization requirements of state or federally funded health programs.

4. This section shall not apply to supplemental insurance policies, including life care contracts, accident-only policies, specified disease policies, hospital policies providing a fixed daily benefit only, Medicare supplement policies, long-term care policies, coverage issued as a supplement to liability insurance, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, and other supplemental policies as determined by the department of insurance, financial institutions and professional registration.

5. The department of health and senior services shall promulgate rules and regulations to determine which immunizations shall be covered by policies, plans or contracts described in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

6. No health care provider shall charge more than one hundred percent of the reasonable and customary charges for providing any immunization.

376.1218. 1. Any health carrier or health benefit plan that offers or issues health benefit plans, other than Medicaid health benefit plans, which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, shall provide coverage for early intervention services described in this section that are delivered by early intervention specialists who are health care professionals licensed by the state of Missouri and acting within the scope of their professions for children from birth to age three identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Such coverage shall be limited to three thousand dollars for each covered child per policy per calendar year, with a maximum of nine thousand dollars per child.

2. As used in this section, "health carrier" and "health benefit plan" shall have the same meaning as such terms are defined in section 376.1350.

3. In the event that any health benefit plan is found not to be required to provide coverage under subsection 1 of this section because of preemption by a federal law, including but not limited to the act commonly known as ERISA contained in Title 29 of the United States Code, or in the event that subsection 1 of this section is found to be unconstitutional, then the lead agency shall be responsible for payment and provision of any benefit provided under this section.

4. For purposes of this section, "early intervention services" means medically necessary speech and language therapy, occupational therapy, physical therapy, and assistive technology devices for children from birth to age three who are identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Early intervention services shall include services under an active individualized family service plan that enhance functional ability without effecting a cure. An individualized family service plan is a written plan for providing early intervention services to an eligible child and the child's family that is adopted in accordance with 20 U.S.C. Section 1436. The Part C early intervention system, on behalf of its contracted regional Part C early intervention system centers and providers, shall be considered the rendering provider of services for purposes of this section.

5. No payment made for specified early intervention services shall be applied by the health carrier or health benefit plan against any maximum lifetime aggregate specified in the policy or health benefit plan if the carrier opts to satisfy its obligations under this section under subdivision (2) of subsection 7 of this section. A health benefit plan shall be billed at the applicable Medicaid rate at the time the covered benefit is delivered, and the health benefit plan shall pay the Part C early intervention system at such rate for benefits covered by this section. Services under the Part C early intervention system shall be delivered as prescribed by the individualized family service plan and an electronic claim filed in accordance with the carrier's or plan's standard format. Beginning January 1, 2007, such claims' payments shall be made in accordance with the provisions of sections 376.383 and 376.384.

6. The health care service required by this section shall not be subject to any greater deductible, co-payment, or coinsurance than other similar health care services provided by the health benefit plan.

7. (1) Subject to the provisions of this section, payments made during a calendar year by a health carrier or group of carriers affiliated by or under common ownership or control to the Part C early intervention system for services provided to children covered by the Part C early intervention system shall not exceed one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement.

(2) In lieu of reimbursing claims under this section, a carrier or group of carriers affiliated by or under common ownership or control may, on behalf of all of the carrier's or carriers' health benefit plan or plans providing coverage under this section, directly pay the Part C early intervention system by January thirty-first of the calendar year an amount equal to one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement, or five hundred thousand dollars, whichever is less, and such payment shall constitute full and complete satisfaction of the health benefit plan's obligation for the calendar year. Nothing in this subsection shall require a health carrier or health benefit plan providing coverage under this section to amend or modify any provision of an existing policy or plan relating to the payment or reimbursement of claims by the health carrier or health benefit plan.

8. This section shall not apply to a supplemental insurance policy, including a life care contract, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, hospitalization-surgical care policy, policy that is individually underwritten or provides such coverage for specific individuals and members of their families, long-term care policy, or short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year.**

9. Except for health carriers or health benefit plans making payments under subdivision (2) of subsection 7 of this section, the department of insurance, financial institutions and professional registration shall collect data related to the number of children receiving private insurance coverage under this section and the total amount of moneys paid on behalf of such children by private health carriers or health benefit plans. The department shall report to the general assembly regarding the department's findings no later than January 30, 2007, and annually thereafter.

10. Notwithstanding the provisions of section 23.253 to the contrary, the provisions of this section shall not sunset.

376.1219. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual and group health service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance

organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after September 1, 1997, shall provide coverage for formula and low protein modified food products recommended by a physician for the treatment of a patient with phenylketonuria or any inherited disease of amino and organic acids who is covered under the policy, contract, or plan and who is less than six years of age.

2. For purposes of this section, "low protein modified food products" means foods that are specifically formulated to have less than one gram of protein per serving and are intended to be used under the direction of a physician for the dietary treatment of any inherited metabolic disease. Low protein modified food products do not include foods that are naturally low in protein.

3. The coverage required by this section may be subject to the same deductible for similar health care services provided by the policy, contract, or plan as well as a reasonable coinsurance or co-payment on the part of the insured, which shall not be greater than fifty percent of the cost of the formula and food products, and may be subject to an annual benefit maximum of not less than five thousand dollars per covered child. Nothing in this section shall prohibit a carrier from using individual case management or from contracting with vendors of the formula and food products.

4. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, **short-term major medical policy having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1220. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual or group health service, or indemnity contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state shall provide coverage for newborn hearing screening, necessary rescreening, audiological assessment and follow-up, and initial amplification.

2. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Coverage for newborn hearing screening and any necessary rescreening and audiological assessment shall be provided to newborns eligible for medical assistance pursuant to section 208.151, and the children's health program pursuant to sections 208.631 to 208.660, with payment for the newborn hearing screening required in section 191.925, and any necessary rescreening, audiological assessment and follow-up, and amplification as described in section 191.928.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(5) "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

(6) "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

(7) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(8) "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

(9) "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

(10) "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

(11) "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

(12) "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

(13) "Treatment for autism spectrum disorders", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder.

4. (1) Coverage provided under this section is limited to medically necessary treatment that is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, in accordance with a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual being treated for an autism spectrum disorder and shall not apply to all individuals being treated for autism spectrum disorders by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not

be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 of this section shall apply to this subsection.

8. This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

9. To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

- (1) The autism service provider, as defined in this section; or
- (2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

10. Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

11. The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

12. The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

- (1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);
- (2) All self-insured group arrangements, to the extent not preempted by federal law;
- (3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and
- (4) All self-insured school district health plans.

13. The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

14. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy.

15. Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

16. The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

17. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

18. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

19. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report.

376.1225. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1998, shall provide coverage for administration of general anesthesia and hospital charges for dental care provided to the following covered persons:

(1) A child under the age of five;

(2) A person who is severely disabled; or

(3) A person who has a medical or behavioral condition which requires hospitalization or general anesthesia when dental care is provided.

2. Each plan as described in this section must provide coverage for administration of general anesthesia and hospital or office charges for treatment rendered by a dentist, regardless of whether the services are provided in a participating hospital or surgical center or office.

3. Nothing in this section shall prevent a health carrier from requiring prior authorization for hospitalization for dental care procedures in the same manner that prior authorization is required for hospitalization for other covered diseases or conditions.

4. Nothing in this section shall apply to accident-only, dental-only plans or other specified disease, hospital indemnity, Medicare supplement or long-term care policies, or short-term major medical policies ~~[of six months or less in duration]~~ **having a duration of less than one year.**

376.1230. 1. Every policy issued by a health carrier, as defined in section 376.1350, shall provide coverage for chiropractic care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in chapter 331. The coverage shall include initial diagnosis and clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder, subject to the terms and conditions of the policy. The coverage may be limited to chiropractors within the health carrier's network, and nothing in this section shall be construed to require a health carrier to contract with a chiropractor not in the carrier's network nor shall a carrier be required to reimburse for services rendered by a nonnetwork chiropractor unless prior approval has been obtained from the carrier by the enrollee. An enrollee may access chiropractic care within the network for a total of twenty-six chiropractic physician office visits per policy period, but may be required to provide the health carrier with notice prior to any additional visit as a condition of coverage. A health carrier may require prior authorization or notification before any follow-up diagnostic tests are ordered by a chiropractor or for any office visits for

treatment in excess of twenty-six in any policy period. The certificate of coverage for any health benefit plan issued by a health carrier shall clearly state the availability of chiropractic coverage under the policy and any limitations, conditions, and exclusions.

2. A health benefit plan shall provide coverage for treatment of a chiropractic care condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a chiropractic care condition than for access to treatment for another physical health condition.

3. The provisions of this section shall not apply to any health plan or contract that is individually underwritten.

4. The provisions of this section shall not apply to benefits provided under the Medicaid program.

5. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other similar supplemental policy.

376.1232. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2010, shall offer coverage for prosthetic devices and services, including original and replacement devices, as prescribed by a physician acting within the scope of his or her practice.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The amount of the benefit for prosthetic devices and services under this section shall be no less than the annual and lifetime benefit maximums applicable to the basic health care services required to be provided under the health benefit plan. If the health benefit plan does not include any annual or lifetime maximums applicable to basic health care services, the amount of the benefit for prosthetic devices and services shall not be subject to an annual or lifetime maximum benefit level. Any co-payment, coinsurance, deductible, and maximum out-of-pocket amount applied to the benefit for prosthetic devices and services shall be no more than the most common amounts applied to the basic health care services required to be provided under the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1235. 1. No health carrier or health benefit plan, as defined in section 376.1350, shall impose a co-payment or coinsurance percentage charged to the insured for services rendered for each date of service by a physical therapist licensed under chapter 334 or an occupational therapist licensed under chapter 324, for services that require a prescription, that is greater than the co-payment or coinsurance percentage charged to the insured for the services of a primary care physician licensed under chapter 334 for an office visit.

2. A health carrier or health benefit plan shall clearly state the availability of physical therapy and occupational therapy coverage under its plan and all related limitations, conditions, and exclusions.

3. Beginning September 1, 2016, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if the provisions of this section regarding occupational therapy coverage were enacted. By December 31, 2016, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker, the president pro tem, and the chairpersons of both the house of representatives and senate standing committees having jurisdiction over health insurance matters. If the fiscal note cost estimation is less than the cost of an actuarial analysis, the actuarial analysis requirement shall be waived.

4. This section shall not apply to short-term major medical policies having a duration of less than one year."; and

Further amend said bill, Page 2, Section 376.1237, Lines 12-17, by deleting said lines and inserting in lieu thereof the following:

"4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only,

Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration."; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"376.1250. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1999, and providing coverage to any resident of this state shall provide benefits or coverage for:

(1) A pelvic examination and pap smear for any nonsymptomatic woman covered under such policy or contract, in accordance with the current American Cancer Society guidelines;

(2) A prostate examination and laboratory tests for cancer for any nonsymptomatic man covered under such policy or contract, in accordance with the current American Cancer Society guidelines; and

(3) A colorectal cancer examination and laboratory tests for cancer for any nonsymptomatic person covered under such policy or contract, in accordance with the current American Cancer Society guidelines.

2. Coverage and benefits related to the examinations and tests as required by this section shall be at least as favorable and subject to the same dollar limits, deductible, and co-payments as other covered benefits or services.

3. Nothing in this act shall apply to accident-only, hospital indemnity, Medicare supplement, long-term care, or other limited benefit health insurance policies.

4. The provisions of this section shall not apply to short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**.

5. The attending physician shall advise the patient of the advantages, disadvantages, and risks, including cancer, associated with breast implantation prior to such operation.

6. Nothing in this section shall alter, impair or otherwise affect claims, rights or remedies available pursuant to law.

376.1253. 1. Each physician attending any patient with a newly diagnosed cancer shall inform the patient that the patient has the right to a referral for a second opinion by an appropriate board-certified specialist prior to any treatment. If no specialist in that specific cancer diagnosis area is in the provider network, a referral shall be made to a nonnetwork specialist in accordance with this section.

2. Each health carrier or health benefit plan, as defined in section 376.1350, that offers or issues health benefit plans which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2003, shall provide coverage for a second opinion rendered by a specialist in that specific cancer diagnosis area when a patient with a newly diagnosed cancer is referred to such specialist by his or her attending physician. Such coverage shall be subject to the same deductible and coinsurance conditions applied to other specialist referrals and all other terms and conditions applicable to other benefits, including the prior authorization and/or referral authorization requirements as specified in the applicable health insurance policy.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

8. The provisions of this section shall become effective January 1, 2015.

376.1275. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2003, shall include coverage for their members for the cost for human leukocyte antigen testing, also referred to as histocompatibility locus antigen testing, for A, B, and DR antigens for utilization in bone marrow transplantation. The testing must be performed in a facility which is accredited by the American Association of Blood Banks or its successors, and is licensed under the Clinical Laboratory Improvement Act, 42 U.S.C. Section 263a, as amended, and is accredited by the American Association of Blood Banks or its successors, the College of American Pathologists, the American Society for Histocompatibility and Immunogenetics (ASHI) or any other national accrediting body with requirements that are substantially equivalent to or more stringent than those of the College of American Pathologists. At the time of testing, the person being tested must complete and sign an informed consent form which also authorizes the results of the test to be used for participation in the National Marrow Donor Program. The health benefit plan may limit each enrollee to one such testing per lifetime to be reimbursed at a cost of no greater than seventy-five dollars by the health carrier or health benefit plan.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.

376.1400. 1. Every health insurance carrier offering policies of insurance in this state shall use standardized information for the explanation of benefits given to the health care provider whenever a claim is paid or denied. As used in this section, the term "health insurance carrier" shall have the meaning given to "health carrier" in section 376.1350. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, other limited benefit health insurance policies.

2. The standardized information shall contain the following:

- (1) The name of the insured;
- (2) The insured's identification number;
- (3) The date of service;
- (4) Amount of charge;
- (5) Explanation for any denial;
- (6) The amount paid;
- (7) The patient's full name;
- (8) The name and address of the insurer; and
- (9) The phone number to contact for questions on explanation of benefits.

3. All health insurance carriers shall use the standard explanation of benefits information after January 1, 2002.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth in this subsection:

- (a) May be administered pursuant to a managed care program established by the health carrier; and
- (b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

- (a) Timely and appropriate access to care is available;
- (b) The quantity, location, and specialty distribution of health care providers is adequate; and
- (c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

- (1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;
- (2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;
- (3) "Health carrier", the same meaning as such term is defined in section 376.1350;
- (4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders except for chemical dependency;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

- (1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;
- (2) Services rendered or billed by a school or halfway house;
- (3) Care that is custodial in nature;
- (4) Services and supplies that are not immediately nor clinically appropriate; or
- (5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

376.1900. 1. As used in this section, the following terms shall mean:

(1) "Electronic visit", or "e-visit", an online electronic medical evaluation and management service completed using a secured web-based or similar electronic-based communications network for a single patient encounter. An electronic visit shall be initiated by a patient or by the guardian of a patient with the health care provider, be completed using a federal Health Insurance Portability and Accountability Act (HIPAA)-compliant online connection, and include a permanent record of the electronic visit;

(2) "Health benefit plan" shall have the same meaning ascribed to it in section 376.1350;

(3) "Health care provider" shall have the same meaning ascribed to it in section 376.1350;

(4) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a physical or mental health condition, illness, injury or disease;

(5) "Health carrier" shall have the same meaning ascribed to it in section 376.1350;

(6) "Telehealth" shall have the same meaning ascribed to it in section 208.670.

2. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, shall not deny coverage for a health care service on the basis that the health care service is provided through telehealth if the same service would be covered if provided through face-to-face diagnosis, consultation, or treatment.

3. A health carrier may not exclude an otherwise covered health care service from coverage solely because the service is provided through telehealth rather than face-to-face consultation or contact between a health care provider and a patient.

4. A health carrier shall not be required to reimburse a telehealth provider or a consulting provider for site origination fees or costs for the provision of telehealth services; however, subject to correct coding, a health carrier shall reimburse a health care provider for the diagnosis, consultation, or treatment of an insured or enrollee when the health care service is delivered through telehealth on the same basis that the health carrier covers the service when it is delivered in person.

5. A health care service provided through telehealth shall not be subject to any greater deductible, co-payment, or coinsurance amount than would be applicable if the same health care service was provided through face-to-face diagnosis, consultation, or treatment.

6. A health carrier shall not impose upon any person receiving benefits under this section any co-payment, coinsurance, or deductible amount, or any policy year, calendar year, lifetime, or other durational benefit limitation or maximum for benefits or services that is not equally imposed upon all terms and services covered under the policy, contract, or health benefit plan.

7. Nothing in this section shall preclude a health carrier from undertaking utilization review to determine the appropriateness of telehealth as a means of delivering a health care service, provided that the determinations shall be made in the same manner as those regarding the same service when it is delivered in person.

8. A health carrier or health benefit plan may limit coverage for health care services that are provided through telehealth to health care providers that are in a network approved by the plan or the health carrier.

9. Nothing in this section shall be construed to require a health care provider to be physically present with a patient where the patient is located unless the health care provider who is providing health care services by means of telehealth determines that the presence of a health care provider is necessary.

10. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 11** was adopted.

Representative Davis offered **House Amendment No. 12**.

House Amendment No. 12

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"208.909. 1. Consumers receiving personal care assistance services shall be responsible for:

- (1) Supervising their personal care attendant;
- (2) Verifying wages to be paid to the personal care attendant;
- (3) Preparing and submitting time sheets, signed by both the consumer and personal care attendant, to the vendor on a biweekly basis;
- (4) Promptly notifying the department within ten days of any changes in circumstances affecting the personal care assistance services plan or in the consumer's place of residence;
- (5) Reporting any problems resulting from the quality of services rendered by the personal care attendant to the vendor. If the consumer is unable to resolve any problems resulting from the quality of service rendered by the personal care attendant with the vendor, the consumer shall report the situation to the department; ~~and~~
- (6) Providing the vendor with all necessary information to complete required paperwork for establishing the employer identification number; **and**
- (7) **Allowing the vendor to comply with its quality assurance and supervision process, which shall include, but not be limited to, bi-annual face-to-face home visits and monthly case management activities.**

2. Participating vendors shall be responsible for:

- (1) Collecting time sheets or reviewing reports of delivered services and certifying the accuracy thereof;
- (2) The Medicaid reimbursement process, including the filing of claims and reporting data to the department as required by rule;

(3) Transmitting the individual payment directly to the personal care attendant on behalf of the consumer;
 (4) Monitoring the performance of the personal care assistance services plan. **Such monitoring shall occur during the bi-annual face-to-face home visits under section 208.918. The vendor shall document whether the attendant was present and if services are being provided to the consumer as set forth in the plan of care.**

3. No state or federal financial assistance shall be authorized or expended to pay for services provided to a consumer under sections 208.900 to 208.927, if the primary benefit of the services is to the household unit, or is a household task that the members of the consumer's household may reasonably be expected to share or do for one another when they live in the same household, unless such service is above and beyond typical activities household members may reasonably provide for another household member without a disability.

4. No state or federal financial assistance shall be authorized or expended to pay for personal care assistance services provided by a personal care attendant who is listed on any of the background check lists in the family care safety registry under sections 210.900 to ~~[210.937]~~ **210.936**, unless a good cause waiver is first obtained from the department in accordance with section 192.2495.

5. (1) All vendors shall, by July 1, 2015, have, maintain, and use a telephone tracking system for the purpose of reporting and verifying the delivery of consumer-directed services as authorized by the department of health and senior services or its designee. ~~[Use of such a system prior to July 1, 2015, shall be voluntary.]~~ The telephone tracking system shall be used to process payroll for employees and for submitting claims for reimbursement to the MO HealthNet division. At a minimum, the telephone tracking system shall:

- (a) Record the exact date services are delivered;
- (b) Record the exact time the services begin and exact time the services end;
- (c) Verify the telephone number from which the services are registered;
- (d) Verify that the number from which the call is placed is a telephone number unique to the client;
- (e) Require a personal identification number unique to each personal care attendant;
- (f) Be capable of producing reports of services delivered, tasks performed, client identity, beginning and ending times of service and date of service in summary fashion that constitute adequate documentation of service; and

- (g) Be capable of producing reimbursement requests for consumer approval that assures accuracy and compliance with program expectations for both the consumer and vendor.

(2) ~~[The department of health and senior services, in collaboration with other appropriate agencies, including centers for independent living, shall establish telephone tracking system pilot projects, implemented in two regions of the state, with one in an urban area and one in a rural area. Each pilot project shall meet the requirements of this section and section 208.918. The department of health and senior services shall, by December 31, 2013, submit a report to the governor and general assembly detailing the outcomes of these pilot projects. The report shall take into consideration the impact of a telephone tracking system on the quality of the services delivered to the consumer and the principles of self-directed care.~~

~~—(3)]~~ As new technology becomes available, the department may allow use of a more advanced tracking system, provided that such system is at least as capable of meeting the requirements of this subsection.

~~[(4)]~~ (3) The department of health and senior services shall promulgate by rule the minimum necessary criteria of the telephone tracking system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010, shall be invalid and void.

~~[6. In the event that a consensus between centers for independent living and representatives from the executive branch cannot be reached, the telephony report issued to the general assembly and governor shall include a minority report which shall detail those elements of substantial dissent from the main report.~~

~~—7. No interested party, including a center for independent living, shall be required to contract with any particular vendor or provider of telephony services nor bear the full cost of the pilot program.]~~

208.918. 1. In order to qualify for an agreement with the department, the vendor shall have a philosophy that promotes the consumer's ability to live independently in the most integrated setting or the maximum community inclusion of persons with physical disabilities, and shall demonstrate the ability to provide, directly or through contract, the following services:

(1) Orientation of consumers concerning the responsibilities of being an employer[;] **and supervision of personal care attendants including the preparation and verification of time sheets. Such orientation shall include notifying consumers that falsification of personal care attendant time sheets shall be considered fraud and shall be reported to the department;**

- (2) Training for consumers about the recruitment and training of personal care attendants;
- (3) Maintenance of a list of persons eligible to be a personal care attendant;
- (4) Processing of inquiries and problems received from consumers and personal care attendants;
- (5) Ensuring the personal care attendants are registered with the family care safety registry as provided in sections 210.900 to ~~[210.937]~~ **210.936**; and
- (6) The capacity to provide fiscal conduit services through a telephone tracking system by the date required under section 208.909.

2. In order to maintain its agreement with the department, a vendor shall comply with the provisions of subsection 1 of this section and shall:

(1) Demonstrate sound fiscal management as evidenced on accurate quarterly financial reports ~~[and annual audit]~~ submitted to the department; ~~[and]~~

(2) **Attest that all adequate documentation for all information is provided on reports, and billing records have sufficient required documentation to support the amounts claimed;**

(3) Demonstrate a positive impact on consumer outcomes regarding the provision of personal care assistance services as evidenced on accurate quarterly and annual service reports submitted to the department;

~~[(3)]~~ (4) Implement a quality assurance and supervision process that ensures program compliance and accuracy of records:

(a) **The department of health and senior services shall promulgate by rule a consumer-directed services division provider certification manager course; and**

(b) **The vendor shall perform with the consumer at least bi-annual face-to-face home visits to provide ongoing monitoring of the provision of services in the plan of care and assess the quality of care being delivered. The bi-annual face-to-face home visits do not preclude the vendor's responsibility from its ongoing diligence of case management oversight; ~~and~~**

~~[(4)]~~ (5) Comply with all provisions of sections 208.900 to 208.927, and the regulations promulgated thereunder; **and**

(6) **Maintain a proper business location, the criteria for which shall be defined by the department of health and senior services by rule.**

3. No state or federal funds shall be authorized or expended if the owner, primary operator, certified manager, or any direct employee of the consumer-directed services vendor is also the personal care attendant.

208.924. A consumer's personal care assistance services may be discontinued under circumstances such as the following:

(1) The department learns of circumstances that require closure of a consumer's case, including one or more of the following: death, admission into a long-term care facility, no longer needing service, or inability of the consumer to consumer-direct personal care assistance service;

(2) The consumer has falsified records; **provided false information of his or her condition, functional capacity, or level of care needs;** or committed fraud;

(3) The consumer is noncompliant with the plan of care. Noncompliance requires persistent actions by the consumer which negate the services provided in the plan of care;

(4) The consumer or member of the consumer's household threatens or abuses the personal care attendant or vendor to the point where their welfare is in jeopardy and corrective action has failed;

(5) The maintenance needs of a consumer are unable to continue to be met because the plan of care hours exceed availability; and

(6) The personal care attendant is not providing services as set forth in the personal care assistance services plan and attempts to remedy the situation have been unsuccessful."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Kidd offered **House Amendment No. 1 to House Amendment No. 12.**

House Amendment No. 1
to
House Amendment No. 12

AMEND House Amendment No. 12 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Line 4, by inserting immediately before the number "208.909" the following:

"191.250. 1. This section shall be known and may be cited as "Simon's Law".

2. As used in this section the following terms shall mean:

(1) "End-of-life medical decision order for a child under juvenile or family court jurisdiction", a decision issued by a juvenile or family court pertaining to life-sustaining treatment, including do-not-resuscitate orders, provided on behalf of and in the best interests of a child under juvenile or family court jurisdiction under section 211.031;

(2) "Reasonable medical judgment", a medical judgment that would be made by a reasonably prudent physician who is knowledgeable about the case and the treatment possibilities with respect to the medical conditions involved.

3. For a child who is not under juvenile or family court jurisdiction under section 211.031, no health care facility, nursing home, physician, nurse, or medical staff shall institute a do-not-resuscitate order or similar physician's order, either orally or in writing, without the written or oral consent of at least one parent or legal guardian of the patient or resident under eighteen years of age who is not emancipated. If consent to implement a do-not-resuscitate order or similar physician's order is granted orally, two witnesses other than the parent, legal guardian, or physician shall be present and willing to attest to the consent given by the legal guardian of the patient or at least one parent of the patient. The provision of such consent shall be immediately recorded in the patient's medical record, specifying who provided the information, to whom the information was provided, which parent or legal guardian gave the consent, who the witnesses were, and the date and time the consent was obtained.

4. The requirements of subsection 3 of this section shall not apply if a reasonably diligent effort of at least forty-eight hours without success has been made to contact and inform each known parent or legal guardian of the intent to implement a do-not-resuscitate order or similar physician's order.

5. Consent previously given under subsection 3 of this section may be revoked orally or in writing by the parent or legal guardian of the patient or resident who granted the original permission. Such revocation of prior consent shall take precedence over any prior consent to implement a do-not-resuscitate order or similar physician's order and shall be immediately recorded in the patient's or resident's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

6. For a child under juvenile court jurisdiction under section 211.031, a juvenile or family court may issue an end-of-life medical decision order, a physician's order, or any other medical decision order, or may appoint a guardian for the child for that purpose. The children's division shall not be appointed as guardian for a child to make end-of-life medical decisions, including do-not-resuscitate orders. In the event a child under the jurisdiction of a juvenile or family court under section 211.031 is returned to the custody of the legal guardian or parent, the legal guardian or parent may revoke the consent for the end-of-life medical decisions, or similar physician's orders ordered by the court, including do-not-resuscitate orders for the child. Revocation may be orally or in writing and shall be immediately recorded in the patient's medical records, specifying who provided the information, to whom the information was provided, which parent or legal guardian revoked consent, who the witnesses were, and the date and time the revocation was obtained.

7. For the purposes of this section, a relative caregiver under the provisions of section 431.058 shall have the same authority given to a parent or legal guardian of a nonemancipated patient or resident under eighteen years of age, provided that such a patient or resident is not under juvenile or family court jurisdiction under section 211.031.

8. Nothing in this section shall be construed to require any health care facility, nursing home, physician, nurse, or medical staff to provide or continue any treatment, including resuscitative efforts, food, medication, oxygen, intravenous fluids, or nutrition that would be:

(1) Medically inappropriate because, in reasonable medical judgement, providing such treatment would create a greater risk of causing or hastening the death of the patient; or

(2) Medically inappropriate because, in reasonable medical judgement, providing such treatment would be potentially harmful or cause unnecessary pain, suffering, or injury to the patient.

9. Nothing in this section shall require health care providers to continue cardiopulmonary resuscitation or manual ventilation beyond a time in which, in their reasonable medical judgment, there is no further benefit to the patient or likely recovery of the patient."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kidd, **House Amendment No. 1 to House Amendment No. 12** was adopted by the following vote, the ayes and noes having been demanded by Representative Kidd:

AYES: 105

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Barnes 28	Basye	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Curtis
Davis	Dinkins	Dogan	Dohrman	Evans
Fraker	Franklin	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Lavender	Love	Mathews	Matthiesen	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger
Miller	Moon	Morris 140	Mosley	Neely
Pfautsch	Pierson Jr	Pietzman	Pike	Razer
Redmon	Rehder	Reisch	Revis	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Mr. Speaker

NOES: 003

Burnett	Cornejo	Quade
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PRESENT: 000

ABSENT WITH LEAVE: 053

Anders	Arthur	Bahr	Baringer	Barnes 60
Beard	Bernskoetter	Burns	Butler	Carpenter
Conway 10	Cookson	Cross	Curtman	DeGroot
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Francis	Franks Jr	Frederick	Gregory
Houx	Johnson	Korman	Lauer	Lichtenegger
Lynch	Marshall	May	McCann Beatty	Meredith 71
Mitten	Morgan	Morse 151	Muntzel	Newman
Nichols	Peters	Phillips	Plocher	Pogue
Reiboldt	Rhoble	Rhoads	Roeber	Smith 85
Stacy	Wessels	Wood		

VACANCIES: 002

On motion of Representative Davis, **House Amendment No. 12, as amended**, was adopted.

Representative Dogan offered **House Amendment No. 13**.

House Amendment No. 13

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting the following after all of said section and line:

"208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

- (1) Be in the original, unopened package;**
- (2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;**
- (3) Not have left the possession of the health care provider who originally prescribed the LARC; and**
- (4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 13** was adopted.

Representative Swan offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"334.1000. As used in sections 334.1000 to 334.1030, the following terms shall mean:

- (1) "Advisory committee", the Missouri radiologic imaging and radiation therapy advisory committee;**
- (2) "Board", the state board of registration for the healing arts;**
- (3) "Certification organization", a certification organization that specializes in the certification and registration of radiologic imaging or radiation therapy technical personnel that is accredited by the National Commission for Certifying Agencies, American National Standards Institute, or other accreditation organization recognized by the board;**
- (4) "Ionizing radiation", radiation that may consist of alpha particles, beta particles, gamma rays, x-rays, neutrons, high-speed electrons, high-speed protons, or other particles capable of producing ions. Ionizing radiation does not include non-ionizing radiation, such as radiofrequency or microwaves, visible infrared or ultraviolet light, or ultrasound;**
- (5) "Licensed practitioner", a person licensed to practice medicine, chiropractic medicine, podiatry, or dentistry in this state with education and specialist training in the medical or dental use of radiation who is deemed competent to independently perform or supervise radiologic imaging or radiation therapy procedures by their respective state licensure board;**

(6) "Limited x-ray machine operator", a person who is licensed to perform only x-ray or bone densitometry procedures not involving the administration or utilization of contrast media on selected specific parts of human anatomy under the supervision of a licensed practitioner;

(7) "Nuclear medicine technologist", a person who is licensed to perform a variety of nuclear medicine and molecular imaging procedures using sealed and unsealed radiation sources, ionizing radiation, adjunctive medicine and pharmaceuticals associated with nuclear medicine procedures, and therapeutic procedures using unsealed radioactive sources;

(8) "Radiation therapist", a person who is licensed to administer ionizing radiation to human beings for therapeutic purposes;

(9) "Radiation therapy", the use of ionizing radiation for the purpose of treating disease;

(10) "Radiographer", a person who is licensed to perform a comprehensive set of diagnostic radiographic procedures using external ionizing radiation to produce radiographic, fluoroscopic, or digital images;

(11) "Radiologic imaging", any procedure or article intended for use in the diagnosis or visualization of disease or other medical conditions in human beings, including, but not limited to computed tomography, fluoroscopy, nuclear medicine, radiography, and other procedures using ionizing radiation;

(12) "Radiologist", a physician licensed in this state and certified by or board-eligible to be certified by the American Board of Radiology, the American Osteopathic Board of Radiology, the British Royal College of Radiology, or the Canadian College of Physicians and Surgeons in that medical specialty;

(13) "Radiologist assistant", a person who is licensed to perform a variety of activities under the supervision of a radiologist in the areas of patient care, patient management, radiologic imaging, or interventional procedures guided by radiologic imaging, and who does not interpret images, render diagnoses or prescribe medications or therapies.

334.1005. 1. Except as provided in this section, after January 1, 2020, only a person licensed under the provisions of sections 334.1000 to 334.1030 or a licensed practitioner may perform radiologic imaging or radiation therapy procedures on humans for diagnostic or therapeutic purposes.

2. The board shall issue licenses to persons certified by a certification organization to perform nuclear medicine technology, radiation therapy, radiography, and radiologist assistant procedures and to limited x-ray machine operators meeting licensure standards established by the board.

3. No person, corporation, or facility shall knowingly employ a person who does not hold a license or who is not exempt from the provisions of sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures for more than one hundred eighty days.

4. Nothing in this section relating to radiologic imaging or radiation therapy shall limit or enlarge the practice of a licensed practitioner.

5. The provisions of section 334.1000 to 334.1030 shall not apply to the following:

(1) A dental hygienist or dental assistant licensed by this state;

(2) A resident physician enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans;

(3) A student enrolled in and attending a school or college of medicine, chiropractic, podiatry, dentistry, radiologic imaging, or radiation therapy who performs radiologic imaging or radiation therapy procedures on humans while under the supervision of a licensed practitioner or a person holding a nuclear medicine technologist, radiation therapist, radiographer, or radiologist assistant license;

(4) A person who is employed by the United States government when performing radiologic imaging or radiation therapy associated with that employment; or

(5) A person performing radiologic imaging procedures on nonhuman subjects or cadavers.

334.1010. 1. There is hereby created the "Missouri Radiologic Imaging and Radiation Therapy Advisory Committee". The board shall provide administrative support to the advisory committee. The advisory committee shall guide, advise, and make recommendations to the board, and shall consist of five members appointed by the director of the division of professional registration, a majority of whom shall be licensed practitioners, individuals certified or registered by a certification organization, or individuals licensed under sections 334.1000 to 334.1030.

2. The board, based on recommendations, guidance, and advice from the advisory committee, shall:

(1) Establish scopes of practice for limited x-ray machine operators, nuclear medicine technologists, radiation therapists, radiographers, and radiologist assistants;

- (2) Promulgate rules for issuance of licenses;
- (3) Establish minimum requirements for the issuance of licenses and recognition of licenses issued by other states;
- (4) Establish minimum requirements for continuing education;
- (5) Determine fees and requirements for the issuance of new licenses and renewal of licenses;
- (6) Contract to use a competency based examination that shall provide for a virtually administered option for the determination of limited x-ray machine operator qualifications for licensure;
- (7) Promulgate rules for acceptance of certification and registration by a certification organization recognized by the board as qualification for licensure;
- (8) Promulgate rules for issuance of licenses to retired military personnel and spouses of active-duty military personnel;
- (9) Establish ethical, moral, and practice standards; and
- (10) Promulgate rules and procedures for the denial or refusal to renew a license, and the suspension, revocation, or other discipline of active licensees.

3. The board shall create alternative licensure requirements for individuals working in rural health clinics as defined in P.L. 95-210 and for areas of this state that the board deems too remote to contain a sufficient number of qualified persons licensed under sections 334.1000 to 334.1030 to perform radiologic imaging or radiation therapy procedures.

4. All fees payable pursuant to the provisions of sections 334.1000 to 334.1030 shall be collected by the division of professional registration, which shall transmit such funds to the department of revenue for deposit in the state treasury to the credit of the board of registration for the healing arts fund. The division of professional registration and the board of registration for the healing arts may use these funds as necessary for the administration of sections 334.1000 to 334.1030.

5. The fee charged for a limited x-ray machine operator examination shall not exceed the actual cost to administer the examination.

334.1015. 1. To be eligible for licensure by the board, at the time of application an applicant shall be at least eighteen years of age.

2. The board shall accept nuclear medicine technology, radiation therapy, radiography, or radiologist assistant certification and registration by a certification organization recognized by the board as a qualification for licensure.

3. The board may issue limited x-ray machine operator licenses in the following areas:

- (1) Chest radiography: radiography of the thorax, heart, and lungs;
- (2) Extremity radiography: radiography of the upper and lower extremities, including the pectoral girdle;
- (3) Spine radiography: radiography of the vertebral column;
- (4) Skull/sinus radiography: radiography of the skull and facial structures;
- (5) Podiatric radiography: radiography of the foot, ankle, and lower leg below the knee;
- (6) Bone densitometry: performance and analysis of bone density scans; or
- (7) Other areas the board deems necessary to ensure necessary services throughout the state.

4. The board may require a limited x-ray machine operator to verify training in x-ray procedures at their place of employment, including a minimum of one hundred hours of supervised experience performing x-ray procedures.

(1) The hours shall be sufficient for individuals to be licensed in any limited machine operator area for which they pass an examination;

(2) The hours shall be documented by the licensee and verified by the licensee's supervisor.

5. Individuals shall be licensed in any limited machine operator area for which they successfully pass an examination as defined by the board.

6. The board shall not require, but may recommend, any advance class work, either remote or in person, prior to a limited x-ray machine operator candidate taking such examination.

7. No additional testing requirements or other stipulations shall be imposed after the initial examination for limited x-ray machine operator licensure provided the licensee maintain required continuing education and is not disciplined under rules promulgated pursuant to subdivision (10) of subsection 2 of section 334.1010.

8. The board shall require limited x-ray machine operators to complete a minimum of twelve hours biannually of continuing education that may be fulfilled by approved continuing education activities at the licensee's place of employment.

9. The board may accept certification from the American Chiropractic Registry of Radiologic Technologists for persons applying for a limited x-ray machine operator license in spine radiography.

10. The board may accept certification from the American Society of Podiatric Medical Assistants for persons applying for a limited x-ray machine operator license in podiatric radiography.

11. The board may accept certification from the International Society of Clinical Densitometry for persons applying for a limited x-ray machine operator license in bone densitometry.

334.1020. 1. A licensee who violates any provision of sections 334.1000 to 334.1030 shall be guilty of a class A misdemeanor. Each act of such unlawful practice shall constitute a distinct and separate offense.

2. The board may assess a civil penalty not in excess of two hundred dollars for each violation of sections 334.1000 to 334.1030 or any rules adopted by the board. The clear proceeds of any civil penalty assessed under this section shall be remitted to the credit of the public school fund of the state.

334.1025. A person who has been engaged in the practice of radiologic imaging and radiation therapy, other than a radiologist assistant, and who does not hold a current certification and registration by a certification organization recognized by the board may continue to practice in the radiologic imaging or radiation therapy modality in which they are currently employed, provided that such person:

- (1) Registers with the board on or before January 1, 2020;
- (2) Does not change the scope of their current practice or current place of employment;
- (3) Completes all continuing education requirements for their modality biennially as prescribed by the board;
- (4) Practices only under the supervision of a licensed practitioner; and
- (5) Meets all licensure requirements of sections 334.1000 to 334.1030 and the rules adopted by the board and obtains a license from the board on or before October 1, 2023.

334.1030. The board may promulgate rules to implement the provisions of sections 334.1000 to 334.1030. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 14** was adopted.

Representative Neely offered **House Amendment No. 15**.

House Amendment No. 15

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after said section and line the following:

"191.480. 1. For purposes of this section, the following terms shall mean:

- (1) **"Dispensing organization", an entity licensed under chapter 261 to distribute medical cannabis;**
- (2) **"Eligible patient", a person who meets all of the following:**
 - (a) Has a terminal illness;
 - (b) Has considered all other treatment options currently approved by the [United States] federal Food and Drug Administration and all relevant clinical trials conducted in this state;
 - (c) Has received a prescription or recommendation from the person's physician for an investigational drug, biological product, or device;
 - (d) Has given written informed consent which shall be at least as comprehensive as the consent used in clinical trials for the use of the investigational drug, biological product, or device or, if the patient is a minor or lacks

the mental capacity to provide informed consent, a parent or legal guardian has given written informed consent on the patient's behalf; and

(e) Has documentation from the person's physician that the person has met the requirements of this subdivision;

~~[(2)]~~ (3) "Investigational drug, biological product, or device", a drug, biological product, or device, any of which are used to treat the patient's terminal illness, that has successfully completed phase one of a clinical trial but has not been approved for general use by the ~~[United States]~~ federal Food and Drug Administration and remains under investigation in a clinical trial. The term shall not include Schedule I controlled substances **except for medical cannabis. The term shall include medical cannabis from a dispensing organization;**

~~[(3)]~~ (4) "Terminal illness", a disease that without life-sustaining procedures will result in death in the near future or a state of permanent unconsciousness from which recovery is unlikely.

2. A **dispensing organization or** manufacturer of an investigational drug, biological product, or device may make available the **dispensing organization's or** manufacturer's investigational drug, biological product, or device to eligible patients under this section. This section does not require that a **dispensing organization or** manufacturer make available an investigational drug, biological product, or device to an eligible patient. A **dispensing organization or** manufacturer may:

(1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or

(2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

3. This section does not require a health care insurer to provide coverage for the cost of any investigational drug, biological product, or device. A health care insurer may provide coverage for an investigational drug, biological product, or device.

4. This section does not require the department of corrections to provide coverage for the cost of any investigational drug, biological product, or device.

5. Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Action against a health care provider's Medicare certification based solely on the health care provider's recommendation that a patient have access to an investigational drug, biological product, or device is prohibited.

6. ~~[If a provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable]~~ **Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a dispensing organization's license issued under chapter 261 based solely on the dispensing organization's sale of medical cannabis to an eligible patient under this section.**

7. If the clinical trial is closed due to lack of efficacy or toxicity, the drug shall not be offered. If notice is given on a drug, product, or device taken by a patient outside of a clinical trial, the pharmaceutical company or patient's physician shall notify the patient of the information from the safety committee of the clinical trial.

8. Except in the case of gross negligence or willful misconduct, any person who manufactures, imports, distributes, prescribes, dispenses, or administers an investigational drug or device to an eligible patient with a terminal illness in accordance with this section shall not be liable in any action under state law for any loss, damage, or injury arising out of, relating to, or resulting from:

(1) The design, development, clinical testing and investigation, manufacturing, labeling, distribution, sale, purchase, donation, dispensing, prescription, administration, or use of the drug or device; or

(2) The safety or effectiveness of the drug or device.

9. Any official, employee, or agent of this state who blocks or attempts to block access of an eligible patient to an investigational drug, biological product, or device is guilty of a class A misdemeanor.

10. If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of this section which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable.

192.945. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of health and senior services;

- (2) "Hemp extract", as such term is defined in section 195.207;
 - (3) "Hemp extract registration card", a card issued by the department under this section;
 - (4) "Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;
 - (5) **"Medical cannabis", as such term is defined in section 195.207;**
 - (6) **"Medical cannabis registration card", a card issued by the department under this section;**
 - ~~[(5)]~~ (7) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;
 - ~~[(6)]~~ (8) "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;
 - ~~[(7)]~~ (9) "Registrant", an individual to whom the department issues a hemp extract **or medical cannabis** registration card under this section;
 - (10) **"Terminal illness", a disease or condition as defined in section 191.480.**
2. The department shall issue a hemp extract **or medical cannabis** registration card to an individual who:
 - (1) Is eighteen years of age or older;
 - (2) Is a Missouri resident;
 - (3) Provides the department with a statement signed by a neurologist **or physician** that:
 - (a) Indicates that the individual suffers from intractable epilepsy and may benefit from treatment with hemp extract **or that the individual suffers from a terminal illness and may benefit from treatment with medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial; [and]**
 - (b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**
 - (c) Is consistent with a record from the neurologist **or physician** concerning the individual contained in the database described in subsection ~~[9]~~ **11** of this section;
 - (4) Pays the department a fee in an amount established by the department under subsection ~~[6]~~ **8** of this section; and
 - (5) Submits an application to the department on a form created by the department that contains:
 - (a) The individual's name and address;
 - (b) A copy of the individual's valid photo identification; and
 - (c) Any other information the department considers necessary to implement the provisions of this section.
 3. The department shall issue a hemp extract **or medical cannabis** registration card to a parent who:
 - (1) Is eighteen years of age or older;
 - (2) Is a Missouri resident;
 - (3) Provides the department with a statement signed by a neurologist **or physician** that:
 - (a) Indicates that a minor in the parent's care suffers from intractable epilepsy and may benefit from treatment with hemp extract **or suffers from a terminal illness and may benefit from medical cannabis at the same dosage and with the same method of smokeless administration used in a clinical trial; [and]**
 - (b) **Indicates that the individual has considered all other treatment options currently approved by the federal Food and Drug Administration and all relevant clinical trials conducted in this state; and**
 - (c) Is consistent with a record from the neurologist **or physician** concerning the minor contained in the database described in subsection ~~[9]~~ **11** of this section;
 - (4) Pays the department a fee in an amount established by the department under subsection ~~[6]~~ **8** of this section; and
 - (5) Submits an application to the department on a form created by the department that contains:
 - (a) The parent's name and address;
 - (b) The minor's name;
 - (c) A copy of the parent's valid photo identification; and
 - (d) Any other information the department considers necessary to implement the provisions of this section.
 4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.
 5. The department shall promulgate rules to:
 - (1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract **and medical cannabis** registration ~~[card]~~ **cards**; and
 - (2) Regulate the distribution of hemp extract from a cannabidiol oil care center **and medical cannabis from a cannabis care center, as defined in section 261.265,** to a registrant, which shall be in addition to any other state or federal regulations~~[; and]~~.

6. The department shall publish a list of diseases and conditions for which a medical cannabis registration card may be issued. The list shall only contain terminal illnesses as defined under section 191.480. The department shall publish a list of diseases and conditions for which a hemp extract registration card may be issued. The list shall only contain intractable epilepsy.

7. The department may promulgate rules to authorize clinical trials involving hemp extract and medical cannabis.

~~[6-]~~ **8.** The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

~~[7-]~~ **9.** The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

~~[8-]~~ **10.** The neurologist **or physician** who signs the statement described in subsection 2 or 3 of this section shall:

(1) Keep a record of the neurologist's **or physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract **or medical cannabis**; and

(2) Transmit the record described in subdivision (1) of this subsection to the department.

~~[9-]~~ **11.** The department shall maintain a database of the records described in subsection ~~[8]~~ **10** of this section and treat the records as identifiable health data.

~~[10-]~~ **12.** The department may share the records described in subsection ~~[9]~~ **11** of this section with a higher education institution for the purpose of studying hemp extract **or medical cannabis**.

~~[11-]~~ **13.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist **or physician** authorized under section 192.945 relating to the medical use and administration of hemp extract **or medical cannabis** with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract **and medical cannabis**, including any act in preparation of such dispensing or administration.

3. This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection.

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term ~~["hemp extract"]~~ **"medical cannabis"** shall mean ~~[an]~~ **a noncombustible** extract from a cannabis plant or a **noncombustible** mixture or preparation containing cannabis plant material. **"Hemp extract" shall mean the same, except that it:**

(1) Is composed of no more than three-tenths percent tetrahydrocannabinol by weight;

(2) Is composed of at least five percent cannabidiol by weight; and

(3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter, an individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract **or medical cannabis** is not subject to the penalties described in this chapter for possession or use of the hemp extract **or medical cannabis** if the individual:

(1) Possesses or uses the hemp extract only to treat intractable epilepsy **or medical cannabis only to treat a terminal illness, as such terms are defined in section 192.945;**

(2) Originally obtained the hemp extract **or medical cannabis** from a sealed container with a label indicating the hemp extract's **or medical cannabis'** place of origin and a number that corresponds with a certificate of analysis **and a warning label with all possible side effects;**

(3) Possesses, in close proximity to the hemp extract **or medical cannabis**, a certificate of analysis that:

(a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

(b) Indicates the hemp extract's **or medical cannabis**' ingredients including its percentages of tetrahydrocannabinol and cannabidiol **and all other cannabinoid compounds, terpenes, and solvents** by weight;

(c) Is created by a laboratory that is not affiliated with the producer of the hemp extract **or medical cannabis** and is licensed in the state where the hemp extract **or medical cannabis** was produced; and

(d) Is transmitted by the laboratory to the department of health and senior services; and

(4) Has a current hemp extract **or medical cannabis** registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter, an individual who possesses hemp extract **or medical cannabis** lawfully under subsection 2 of this section and administers hemp extract **or medical cannabis** to a minor suffering from intractable epilepsy **or a terminal illness** is not subject to the penalties described in this chapter for administering the hemp extract **or medical cannabis** to the minor if:

(1) The individual is the minor's parent or legal guardian; and

(2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has been issued a valid hemp extract **or medical cannabis** registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract **or medical cannabis** pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "**Cannabis care center**", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;

(3) "**Cannabis cultivation and production facility**", the land and premises in which the licensee is authorized to distribute processed medical cannabis to persons possessing a medical cannabis registration card issued under section 192.945;

(4) "**Cannabis cultivation and production facility license**", a license that authorizes the licensee to grow, cultivate, process, and possess medical cannabis;

(5) "**Cannabis grower**", an entity issued a cultivation and production facility license by the department of agriculture that produces medical cannabis for the treatment of terminal illnesses;

(6) "**Department**", the department of agriculture;

(7) "**Hemp**":

(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. Three-tenths of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.; and

(b) Any cannabis sativa seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

(8) "**Hemp** cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

~~[(3)]~~ (9) "**Hemp** cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

- ~~[(4) "Department", the department of agriculture;—~~
~~—(5)] (10) "Hemp grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of intractable epilepsy;~~
~~[(6) "Hemp":—~~
~~—(a) All nonseed parts and varieties of the cannabis sativa plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:—~~
~~—a. Three tenths of one percent on a dry weight basis; or—~~
~~—b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;—~~
~~—(b) Any cannabis sativa seed that is:—~~
~~—a. Part of a growing crop;—~~
~~—b. Retained by a grower for future planting; or—~~
~~—c. For processing into or use as agricultural hemp seed.—~~

This term shall not include industrial hemp commodities or products;]

~~[(7)] (11) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract;~~

(12) "Medical cannabis":

(a) All nonseed parts and varieties of the cannabis plant, whether growing or not; and

(b) Any cannabis seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural cannabis seed.

2. The department shall issue a cultivation and production facility license to an entity to grow or cultivate the cannabis plant used to make medical cannabis, as defined in subsection 1 of section 195.207, on the entity's property if the entity has submitted to the department an application as required by the department under subsection 9 of this section and the entity meets all requirements of this section and the department's rules.

3. A cannabis grower may produce, manufacture, and distribute medical cannabis as defined in section 195.207 for the treatment of persons suffering from a terminal illness consistent with any and all state and local regulations regarding the production, manufacture, or distribution of such product.

4. The department shall issue a **hemp** cultivation and production facility license to a nonprofit entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection ~~[7]~~ **9** of this section~~;~~ **and** the entity meets all requirements of this section and the department's rules~~;~~ **and there are fewer than two licensed cultivation and production facilities operating in the state**].

~~[3-]~~ **5.** A **hemp** grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from intractable epilepsy as defined in section 192.945 consistent with any and all state or federal regulations regarding the production, manufacture, or distribution of such product. ~~[The department shall not issue more than two cultivation and production facility licenses for the operation of such facilities at any one time.]~~

~~[4-]~~ **6.** The department shall maintain a list of growers.

~~[5-]~~ **7.** All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

~~[6-]~~ **8.** In addition to an audit conducted in accordance with subsection ~~[5]~~ **7** of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any **hemp or medical cannabis** crop during the crop's growth phase and take a representative composite sample for field analysis. If a **hemp** crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) Three-tenths of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.,

the director may detain, seize, or embargo the **hemp** crop.

[7-] 9. The department shall promulgate rules including, but not limited to:

- (1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;
- (2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;
- (3) Rules relating to hemp **and cannabis** monitoring systems as defined in this section;
- (4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract **or medical cannabis** received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract **or medical cannabis** complies with the provisions of section 195.207 and to ensure that the hemp extract **or medical cannabis** does not contain any pesticides. **The department shall only designate testing facilities that maintain internal standard operating procedures, maintain quality control and quality assurance programs, and are certified by the International Organization for Standardization and agree to have the inspections and reports of the International Organization for Standardization made available to the department. The department or an independent third party authorized by the department may conduct an inspection of the practices, procedures, and programs adopted, followed, and maintained pursuant to this subdivision and inspect all records of the independent testing facility that are related to the inspection.** Any hemp extract **or medical cannabis** that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; ~~and~~

(6) **Requirements that each independent testing facility shall:**

- (a) **Follow the most recent version of the Cannabis Inflorescence: Standards of Identity, Analysis, and Quality Control monograph published by the American Herbal Pharmacopoeia; or**
- (b) **Notify the department of the alternative testing methodology that the facility is following for each quality assurance test it conducts. The department may require the independent testing facility to have the testing methodology followed under this paragraph validated by an independent third party to ensure that the methodology followed by the facility produces scientifically accurate results before the facility may use the methodology when conducting testing services;**

(7) **Rules for an independent testing facility to have its basic proficiency to execute correctly the analytical testing methodologies used by the facility validated and monitored on an ongoing basis by an independent third party; and**

~~(8)~~ (8) Rules regarding the manufacture, storage, and transportation of hemp, ~~and~~ hemp extract, **and medical cannabis**, which shall be in addition to any other state or federal regulations.

[8-] 10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014.

[9-] 11. All hemp **and cannabis** waste from the production of hemp extract **or medical cannabis** shall either be destroyed, recycled by the licensee at the hemp **or medical cannabis** cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

~~[10-]~~ 12. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

13. Notwithstanding any other provision of law to the contrary, a person who commits any acts that are unlawful under section 191.480, 192.945, 192.947, 195.207, 261.265, or 263.250 with the intent to distribute medical cannabis to minors shall be guilty of a class D felony.

14. Any manufacturing, storage, or testing of medical cannabis or any medical cannabis product shall meet all requirements of the department of health and senior services and all local health departments.

263.250. 1. The plant "marijuana", botanically known as *cannabis sativa*, is hereby declared to be a noxious weed and all owners and occupiers of land shall destroy all such plants growing upon their land. Any person who knowingly allows such plants to grow on his land or refuses to destroy such plants after being notified to

do so shall allow any sheriff or such other persons as designated by the county commission to enter upon any land in this state and destroy such plants.

2. Entry to such lands shall not be made, by any sheriff or other designated person to destroy such plants, until fifteen days' notice by certified mail shall be given the owner or occupant to destroy such plants or a search warrant shall be issued on probable cause shown. In all such instances, the county commission shall bear the cost of destruction and notification.

3. The provisions of this section shall not apply to the licensed production of hemp oil or medical cannabis under chapter 261."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Evans offered **House Amendment No. 1 to House Amendment No. 15.**

*House Amendment No. 1
to
House Amendment No. 15*

AMEND House Amendment No. 15 to House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 5, Lines 6 through 9, by deleting all of said lines and inserting in lieu thereof the following:

~~"3. [This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~

Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1 to House Amendment No. 15** was adopted.

On motion of Representative Neely, **House Amendment No. 15, as amended**, was adopted.

Representative Schroer offered **House Amendment No. 16.**

House Amendment No. 16

AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 718, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of

the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment.

190.096. 1. This section shall be known and may be cited as the "Tactical Response to Traumatic Injuries Act".

2. For purposes of this section, "trauma public access kit" or "trauma PAK" means a first aid response kit that contains at least all of the following:

(1) Two tourniquets;

(2) Two pressure dressings that are inspected for replacement no less than every three years;

(3) Four chest seals that are inspected for replacement no less than every three years;

(4) Medical materials and equipment similar to those described in subdivisions (1), (2), and (3) of this subsection, and any additional items that are approved by local law enforcement or first responders, that adequately treat a traumatic injury, and can be stored in a readily available kit; and

(5) Instructional documents based upon nationally or internationally recognized evidence-based treatment recommendations, guidelines, and programs.

3. In order to ensure public safety, a person or entity that supplies a trauma kit may provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit.

4. The placement of trauma PAKs in public or private buildings, facilities, or structures is voluntary, but this shall not preclude any state agency or political subdivision from adopting mandatory building standards requiring the placement of PAKs in public buildings, facilities, or structures. If any person or entity places or requires the placement of PAKs in private buildings, facilities, or structures, then such persons or entities shall comply with the requirements of subsection 5 of this section in order for such person or entity, or any agents thereof, to claim immunity from civil damages under subsection 6 of this section.

5. In order to ensure public safety, the entity responsible for managing the building, facility, or tenants of a structure in which a trauma PAK is placed that is an occupied structure shall do all of the following:

(1) Comply with all regulations governing the placement of a trauma PAK;

(2) Inspect all trauma PAKs acquired and placed on the premises of a building, facility, or structure every three years from the date of installation to ensure that all materials, supplies, and equipment contained in the trauma PAK are not expired, and replace any expired materials, supplies, and equipment as necessary;

(3) Restock the trauma PAK after each use and replace any materials, supplies, and equipment as necessary to ensure that all materials, supplies, and equipment required to be contained in the trauma PAK are contained in the trauma PAK;

(4) At least once per year, notify tenants of the building, facility, or structure of the location of the trauma PAK and provide information to tenants regarding contact information for training in the use of the trauma PAK; and

(5) Provide tenants with instructions in the use of the trauma PAK from the training programs described in subdivision (5) of subsection 2 of this section.

6. Notwithstanding any other provision of law, a person or entity that acquires and places a trauma kit for emergency care in a structure shall not be liable for any civil damages resulting from any acts or omissions in the rendering of emergency care by use of the trauma kit if that person or entity has complied with subsection 5 of this section.

7. Any person who gratuitously and in good faith renders emergency care or treatment by the use of a trauma PAK at the scene of an emergency shall not be held liable for any civil damages as a result of such care or treatment, unless the person acts in a willful and wanton or reckless manner in providing the care or treatment. The person or entity who provides appropriate training to the person using the trauma PAK, the person or entity responsible for the site where the trauma PAK is located, the person or entity that owns the trauma PAK, the person or entity that provided clinical protocol for trauma PAK sites or programs, and the person or entity that reviews and approves the clinical protocol shall likewise not be held liable for civil damages resulting from the use of a trauma PAK. Nothing in this section shall affect any claims brought pursuant to chapter 537 or 538. The protections specified in this section shall not apply in the case of personal injury or wrongful death that results from the gross negligence or willful or wanton misconduct of the person who renders emergency care or treatment by the use of a trauma PAK."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Anderson	Andrews	Austin	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Francis	Frederick
Gannon	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Marshall	Mathews
Matthiesen	McGaugh	Messenger	Moon	Morris 140
Morse 151	Neely	Pfautsch	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Rhoads
Roden	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson		

NOES: 023

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Gray	Green	Harris	Kendrick
Lavender	McCreery	McDaniel	Meredith 71	Merideth 80
Morgan	Mosley	Pierson Jr	Quade	Revis
Rowland 29	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 050

Alferman	Anders	Arthur	Bahr	Baringer
Barnes 60	Bernskoetter	Burns	Butler	Carpenter
Conway 10	Cookson	Cross	Curtis	Ellebracht
Ellington	Engler	Fitzpatrick	Fitzwater	Fraker

Franklin	Franks Jr	Gregory	Johnson	Korman
Lynch	May	McCann Beatty	McGee	Miller
Mitten	Muntzel	Newman	Nichols	Peters
Phillips	Plocher	Pogue	Razer	Remole
Roberts	Roeber	Runions	Smith 85	Walker 74
Washington	Wessels	Wiemann	Wood	Mr. Speaker

VACANCIES: 002

On motion of Representative Schroer, **House Amendment No. 16** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Francis
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Marshall
Matthiesen	McDaniel	McGaugh	Messenger	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pietzman
Pike	Redmon	Rehder	Reiboldt	Reisch
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson

NOES: 027

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Ellington	Gray	Green	Harris
Kendrick	Lavender	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 044

Anders	Arthur	Bahr	Baringer	Barnes 60
Bernskoetter	Burns	Butler	Carpenter	Conway 10
Cookson	Cross	Curtis	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Gregory	Johnson	Korman	Lynch	Mathews
May	McCann Beatty	McGee	Miller	Muntzel
Newman	Nichols	Peters	Phillips	Plocher

Pogue
Smith 85

Remole
Wessels

Roberts
Wood

Roeber
Mr. Speaker

Runions

VACANCIES: 002

HCS SCS SB 718, as amended, was referred to the Committee on Fiscal Review pursuant to Rule 53.

Speaker Pro Tem Haahr resumed the Chair.

SB 757, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

On motion of Representative Tate, the title of **SB 757**, relating to political subdivisions, was agreed to.

Representative Tate offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 757, Page 1, In The Title, Line 3, by removing the phrase "the bi-state metropolitan development district." and inserting in lieu thereof the phrase "political subdivisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 757, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"67.641. 1. The general assembly may annually appropriate up to three million dollars from the state general revenue fund to each convention and sports complex fund created pursuant to section 67.639, provided that for an existing sports facility located in a first class county with a charter form of government which contains part of a city having a population of three hundred fifty thousand inhabitants or more or any city with a population greater than three hundred fifty thousand, located in more than one county, such county or city has entered into a contract or lease with a professional sports team affiliated with or franchised by the National Football League, the National Basketball Association, the National Hockey League, or the American League or the National League of Major League Baseball. No moneys shall be transferred pursuant to this section to the benefit of a sports complex for a county in any year unless each professional sports team which leases playing facilities within the county continue to lease the same playing facilities which were leased on August 28, 1989. Each convention and sports complex fund shall be administered by the county or city and used to carry out the provisions of sections 67.638 to 67.645.

2. Each city or county which has a convention and sports complex fund established pursuant to the laws of this state which administers a convention and sports complex fund, prior to receipt of any appropriations pursuant to this section shall enact or promulgate ordinances, or rules and regulations which provide, pursuant to the terms and provisions of section 70.859, for the purchase of goods and services and for construction of capital improvements for the sports complex. In no event shall more than three million dollars be transferred from the state to any one such convention and sports complex fund in any fiscal year pursuant to this section, and in no event shall any moneys be transferred from the state to any convention and sports complex fund for the planning, development,

construction, maintenance or operation of any facility after June 30, 1999. Only one such transfer of state funds shall be made to any convention and sports complex fund after June 30, 1997, provided that any convention and sports complex fund which was appropriated state moneys prior to July 1, 1997, for the construction, maintenance or operation of a facility shall continue to receive state moneys, subject to appropriation.

3. This section shall not become effective unless and until the applicable county or the applicable city which has created a convention and sports complex fund has commenced paying into the convention and sports complex fund amounts at a rate sufficient for the county or city to contribute the sum of three million dollars per calendar year, except that this section shall become effective with respect to any first class county not having a charter form of government on August 28, 1989, and with respect to any charter city located in a first class county not having a charter form of government at the time at which such county or city has commenced paying any moneys into its convention and sports complex fund. The appropriations made pursuant to subsection 1 of this section to any convention and sports complex fund shall not exceed the amounts contributed by the county or city to the fund. The county or city's proportional amount specified in this section may come from any source. Once the county or city has commenced paying such appropriate proportional amounts into its convention and sports complex fund, the county or city shall so notify the state treasurer and the director of revenue and, thereafter, subject to annual appropriation, transfers shall commence and continue each month pursuant to this section until such monthly transfers are made for ~~thirty~~ **thirty-five** years. Moneys appropriated from general revenue shall not be expended until such first class charter county or a city located in such first class charter county has paid three million dollars into its fund, or until such first class county not having a charter form of government or until such charter city within a first class county not having a charter form of government has commenced payment of moneys into its fund."; and

Further amend said bill, Page 5, Section 70.370, Line 128, by inserting immediately after said line the following:

"99.585. 1. The state of Missouri, acting through the department of economic development and the office of administration, and any other public body, may, upon such terms and with reasonable consideration as it may determine, expend funds for the purpose of aiding and cooperating in the planning, undertaking, or carrying out of a land clearance project or projects located within a city not within a county in order to develop, construct, reconstruct, rehabilitate, repair, or improve any tourism infrastructure facilities existing as of August 28, 2018, and for which application is made and approved by the department of economic development no later than August 28, 2019. Any annual expenditure by a public body for such land clearance projects related to tourism infrastructure facilities shall be limited to a portion of tax revenues derived directly or indirectly from any such land clearance project or projects supported by such annual expenditure within such designated land clearance project area or areas, as stated in an agreement entered into between the authority and the public body under subdivision (10) of section 99.580; provided, however, that:

- (1) The term of any such agreement shall not exceed twenty years;**
- (2) The annual amount of the state appropriation authorized under this section shall not exceed two million five hundred thousand dollars per year for any fiscal year ending on or before June 30, 2028, and four million five hundred thousand dollars for any fiscal year beginning on or after July 1, 2018;**
- (3) Any such land clearance project shall be determined to produce a positive net fiscal impact for the state over the term of such agreement, with such public or private assurances as the director of the department of economic development may reasonably require;**
- (4) For all fiscal years beginning on or after July 1, 2021, the state shall not enter into any agreement which obligates the state for any payment of debt service or maintenance for the multi-purpose stadium located at 701 Convention Plaza, St. Louis, Missouri; and**
- (5) The director of the department of economic development shall make an annual written report on behalf of the department to the governor and the general assembly within ninety days of the end of each fiscal year detailing whether such land clearance project produced a positive net fiscal impact for the state in the prior fiscal year and projecting the overall net fiscal impact to the state over the term of such agreement.**

2. As used in this section, "tourism infrastructure facilities" means structures, fixtures, systems, and facilities including, but not limited to, convention centers, multipurpose sports and entertainment venues, exhibition and trade facilities, transportation facilities, cultural facilities, field houses, indoor and outdoor convention and recreational facilities and centers, playing fields, or parking facilities owned by any public body and which the authority determines are a contributing factor in the attraction of convention, sports, recreational, transportation, cultural, or meeting activities, either professional or amateur, commercial or private. Such structures, fixtures, systems, and facilities may include, but are not limited to, foundations,

roofs, interior and exterior walls or windows, floors, steps, stairs, concourses, hallways, restrooms, event or meeting spaces or other hospitality-related areas, concession or food preparation areas, and services systems such as mechanical, gas utility, electrical, lighting, communication, sound, sanitary, HVAC, elevator, escalator, plumbing, sprinkler, cabling and wiring, life-safety, or other building systems.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

SB 757, as amended, with House Amendment No. 2, pending, was laid over.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HB 1797** entitled:

An act to repeal sections 563.011, 563.041, 569.010, and 569.140, RSMo, and to enact in lieu thereof four new sections relating to unlawful activity on nuclear power plant property, with penalty provisions.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Bill No. 1797, Page 2, Section 563.011, Line 30, striking the word “part” and inserting in lieu thereof the following:

“located on the real property”; and

Further amend said bill, Page 4, Section 569.010, Line 16, by striking the words “include the real”; and

Further amend Line 17, by striking all of said line and inserting in lieu thereof the following:

“be limited to property within the structure or fenced yard, as defined in section 563.011;”.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1953** entitled:

An act to amend chapters 192 and 208, RSMo, by adding thereto two new sections relating to the dissemination of information on the treatment of certain diseases.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2101**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, and House Amendment No. 5** to **SCS SB 892** and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

BILLS CARRYING REQUEST MESSAGES

SCS SB 892, with House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4 and House Amendment No. 5, relating to the public employee retirement systems, was taken up by Representative Walker (3).

Representative Walker (3) moved that the House refuse to recede from its position on **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4 and House Amendment No. 5** to **SCS SB 892** and grant the Senate a conference.

Which motion was adopted.

HB 2460, HB 1590, HB 2381, HB 2352, HB 1728, HB 1378, HCS HB 1424, HB 1569, HCS HB 1549, HB 1626, HCS HB 1363, HB 1290, HCS HB 1248, HCS HB 2364, HCS HB 2356, HB 1906, HCS HB 2038, HCS HB 1273, HCS HB 1870, HB 1901, HB 1972, HB 1431 and HB 1454 were placed back on the House Bills for Perfection Calendar.

SB 626 and SB 708 were placed back on the Senate Bills for Third Reading Calendar.

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **SS SCS SB 907**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Conway (104), Hansen, Henderson, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (3): Franks Jr., Higdon and Mosley

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 808**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (2): Evans and Mathews

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 575**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Ellebracht, Engler, Messenger, Morris (140), Muntzel, Shull (16), Tate, Unsicker, Walker (74) and Wiemann

Noes (0)

Absent (2): Pfautsch and Stephens (128)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HCR 86**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1720**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Beard

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 655**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): Ellebracht

Absent (2): Beard and Mitten

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2670**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Franklin, Helms, Mathews, Neely, Ross, Sommer and White

Noes (0)

Absent (3): Grier, McGee and Walker (74)

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **SB 891**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Green, Gregory, Harris, Henderson, Kelley (127), Pietzman, Stephens (128) and Wilson

Noes (0)

Absent (2): Cross and McGee

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HR 4839**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2293**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCR 43**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SCS SB 568**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS#2 SCS SB 590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Barnes (60), Evans, Johnson, Mathews, Roeber and Wiemann

Noes (5): Carpenter, Engler, Franks Jr., Runions and Unsicker

Absent (2): Berry and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 598**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SBs 807 & 577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 882**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 919**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Johnson

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1891**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 597**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Eggleston

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 652**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 752**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Gregory, Rhoads and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 787**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (1): Eggleston

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 800**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Eggleston, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (3): Bondon, Curtis and Fitzwater

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 918**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Butler, Curtis, Gregory and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SBs 999 & 1000**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Bondon, Curtis and Fitzwater

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 4835 - Consent and House Procedure
HR 4853 - Consent and House Procedure
HR 4880 - Consent and House Procedure
HR 4899 - Consent and House Procedure
HR 4904 - Consent and House Procedure
HR 4987 - Consent and House Procedure
HR 5034 - Consent and House Procedure
HR 5132 - Consent and House Procedure
HR 5204 - Consent and House Procedure
HR 5324 - Consent and House Procedure
HR 5422 - Consent and House Procedure
HR 5461 - Consent and House Procedure

HR 5755 - Consent and House Procedure
HR 5790 - Consent and House Procedure
HR 5868 - Consent and House Procedure
HR 6104 - Consent and House Procedure
HR 7584 - Consent and House Procedure

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1577 - Fiscal Review
SCS HB 1797, as amended - Fiscal Review
SS HB 1953 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

HCS SS SB 597 - Fiscal Review
SS SB 666 - Fiscal Review
HCS SCS SB 769 - Fiscal Review
HCS SB 793 - Fiscal Review
HCS SCS SBs 807 & 577 - Fiscal Review
HCS SB 871 - Fiscal Review
SS SB 882 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS for SCS SB 917** and has taken up and passed **HCS SCS SB 917**.

APPOINTMENT OF CONFERENCE COMMITTEES

The Speaker appointed the following Conference Committees to act with like committees from the Senate on the following bills:

HCS SS SCS SB 707: Representatives Engler, Korman, Ruth, Franks Jr. and Carpenter
HCS SS SCS SB 775: Representatives Fitzpatrick, Alferman, Wood, Kendrick and Walker (74)

CONFERENCE COMMITTEE REPORT ON SENATE SUBSTITUTE FOR HOUSE BILL NO. 1858

The Conference Committee appointed on Senate Substitute for House Bill No. 1858 begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for House Bill No. 1858;
2. That the House recede from its position on House Bill No. 1858;
3. That the attached Conference Committee Substitute for Senate Substitute for House Bill No. 1858 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Christofanelli
/s/ Representative Curtman
/s/ Representative Smith (163)
/s/ Representative Carpenter
/s/ Representative Morgan

FOR THE SENATE:

/s/ Senator Eigel
/s/ Senator Koenig
/s/ Senator Wallingford
/s/ Senator Nasheed
/s/ Senator Rizzo

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS HB 1858 - Fiscal Review

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Fraker, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Conway (104), Haefner and Rowland (29)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 9:00 a.m., Friday, May 4, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later), House Hearing Room 7.

Executive session will be held: SS SB 982

Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET

Monday, May 7, 2018, 2:00 PM, Senate Lounge.

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003, SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONFERENCE COMMITTEE ON BUDGET

Tuesday, May 8, 2018, 8:30 AM, Senate Lounge.

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003, SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007, as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010, SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONSENT AND HOUSE PROCEDURE

Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HR 4835, HR 4853, HR 4880, HR 4899, HR 4904, HR 4987, HR 5034, HR 5132, HR 5204, HR 5324, HR 5422, HR 5461, HR 5755, HR 5790, HR 5868, HR 6104, HR 7584

Executive session will be held: HR 4835, HR 4853, HR 4880, HR 4899, HR 4904, HR 4987, HR 5034, HR 5132, HR 5204, HR 5324, HR 5422, HR 5461, HR 5755, HR 5790, HR 5868, HR 6104, HR 7584

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 973

Executive session will be held: SB 973

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

CANCELLED

FISCAL REVIEW

Monday, May 7, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Friday, May 4, 2018, 9:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Oversight Division.

The meeting will be closed pursuant to Section 610.021(3).

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 7, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session will be held: HB 2670, SB 582, HCS SCS SB 672, HCS SS SB 704, SB 706, SB 891, SCS SRBs 975 & 1024, HCS SS#2 SCS SB 1050

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Friday, May 4, 2018, 9:15 AM, House Hearing Room 5.

Executive session will be held: SJR 27, HCS HJR 100, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 918, HCS SS SCS SB 966, SB 981

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - LEGISLATIVE OVERSIGHT

Monday, May 7, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: HR 5612, HCS HCR 86, HCS HJR 100, SJR 27, HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 966, HCS SB 575

Executive session may be held on any matter referred to the committee.
Adding HCS SB 575.
AMENDED

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
Testimony from Missouri Department of Corrections Director Anne Precythe.

HOUSE CALENDAR

SIXTY-SEVENTH DAY, FRIDAY, MAY 4, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent

HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory

HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann
HB 2644, E.C. - Rowland (29)

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898 - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis

HCS SB 687 - Rowland (155)
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769, (Fiscal Review 5/3/18) - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577, (Fiscal Review 5/3/18) - Lichtenegger
HCS SS SCS SB 918 - Houghton
SCS SBs 999 & 1000 - Justus
HCS SB 800 - Corlew
SS SCS SB 568 - Fraker
HCS SS SB 597, (Fiscal Review 5/3/18) - Wiemann
SS SB 882, (Fiscal Review 5/3/18) - Bernskoetter
HCS SCS SB 598 - Korman
HCS SB 793, (Fiscal Review 5/3/18) - Schroer
SCS SB 787 - Morris (140)
SS SB 666, (Fiscal Review 5/3/18) - Schroer
SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871, (Fiscal Review 5/3/18) - Trent
SS SCS SB 652 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SCS SB 718, as amended (Fiscal Review 5/3/18) - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended (Fiscal Review 5/3/18) - Fitzwater
SS HB 1953, (Fiscal Review 5/3/18) - Neely

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
CCR SS HB 1858, (Fiscal Review 5/3/18) - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross
SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
HCS SS SCS SB 707, as amended - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-SEVENTH DAY, FRIDAY, MAY 4, 2018

The House met pursuant to adjournment.

Representative Walker (3) in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

COMMITTEE REPORT

Special Committee on Urban Issues, Chairman Curtis reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 2464**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (3): Curtis, Ellington and Smith (85)

Noes (1): Stacy

Absent (4): Helms, Plocher, Rhoads and Roeber

*An ex-officio member was present to establish a quorum.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 707, as amended**.

Senators: Schatz, Libla, Munzlinger, Hummel, Curls

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SS SCS SB 775, as amended**.

Senators: Brown, Schaaf, Sater, Curls, Walsh

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS SS SCS SB 782, as amended**, and has taken up and passed **HCS SS SCS SB 782**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 2** to **SB 840** and has taken up and passed **SB 840, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SS SCS SBs 894 & 921, as amended**, and has taken up and passed **HCS SS SCS SBs 894 & 921**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** to **SCS SB 990** and has taken up and passed **SCS SB 990, as amended**.

The following members' presence was noted: Adams, Andrews, Bahr, Bangert, Barnes (28), Basye, Beck, Berry, Black, Bondon, Brown (27), Chipman, Christofanelli, Conway (104), Conway (10), Cookson, Curtis, DeGroot, Dogan, Dohrman, Eggleston, Ellington, Evans, Fitzwater, Francis, Gannon, Gray, Green, Grier, Haahr, Haefner, Harris, Higdon, Hill, Hurst, Kelley (127), Kendrick, Kidd, Lauer, Lichtenegger, Love, Matthiesen, McGaugh, Merideth (80), Morse (151), Mosley, Muntzel, Pfautsch, Phillips, Pike, Rehder, Reiboldt, Reisch, Revis, Rhoads, Ross, Rowland (155), Ruth, Shull (16), Sommer, Spencer, Stacy, Tate, Trent, Unsicker, Vescovo, Walker (74), Walker (3), Washington, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Walker (3), the House adjourned until 4:00 p.m., Monday, May 7, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, May 8, 2018, 5:00 PM or upon afternoon recess (whichever is later),
House Hearing Room 7.

Executive session will be held: SS SB 982

Executive session may be held on any matter referred to the committee.

CONFERENCE COMMITTEE ON BUDGET

Monday, May 7, 2018, 2:00 PM, Senate Lounge.

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003,
SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007,
as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010,
SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONFERENCE COMMITTEE ON BUDGET

Tuesday, May 8, 2018, 8:30 AM, Senate Lounge.

Executive session may be held on any matter referred to the committee.

Conference Committee on Budget for SCS HCS HB 2002, SCS HCS HB 2003,
SCS HCS HB 2004, SCS HCS HB 2005, SCS HCS HB 2006, as amended, SCS HCS HB 2007,

as amended, SCS HCS HB 2008, SCS HCS HB 2009, SS SCS HCS HB 2010,
SCS HCS HB 2011, SCS HCS HB 2012, SCS HCS HB 2013

CONSENT AND HOUSE PROCEDURE

Wednesday, May 9, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584

Executive session will be held: HR 4835, HR 4899, HR 5034, HR 5461, HR 5755, HR 7584

Executive session may be held on any matter referred to the committee.

Removing HR 4853, HR 4880, HR 4904, HR 4987, HR 5132, HR 5204, HR 5324, HR 5422,
HR 5868, HR 6104 because date requested for chamber use has passed.

AMENDED

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 5.

Public hearing will be held: SB 973

Executive session will be held: SB 973

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, May 7, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 8, 2018, 9:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 9, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 11, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH

Monday, May 7, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Oversight Division.

The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, May 7, 2018, 12:15 PM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel Meeting.

The meeting will be closed pursuant to Section 610.021(3).

RULES - ADMINISTRATIVE OVERSIGHT

Monday, May 7, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session will be held: HB 2670, SB 582, HCS SCS SB 672, HCS SS SB 704, SB 706,
SB 891, SCS SRBs 975 & 1024, HCS SS#2 SCS SB 1050, HCS HB 2673, SCR 40

Executive session may be held on any matter referred to the committee.

Adding HCS HB 2673 and SCR 40.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Monday, May 7, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: HR 5612, HCS HCR 86, HCS HJR 100, SJR 27,
HCS SCS SB 574, HCS SB 693, HCS SB 780, SS#2 SCS SB 802, HCS SS SCS SB 966,
HCS SB 575

Executive session may be held on any matter referred to the committee.

Adding HCS SB 575.

AMENDED

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, May 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 2745

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT

Thursday, May 10, 2018, 9:00 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from Missouri Department of Corrections Director Anne Precythe.

HOUSE CALENDAR

SIXTY-EIGHTH DAY, MONDAY, MAY 7, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye
HCR 87 - Black
HCS HCR 77 - Matthiesen
HCS HCR 105 - Fitzwater
HCR 60 - Morris (140)

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2019 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR THIRD READING

HC B 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS#2 HB 1802 - Miller
HCS HB 1577, (Fiscal Review 5/3/18) - Wiemann
HB 2644, E.C. - Rowland (29)

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 603, 576 & 898 - Bahr
HCS SB 695 - Swan
HCS SS SCS SB 843, E.C. - Ross
SB 819 - Neely
HCS SS SB 881 - Davis
HCS SB 687 - Rowland (155)
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SCS SB 769, (Fiscal Review 5/3/18) - Fraker
SS#2 SCS SB 590, E.C. - Rehder
HCS SCS SBs 807 & 577, (Fiscal Review 5/3/18) - Lichtenegger
HCS SS SCS SB 918 - Houghton
SCS SBs 999 & 1000 - Justus
HCS SB 800 - Corlew
SS SCS SB 568 - Fraker
HCS SS SB 597, (Fiscal Review 5/3/18) - Wiemann
SS SB 882, (Fiscal Review 5/3/18) - Bernskoetter
HCS SCS SB 598 - Korman
HCS SB 793, (Fiscal Review 5/3/18) - Schroer
SCS SB 787 - Morris (140)
SS SB 666, (Fiscal Review 5/3/18) - Schroer

SB 919 - Reiboldt
SS SCS SB 752 - Ross
HCS SB 871, (Fiscal Review 5/3/18) - Trent
SS SCS SB 652 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

HCS SCS SB 718, as amended (Fiscal Review 5/3/18) - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SB 757, as amended, with HA 2, pending - Tate
SCS SB 629 - Miller
HCS SB 727, with HA 1, pending - Bondon
HCS SB 681 - Ruth
SB 649 - Engler
SS SCS SB 549 - Rehder
SS#5 SB 564, E.C. - Berry

SENATE CONCURRENT RESOLUTIONS FOR THIRD READING

SCR 43 - Black

HOUSE BILLS WITH SENATE AMENDMENTS

SCS HB 1797, as amended (Fiscal Review 5/3/18) - Fitzwater
SS HB 1953, (Fiscal Review 5/3/18) - Neely

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick
SCS HCS HB 2006, as amended - Fitzpatrick
SCS HCS HB 2007, as amended - Fitzpatrick
SCS HCS HB 2008 - Fitzpatrick
SCS HCS HB 2009 - Fitzpatrick
SS SCS HCS HB 2010 - Fitzpatrick
SCS HCS HB 2011 - Fitzpatrick
SCS HCS HB 2012 - Fitzpatrick
SCS HCS HB 2013 - Fitzpatrick
CCR SS HB 1858, (Fiscal Review 5/3/18) - Christofanelli
HCS SS SB 608 - Rhoads
HCS SS SCS SB 826, as amended, E.C. - Ross

SS SCS HCS HB 1879, as amended - Fraker
HCS SS SB 870, as amended - Alferman
HCS SS SCS SB 707, as amended - Engler
HCS SS SCS SB 775, as amended - Fitzpatrick
SCS SB 892, with HA 1, HA 2, HA 3, HA 4 & HA 5 - Walker (3)

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-NINTH DAY, MONDAY, APRIL 23, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Steven Lynch.

*Our Father which art in heaven, Hallowed be thy name.
Thy kingdom come, Thy will be done in earth, as it is in heaven.
Give us this day our daily bread.
And forgive us our debts, as we forgive our debtors.
And lead us not into temptation, but deliver us from evil: For thine is the kingdom, and the power, and the glory,
forever.*

(Matthew 6:9-13)

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-eighth day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder

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Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Bondon	Brattin	Carpenter	Curtis
Curtman	Ellebracht	Green	Gregory	Marshall
McCann Beatty	Peters	Pietzman	Plocher	Reisch
Roeber	Smith 85	Spencer	Swan	Walker 74

VACANCIES: 002

SECOND READING OF SENATE BILLS

The following Senate Bill was read the second time:

SB 655, relating to statutes of limitation for certain offenses against a child, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels and Wood

Noes (0)

Absent (6): Alferman, Fraker, Haefner, Swan, Unsicker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels and Wood

Noes (0)

Absent (6): Alferman, Fraker, Haefner, Swan, Unsicker and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SB 806**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Morgan, Morris (140), Rowland (29), Smith (163), Wessels and Wood

Noes (0)

Absent (6): Alferman, Fraker, Haefner, Swan, Unsicker and Wiemann

PERFECTION OF HOUSE BILLS

HCS HB 2407, HB 2438, HB 2460, HB 1590, HB 2381, HB 2352, HB 1728, HB 1378, HCS HB 1424, HB 1569, HCS HB 1549, HB 1626, HCS HB 1363, HB 1290, HCS HB 1248, HCS HB 2364, HCS HB 2356, HB 1906, HCS HB 2038, HCS HB 1273, HCS HB 1577, HCS HB 1870, HB 1901, HB 1972, HB 1431, and HB 1454 were placed on the Informal Calendar.

HCS HB 1554, relating to the use of investigational drugs, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS HB 1554** was agreed to.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1554, Page 10, Section 261.265, Line 70, by inserting at the end of said line the following:

"The department shall prioritize consideration of license applications from entities whose security specifications are verified or endorsed by any law enforcement agency in the jurisdiction of the entity's proposed cultivation and production facility premises."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

Representative Hill offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1554, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

""The department may consider license applications from entities whose security"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Dogan offered **House Amendment No. 2 to House Amendment No. 1.**

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1554, Page 1, Line 1, by inserting after the number "1554" the following:

"Page 3, Section 192.945, Line 1, by inserting after all of said line the following:

"(1) "Debilitating medical condition", one or more of the following:

(a) Cancer, glaucoma, positive status for human immunodeficiency virus (HIV), acquired immune deficiency syndrome, amyotrophic lateral sclerosis (ALS), Crohn's disease, Parkinson's disease and the symptoms thereof, ulcerative colitis, agitation of Alzheimer's disease, epilepsy, multiple sclerosis, or the treatment of such conditions;

(b) Any other debilitating medical condition or its treatment that is added by the department of health and senior services by rule under section 195.981 provided that the department receives a petition signed by no less than ten physicians, having a valid and active license to practice medicine in this state, asking for such addition;"; and

Further amend said bill and section, Page 4, Line 23, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 45, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 5, Lines 72-76, by deleting all of said lines; and

Further amend said bill and section, by renumbering all subsequent subsections accordingly; and

Further amend said bill, Page 7, Section 195.207, Line 14, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 33, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, Page 8, Section 261.265, Line 17, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 10, Line 72, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

House Amendment No. 2 to House Amendment No. 1 was withdrawn.

Representative McDaniel moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Morris (140) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1554, Page 7, Section 195.207, Line 23, by inserting immediately after the word "cannabidiol" the words "**and all other cannabinoid compounds, terpenes, and solvents**"; and

Further amend said bill, Page 11, Section 261.265, Line 114, by inserting after the word "pesticides." the following:

"The department shall only designate testing facilities that maintain internal standard operating procedures, maintain quality control and quality assurance programs, and are certified by the International Organization for Standardization and agree to have the inspections and reports of the International Organization for Standardization made available to the department. The department or an independent third party authorized by the department may conduct an inspection of the practices, procedures, and programs adopted, followed, and maintained pursuant to this subdivision and inspect all records of the independent testing facility that are related to the inspection."; and

Further amend said bill, page, and section, Lines 117 and 118, by deleting said lines and inserting in lieu thereof the following:

"the department for destruction; [~~and~~]

(6) Requirements that each independent testing facility shall:

(a) Follow the most recent version of the Cannabis Inflorescence: Standards of Identity, Analysis, and Quality Control monograph published by the American Herbal Pharmacopoeia; or

(b) Notify the department of the alternative testing methodology that the facility is following for each quality assurance test it conducts. The department may require the independent testing facility to have the testing methodology followed under this paragraph validated by an independent third party to ensure that the methodology followed by the facility produces scientifically accurate results before the facility may use the methodology when conducting testing services;

(7) Rules for an independent testing facility to have its basic proficiency to execute correctly the analytical testing methodologies used by the facility validated and monitored on an ongoing basis by an independent third party; and

[~~(6)~~] (8) Rules regarding the manufacture, storage, and transportation of hemp, [~~and~~] hemp"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) offered **House Amendment No. 1 to House Amendment No. 2**.

*House Amendment No. 1
to
House Amendment No. 2*

AMEND House Amendment No. 2 to House Committee Substitute for House Bill No. 1554, Page 1, Line 1, by deleting the words "Page 7," and inserting in lieu the following:

"Page 4, Section 192.945, Line 16, by deleting all of said line and inserting in lieu thereof the following:

"(10) "Serious or life-threatening condition":

(a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis;

(b) A terminal illness, as defined in 191.480; or

(c) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms."; and

Further amend said bill, page, and section, Line 23, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill, page, and section, Line 45, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill and section, Page 5, Lines 72-76, by deleting all of said lines; and

Further amend said bill and section by renumbering all subsequent subsections; and

Further amend said bill, Page 7, Section 192.207, Line 14, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill and page, "; and

Further amend said amendment and page, Line 3, by inserting after all of said line the following:

"Further amend said bill, page, and section, Lines 32-33, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and

Further amend said bill, Page 8, Section 261.265, Line 17, by deleting "**terminal illnesses**" and inserting in lieu thereof "**serious or life-threatening conditions**"; and

Further amend said bill and section, Page 10, Line 72, by deleting "**terminal illness**" and inserting in lieu thereof "**serious or life-threatening condition**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson

Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McGaugh	Messenger
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pogue	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Bernskoetter	Cookson	Cross	Ellebracht
Franklin	Higdon	Korman	Marshall	McCann Beatty
McDaniel	Miller	Peters	Phillips	Pierson Jr
Smith 85	Mr. Speaker			

VACANCIES: 002

Representative Merideth (80) moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Merideth (80):

AYES: 059

Adams	Alferman	Anders	Arthur	Bangert
Baringer	Barnes 28	Basye	Beck	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Curtman	Dogan	Ellington
Evans	Fitzwater	Franks Jr	Gray	Green
Harris	Helms	Kendrick	Lavender	Matthiesen
May	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Reisch
Revis	Roberts	Roden	Rowland 29	Runions
Schroer	Smith 163	Sommer	Stephens 128	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

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NOES: 089

Anderson	Andrews	Austin	Bahr	Beard
Berry	Black	Bondon	Brattin	Chipman
Conway 104	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Engler
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Knight	Kolkmeyer	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 001

Kidd

ABSENT WITH LEAVE: 012

Barnes 60	Bernskoetter	Cookson	Curtis	Ellebracht
Higdon	Korman	Marshall	McCann Beatty	Peters
Phillips	Smith 85			

VACANCIES: 002

On motion of Representative Morris (140), **House Amendment No. 2** was adopted.

Representative Evans offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1554, Page 6, Section 192.947, Lines 13-16, by deleting said lines and inserting in lieu thereof the following:

"3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~
Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Substitute Amendment No. 1 for House Amendment No. 3.**

*House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Committee Substitute for House Bill No. 1554, Page 3, Section 192.945, Line 1, by inserting after all of said line the following:

"(1) "Debilitating medical condition", one or more of the following:

(a) Cancer, glaucoma, positive status for human immunodeficiency virus (HIV), acquired immune deficiency syndrome, amyotrophic lateral sclerosis (ALS), Crohn's disease, Parkinson's disease and the symptoms thereof, ulcerative colitis, agitation of Alzheimer's disease, epilepsy, multiple sclerosis, or the treatment of such conditions;

(b) Any other debilitating medical condition or its treatment that is added by the department of health and senior services by rule under section 195.981 provided that the department receives a petition signed by no less than ten physicians, having a valid and active license to practice medicine in this state, asking for such addition;"; and

Further amend said bill and section, Page 4, Line 23, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 45, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 5, Lines 72-76, by deleting all of said lines; and

Further amend said bill and section, by renumbering all subsequent subsections accordingly; and

Further amend said bill, Page 7, Section 195.207, Line 14, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, page, and section, Line 33, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill, Page 8, Section 261.265, Line 17, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill and section, Page 10, Line 72, by inserting after the word "**illness**" the words "**or debilitating medical condition**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtman offered **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3.**

*House Amendment No. 1
to
House Substitute Amendment No. 1
for
House Amendment No. 3*

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AMEND House Substitute Amendment No. 1 for House Amendment No. 3 to House Committee Substitute for House Bill No. 1554, Page 1, Line 8, by inserting after the word "**sclerosis**," the words "**post-traumatic stress disorder**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Burns	Carpenter
Conway 10	Curtis	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	May
McCreery	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pogue	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Barnes 28	Bernskoetter	Butler	Cookson
Cornejo	DeGroot	Ellebracht	Fraker	Korman
Marshall	McCann Beatty	McGee	Peters	Phillips
Pierson Jr	Rowland 155	Schroer	Smith 85	Mr. Speaker

VACANCIES: 002

On motion of Representative Curtman, **House Amendment No. 1 to House Substitute Amendment No. 1 for House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Curtman:

AYES: 127

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beck	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Corlew	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	Wessels	White
Wiemann	Wilson			

NOES: 020

Andrews	Bahr	Beard	Berry	Black
Conway 104	Cross	Dohrman	Eggleston	Franklin
Hurst	Mathews	Pogue	Rhoads	Roeber
Shumake	Swan	Taylor	Walsh	Wood

PRESENT: 000

ABSENT WITH LEAVE: 014

Bernskoetter	Cookson	Cornejo	Ellebracht	Haefner
Korman	McCann Beatty	Muntzel	Peters	Phillips
Pierson Jr	Schroer	Smith 85	Mr. Speaker	

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

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AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Remole	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Pogue	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 013

Bernskoetter	Cookson	Ellebracht	Fitzpatrick	Haefner
Korman	McCann Beatty	Peters	Phillips	Reisch
Smith 85	Spencer	Mr. Speaker		

VACANCIES: 002

On motion of Representative Dogan, **House Substitute Amendment No. 1 for House Amendment No. 3, as amended**, was adopted.

Representative May offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 1554, Page 3, Section 191.480, Line 73, by inserting after all of said section and line the following:

"191.1160. 1. For the purposes of sections 191.1160 to 191.1168, the following terms shall mean:

- (1) "Community-based organization", a public or private organization that:
 - (a) Is representative of a community or significant segments of a community; and
 - (b) Provides educational, health, or social services to individuals in the community;
- (2) "Department", the department of health and senior services;
- (3) "Program", a safe consumption facility program.

2. A local health department may establish a safe consumption facility program in one or more jurisdictions.

3. (1) A community-based organization may establish a safe consumption facility program in one or more jurisdictions with the approval of the department.

(2) A community-based organization may apply to the department for approval of a program at any time, regardless of previous applications.

(3) The department shall make its determination of whether to approve an application submitted under this subsection based on the ability of the community-based organization to satisfy the requirements of sections 191.1160 to 191.1168.

(4) The department shall:

(a) Approve or deny the application of a community-based organization within forty-five days after the date of receipt of the application; and

(b) Provide a written explanation of the department's determination to the community-based organization.

191.1162. 1. A program shall:

(1) Provide a location supervised by health care professionals or other trained staff where drug users can self-administer preobtained drugs;

(2) Provide sterile injection supplies, collect used hypodermic needles and syringes, and provide secure hypodermic needle and syringe disposal services;

(3) Answer questions about safe injection practices;

(4) Administer first aid, if needed; monitor participants for potential overdose; and administer rescue medications, including naloxone;

(5) Provide referrals to services, including:

(a) Substance use disorder counseling and treatment services;

(b) Testing for human immunodeficiency virus (HIV), viral hepatitis, and sexually transmitted diseases;

(c) Reproductive health education and services; and

(d) Wound care;

(6) Educate participants on the risks of contracting HIV and viral hepatitis;

(7) Provide overdose prevention education and access to or referrals to obtain naloxone;

(8) Educate participants regarding proper disposal of hypodermic needles and syringes;

(9) Provide reasonable and adequate security of the program site and equipment;

(10) Establish a method of identifying program staff members and volunteers who are authorized to access hypodermic needles and syringes and program records; and

(11) Train staff members to deliver services offered by the program.

2. A program may offer additional services, including:

(1) Substance use disorder counseling and treatment services;

(2) Testing for HIV, viral hepatitis, and sexually transmitted diseases;

(3) Reproductive health education and services; and

(4) Wound care.

3. A program may:

(1) With the consent of the individual, bill the insurance carrier of an individual who uses the services of the program for the cost of covered services;

(2) Accept donations, grants, or other financial assistance; and

(3) Apply for grants from the department or any nonprofit or private organization.

191.1164. 1. A program established under sections 191.1160 to 191.1168 shall collect the following data:

(1) The number of individuals served by the program;

- (2) The number of times an individual uses the program's services;
 - (3) Demographic profiles of individuals served by the program that include:
 - (a) Age;
 - (b) Gender;
 - (c) Race;
 - (d) Zip code of residence; and
 - (e) Types of drugs used and methods of administration;
 - (4) The number of individuals entering drug counseling and treatment;
 - (5) The number of hypodermic needles and syringes distributed;
 - (6) The number of individuals who use the services of the program who have been arrested for drug-related crimes;
 - (7) The program's impact on the crime rate in the neighborhood in which the program is located;
 - (8) The number of individuals who use the services of the program who adopt safer injection practices; and
 - (9) The number of individuals rescued and the number of rescue drugs used.
2. A program may contract with an independent entity to analyze the data collected under subsection 1 of this section.
3. On or before December first each year, a program shall submit to the department and the general assembly a report that includes the data collected under subsection 1 of this section.
- 191.1166. 1. The administrator of a program shall develop and implement a plan for evaluation of the program as appropriate based on the prevailing knowledge at the time.
2. (1) The evaluation may include:
- (a) Reported changes in the level of drug use among individuals using the services of the program; and
 - (b) Reported changes in drug use among individuals using the services of the program.
- (2) The evaluation shall include an analysis of the advisability of continuing the program.
- 191.1168. 1. Any of the following persons acting in accordance with the provisions of sections 191.1160 to 191.1168 shall not be subject to arrest, prosecution, or any civil or administrative penalty, including a civil penalty or disciplinary action by a professional licensing board, or be denied any right or privilege for involvement in the operation or use of services of the program:
- (1) An individual who uses services of a program;
 - (2) A staff member of a program, including a health care professional, manager, employee, or volunteer; or
 - (3) A property owner who owns the facility at which a program is located and operates.
2. Any property owner, manager, employee, volunteer, or individual using the services of a program and acting in accordance with the provisions of sections 191.1160 to 191.1168 shall not be subject to the seizure or forfeiture of any real or personal property used in connection with a program under state or local law.
3. Notwithstanding the provisions of subsections 1 and 2 of this section, a property owner, manager, employee, volunteer, or individual using the services of a program is not immune from criminal prosecution for any activities not authorized or approved by the program.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	McGaugh	Messenger	Miller	Moon
Morse 151	Muntzel	Neely	Pfausch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Beard	Bernskoetter	Cookson	DeGroot
Ellebracht	Fitzpatrick	Gregory	Higdon	Korman
Matthiesen	McCann Beatty	McDaniel	Morris 140	Peters
Phillips	Smith 85	Mr. Speaker		

VACANCIES: 002

On motion of Representative Neely, **HCS HB 1554, as amended**, was adopted.

On motion of Representative Neely, **HCS HB 1554, as amended**, was ordered perfected and printed.

HCS HB 1457, HB 1715, HB 1470, HCS HB 1491, HB 1767, HB 1966, HB 2139, HB 1846, and HB 1485 were placed back on the House Bills for Perfection Calendar.

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SBs 894 & 921 - Fiscal Review

COMMITTEE REPORTS

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **SB 819**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Bangert, Corlew, Dinkins, Kelly (141), Lant, Meredith (71), Neely, Pike, Stevens (46), Toalson Reisch and Walsh

Noes (0)

Absent (6): Beard, Carpenter, Kelley (127), Phillips, Remole and Washington

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HR 4839**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Burns, Cornejo, Korman, Reiboldt, Ruth and Tate

Noes (3): Corlew, Hurst and Runions

Absent (2): Kolkmeier and May

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SB 881**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Cornejo, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (2): Kolkmeier and May

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SRBs 975 & 1024** entitled:

An act to repeal sections 8.800, 8.805, 8.830, 8.843, 33.295, 33.700, 33.710, 33.720, 33.730, 42.300, 44.105, 51.165, 61.081, 67.5016, 71.005, 100.710, 104.342, 104.620, 104.1024, 104.1042, 104.1054, 105.300, 105.310, 105.330, 105.340, 105.350, 105.353, 105.370, 105.375, 105.380, 105.385, 105.390, 105.400, 105.420, 105.430, 105.440, 105.445, 105.463, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.023, 115.049, 115.155, 115.177, 115.227, 115.243, 115.247, 115.287, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.641, 135.210, 135.311, 135.575, 135.900, 135.903, 135.906, 135.909, 135.950, 137.106, 141.540, 143.105, 143.106, 143.107, 143.811, 143.1007, 144.030, 144.810, 147.020, 147.050, 160.459, 161.215, 165.011, 167.194, 168.700, 168.702, 170.051, 170.055, 170.061, 170.071, 170.081, 170.091, 170.101, 170.111, 170.131, 170.141, 170.151, 170.161, 173.197, 178.930, 181.100, 181.110, 181.130, 196.973, 205.580, 205.590, 205.600, 205.610, 205.620, 205.630, 205.640, 205.650, 205.660, 205.670, 205.680, 205.690, 205.700, 205.710, 205.720, 205.730, 205.740, 205.750, 205.760, 208.156, 208.178, 208.630, 208.975, 208.993, 209.015, 210.027, 210.105, 210.114, 211.447, 226.805, 261.295, 288.121, 288.128, 288.131, 301.562, 302.700, 324.028, 324.159, 324.406, 327.451, 329.025, 330.190, 332.041, 334.100, 334.570, 334.610, 334.613, 334.618, 334.686, 335.036, 336.160, 337.030, 337.347, 337.507, 337.612, 337.662, 337.712, 338.130, 339.120, 345.035, 376.1192, 382.277, 386.145, 386.890, 393.1025, 393.1030, 407.485, 414.350, 414.353, 414.356, 414.359, 414.400, 414.406, 414.412, 414.417, 414.510, 442.018, 620.050, 620.511, 620.512, 620.513, 640.150, 640.153, 640.155, 640.157, 640.160, 640.219, 640.651, 640.653, 660.135, 701.500, and 701.509, RSMo, and sections 105.456, 105.473, 105.485, 105.957, 105.959, 105.961, 105.963, and 105.966 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and sections 130.011, 130.021, 130.026, 130.041, 130.044, 130.046, 130.057, and 130.071 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof one hundred twenty new sections for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to concur in **HCS SB 569, as amended**, and requests the House to recede from its position and failing to do so grant the Senate a conference thereon.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, as amended, and House Amendment No. 6** to **SB 573** and has taken up and passed **SB 573, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **House Amendment No. 1** and **House Amendment No. 3** to **SS SCS SB 592** and has taken up and passed **SS SCS SB 592, as amended**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCS** for **SCS SB 623** and has taken up and passed **HCS SCS SB 623**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 824** entitled:

An act to repeal sections 335.036, 335.066, and 335.067, RSMo, and to enact in lieu thereof three new sections relating to nurses.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 973** entitled:

An act to repeal section 84.510, RSMo, and to enact in lieu thereof one new section relating to the base annual compensation of certain police officers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 982** entitled:

An act to repeal sections 376.427, 376.1350, and 376.1367, RSMo, and to enact in lieu thereof five new sections relating to payments for health care services.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

April 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss,

I hereby remove Representative Bob Burns from the House Committee on Insurance Policy and appoint Representative Cora Faith Walker to the House Committee on Insurance Policy.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

April 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss,

I hereby remove Representative Bob Burns from the House Committee on Transportation, and appoint Representative Greg Razer to the House Committee on Transportation. I also appoint Representative Joe Runions as the Minority Caucus Ranking Member of the House Committee on Transportation.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

April 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss,

Pursuant to RSMo 21.795, I respectfully withdraw Representative Bob Burns from the Joint Committee on Transportation Oversight and appoint Representative Greg Razer to serve on the Joint Committee on Transportation Oversight.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, April 24, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2573

Executive session will be held: SS SCS SB 918, HCS HB 1907

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, April 24, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HB 2015

Executive session will be held: HB 2015, HB 1804

Executive session may be held on any matter referred to the committee.

Public testimony on recent proposed changes by the Budget Committee to the Legal Expense Fund.

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: SB 706

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCR 102

Executive session will be held: HCB 18, HCR 102

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2657, SCS SB 769

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, April 24, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1938

Executive session will be held: SCS SB 574, SS SCS SB 600, SB 773, SB 871, SB 884

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Executive session will be held: SS SB 597

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, April 26, 2018, 8:15 AM, Harry S Truman Building, Room 510.

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Second quarter meeting.

JUDICIARY

Tuesday, April 24, 2018, 5:00 PM or upon afternoon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: SS SCS SB 1023, SS SCS SB 966, HCR 86, HB 1720, HB 1848,
HB 1970

Executive session will be held: SS SCS SB 966, SB 780

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

AMENDED

LOCAL GOVERNMENT

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is
later), House Hearing Room 1.

Public hearing will be held: SS SB 704

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: SS SCS SB 843

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing
Room 6.

Public hearing will be held: SB 891

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 24, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri
Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 25, 2018, 8:00 AM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri
Constitution.

TRANSPORTATION

Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SS#2 SCS SB 1050

Executive session will be held: SS#2 SCS SB 1050, SB 919

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2449

Executive session will be held: SCS SB 598, HB 2289

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTIETH DAY, TUESDAY, APRIL 24, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Neely

HCB 16 - Houghton

HCB 14 - Reiboldt

HCB 15 - Frederick

HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter

HCS HB 2157 - Bahr

HB 2632 - Dinkins

HB 2607 - Knight

HCS HB 2259 - Lichtenegger

HB 2644 - Rowland (29)

HB 2538 - Pietzman

HB 2499 - Hansen

HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston

HCS HB 1722 - Moon

HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2247 - Roeber
HB 2179 - Haahr
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)

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HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2017 - Fitzpatrick
HCS HB 2018 - Fitzpatrick

HOUSE BILLS FOR THIRD READING

HCS HB 1999 - Bondon

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1289 - Engler
HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR SECOND READING

SCS SB 824
SB 973
SS SB 982

SENATE BILLS FOR SECOND READING - REVISION

SCS SRBs 975 & 1024

SENATE BILLS FOR THIRD READING

HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775 - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Houghton
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Swan
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry
HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler

BILLS CARRYING REQUEST MESSAGES

HCS SB 569, as amended (request House recede/grant conference) - Fraker

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, (Fiscal Review 4/18/18) - Henderson

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)

HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTIETH DAY, TUESDAY, APRIL 24, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

My flesh and my heart faileth: but God is the strength of my heart and my portion forever. (Psalm 73:26)

O Just God, who has created us with minds to think, hearts to love, and hands to work, help us to use our minds to think Your thoughts, our hearts to love in Your spirit, and our hands to do Your work according to Your divine will. Make us so conscious of Your presence that amid current and serious trials and troubles now we may put first things first, grow in outreach in our concern for others, and become stronger within ourselves.

Bless the leaders of this House of Representatives who give goodness to life and purpose to human destiny, who seek faithfully to protect our state from injustice, who make no peace with oppression but are always seeking the way to justice and peace among all people. Guide us and sustain us in all our ways this day and every day.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Robert Alan Butner and Lily Johnson.

The Journal of the fifty-ninth day was approved as printed by the following vote:

AYES: 140

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 104
Cookson	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews

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Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Adams	Anders	Barnes 60	Carpenter	Conway 10
Corlew	Cornejo	Curtis	Ellington	Gannon
Green	Gregory	McCann Beatty	Mitten	Peters
Pietzman	Roden	Roeber	Shumake	Smith 85
Trent				

VACANCIES: 002

SECOND READING OF SENATE BILLS - REVISION

The following Senate Revision Bill was read the second time:

SCS SRBs 975 & 1024, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, with existing penalty provisions.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 824, relating to nurses.

SB 973, relating to the base annual compensation of certain police officers.

SS SB 982, relating to payments for health care services.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2017, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2017** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Muntzel
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Beck	Butler	Hurst	Marshall	Mosley
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 27	Curtis	Ellington	Green
Gregory	Higdon	Mathews	McCann Beatty	McDaniel
Neely	Nichols	Peters	Roeber	Smith 85
Stephens 128	Trent			

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2018, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility

components, equipment or systems; for refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2018** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franks Jr	Frederick	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Beck	Hurst	Marshall	Moon	Mosley
Pogue	Rowland 29	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 27	Curtis	Ellington	Franklin
Gannon	Green	McCann Beatty	McDaniel	Meredith 71
Nichols	Peters	Smith 85	Stephens 128	

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 1999, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, **HCS HB 1999** was read the third time and passed by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Arthur	Bangert	Barnes 28	Brown 27	Burnett
Butler	Carpenter	DeGroot	Ellebracht	Gray
Harris	Hurst	Kendrick	Lavender	Marshall
May	McCreery	McGee	Meredith 71	Moon
Morgan	Newman	Pogue	Quade	Razer
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 010

Barnes 60	Cookson	Curtis	Ellington	McCann Beatty
McDaniel	Nichols	Peters	Smith 85	Stephens 128

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1289, relating to ballot initiatives and referendums, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1289** was read the third time and passed by the following vote:

AYES: 122

Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Burnett	Burns
Carpenter	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Morgan	Morris 140
Morse 151	Muntzel	Neely	Newman	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 026

Adams	Arthur	Beck	Brattin	Brown 27
Butler	Ellington	Frederick	Gray	Green
Harris	Hurst	Kendrick	Marshall	May
Mitten	Moon	Mosley	Pogue	Razer
Revis	Rowland 29	Stacy	Stevens 46	Washington
Wessels				

PRESENT: 002

Barnes 60	Barnes 28
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ABSENT WITH LEAVE: 011

Alferman	Brown 57	Chipman	Curtis	Fraker
McCann Beatty	McDaniel	Miller	Nichols	Peters
Smith 85				

VACANCIES: 002

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 11, relating to persons under protective custody, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCB 11** was agreed to.

Representative Franklin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 11, Page 10, Section 210.112, Line 107, by deleting the words "The division" and inserting in lieu thereof the words "**By December 1, 2018**, the division"; and

Further amend said bill, page and section, Lines 113 and 114, by deleting said lines and inserting in lieu thereof the following:

"The task force shall develop a report of its findings with recommendations by December 1, ~~[2014]~~ **2019**, and provide copies of the report to the general assembly, **to the joint committee on child abuse and neglect under section 21.771**, and to the governor."; and

Further amend said bill, Page 21, Section 210.1030, Line 41, by inserting after the words "**general assembly**" the words "**and to the joint committee on child abuse and neglect under section 21.771**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franklin, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

Representative Dinkins offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 11, Page 12, Section 210.145, Lines 34 to 39, by deleting said lines and inserting in lieu thereof the following:

"5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 2** was adopted.

Representative Meredith (71) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 11, Page 4, Section 210.003, Line 63, by inserting immediately after said section and line the following:

~~"210.102. 1. [It shall be the duty of the Missouri children's services commission to:~~
~~—— (1) Make recommendations which will encourage greater interagency coordination, cooperation, more-~~
~~effective utilization of existing resources and less duplication of effort in activities of state agencies which affect the~~
~~legal rights and well-being of children in Missouri;~~
~~—— (2) Develop an integrated state plan for the care provided to children in this state through state programs;~~
~~—— (3) Develop a plan to improve the quality of children's programs statewide. Such plan shall include, but~~
~~not be limited to:~~
~~—— (a) Methods for promoting geographic availability and financial accessibility for all children and families~~
~~in need of such services;~~
~~—— (b) Program recommendations for children's services which include child development, education,~~
~~supervision, health and social services;~~
~~—— (4) Design and implement evaluation of the activities of the commission in fulfilling the duties as set out in~~
~~this section;~~
~~—— (5) Report annually to the governor with five copies each to the house of representatives and senate about~~
~~its activities including, but not limited to the following:~~
~~—— (a) A general description of the activities pertaining to children of each state agency having a member on~~
~~the commission;~~
~~—— (b) A general description of the plans and goals, as they affect children, of each state agency having a~~
~~member on the commission;~~
~~—— (c) Recommendations for statutory and appropriation initiatives to implement the integrated state plan;~~
~~—— (d) A report from the commission regarding the state of children in Missouri.~~
~~2.] There is hereby established within the [children's services commission] **department of social services**~~
~~the "Coordinating Board for Early Childhood", which shall constitute a body corporate and politic, and shall include~~
~~but not be limited to the following members:~~
~~(1) A representative from the governor's office;~~
~~(2) A representative from each of the following departments: health and senior services, mental health,~~
~~social services, and elementary and secondary education;~~
~~(3) A representative of the judiciary;~~
~~(4) A representative of the family and community trust board (FACT);~~
~~(5) A representative from the head start program;~~
~~(6) Nine members appointed by the governor with the advice and consent of the senate who are~~
~~representatives of the groups, such as business, philanthropy, civic groups, faith-based organizations, parent groups,~~
~~advocacy organizations, early childhood service providers, and other stakeholders.~~

The coordinating board may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers. The coordinating board shall elect from amongst its members a chairperson, vice chairperson, a secretary-reporter, and such other officers as it deems necessary. Members of the board shall serve without compensation but may be reimbursed for actual expenses necessary to the performance of their official duties for the board.

~~[3-] 2.~~ The coordinating board for early childhood shall have the power to:
 (1) Develop a comprehensive statewide long-range strategic plan for a cohesive early childhood system;
 (2) Confer with public and private entities for the purpose of promoting and improving the development of children from birth through age five of this state;
 (3) Identify legislative recommendations to improve services for children from birth through age five;
 (4) Promote coordination of existing services and programs across public and private entities;
 (5) Promote research-based approaches to services and ongoing program evaluation;
 (6) Identify service gaps and advise public and private entities on methods to close such gaps;
 (7) Apply for and accept gifts, grants, appropriations, loans, or contributions to the coordinating board for early childhood fund from any source, public or private, and enter into contracts or other transactions with any federal or state agency, any private organizations, or any other source in furtherance of the purpose of ~~[subsections 2-~~

~~and 3]~~ **subsection 1** of this section **and this subsection**, and take any and all actions necessary to avail itself of such aid and cooperation;

- (8) Direct disbursements from the coordinating board for early childhood fund as provided in this section;
- (9) Administer the coordinating board for early childhood fund and invest any portion of the moneys not required for immediate disbursement in obligations of the United States or any agency or instrumentality of the United States, in obligations of the state of Missouri and its political subdivisions, in certificates of deposit and time deposits, or other obligations of banks and savings and loan associations, or in such other obligations as may be prescribed by the board;
- (10) Purchase, receive, take by grant, gift, devise, bequest or otherwise, lease, or otherwise acquire, own, hold, improve, employ, use, and otherwise deal with real or personal property or any interests therein, wherever situated;
- (11) Sell, convey, lease, exchange, transfer or otherwise dispose of all or any of its property or any interest therein, wherever situated;
- (12) Employ and fix the compensation of an executive director and such other agents or employees as it considers necessary;
- (13) Adopt, alter, or repeal by its own bylaws, rules, and regulations governing the manner in which its business may be transacted;
- (14) Adopt and use an official seal;
- (15) Assess or charge fees as the board determines to be reasonable to carry out its purposes;
- (16) Make all expenditures which are incident and necessary to carry out its purposes;
- (17) Sue and be sued in its official name;
- (18) Take such action, enter into such agreements, and exercise all functions necessary or appropriate to carry out the duties and purposes set forth in this section.

~~[4-]~~ **3.** There is hereby created the "Coordinating Board for Early Childhood Fund" which shall consist of the following:

- (1) Any moneys appropriated by the general assembly for use by the board in carrying out the powers set out in subsections ~~[2 and 3]~~ **1 and 2** of this section;
- (2) Any moneys received from grants or which are given, donated, or contributed to the fund from any source;
- (3) Any moneys received as fees authorized under subsections ~~[2 and 3]~~ **1 and 2** of this section;
- (4) Any moneys received as interest on deposits or as income on approved investments of the fund;
- (5) Any moneys obtained from any other available source.

Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the coordinating board for early childhood fund at the end of the biennium shall not revert to the credit of the general revenue fund."; and

Further amend said bill, Page 30, Section 610.021, Line 116, by inserting immediately after said section and line the following:

~~"[210.101. 1. There is hereby established the "Missouri Children's Services Commission", which shall be composed of the following members:-~~

- ~~(1) The director or the director's designee of the following departments: corrections, elementary and secondary education, higher education, health and senior services, labor and industrial relations, mental health, public safety, and social services;-~~
- ~~(2) One judge of a family or juvenile court, who shall be appointed by the chief justice of the supreme court;-~~
- ~~(3) Two members, one from each political party, of the house of representatives, who shall be appointed by the speaker of the house of representatives;-~~
- ~~(4) Two members, one from each political party, of the senate, who shall be appointed by the president pro tempore of the senate;-~~

~~All members shall serve for as long as they hold the position which made them eligible for appointment to the Missouri children's services commission under this subsection. All members shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.—~~

~~2. All meetings of the Missouri children's services commission shall be open to the public and shall, for all purposes, be deemed open public meetings under the provisions of sections 610.010 to 610.030. The Missouri children's services commission shall meet no less than once every two months. Notice of all meetings of the commission shall be given to the general assembly in the same manner required for notifying the general public of meetings of the general assembly.~~

~~3. The Missouri children's services commission may make all rules it deems necessary to enable it to conduct its meetings, elect its officers, and set the terms and duties of its officers.~~

~~4. The commission shall elect from amongst its members a chairman, vice chairman, a secretary-reporter, and such other officers as it deems necessary.~~

~~5. The services of the personnel of any agency from which the director or deputy director is a member of the commission shall be made available to the commission at the discretion of such director or deputy director. All meetings of the commission shall be held in the state of Missouri.~~

~~6. The officers of the commission may hire an executive director. Funding for the executive director may be provided from the Missouri children's services commission fund or other sources provided by law.~~

~~7. The commission, by majority vote, may invite individuals representing local and federal agencies or private organizations and the general public to serve as ex officio members of the commission. Such individuals shall not have a vote in commission business and shall serve without compensation but may be reimbursed for all actual and necessary expenses incurred in the performance of their official duties for the commission.]~~

~~[210.103. 1. There is established in the state treasury a special fund, to be known as the "Missouri Children's Services Commission Fund". The state treasurer shall credit to and deposit in the Missouri children's services commission fund all amounts which may be received from general revenue, grants, gifts, bequests, the federal government, or other sources granted or given for the purposes of sections 210.101 and 210.102.~~

~~2. The state treasurer shall invest moneys in the Missouri children's services commission fund in the same manner as surplus state funds are invested pursuant to section 30.260. All earnings resulting from the investment of moneys in the Missouri children's services commission fund shall be credited to the Missouri children's services commission fund.~~

~~3. The administration of the Missouri children's services commission fund, including, but not limited to, the disbursement of funds therefrom, shall be as prescribed by the Missouri children's services commission in its bylaws.~~

~~4. The provisions of section 33.080, requiring all unexpended balances remaining in various state funds to be transferred and placed to the credit of the ordinary revenue of this state at the end of each biennium, shall not apply to the Missouri children's services commission fund.~~

~~5. Amounts received in the fund shall only be used by the commission for purposes authorized under sections 210.101 and 210.102.]; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Meredith (71), **House Amendment No. 3** was adopted.

On motion of Representative Neely, **HCB 11, as amended**, was ordered perfected and printed.

HCB 16, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCB 16** was agreed to.

Representative Reiboldt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 16, Page 9, Section 265.494, Line 81, by inserting after all of said section and line the following:

"266.600. 1. No political subdivision shall adopt or enforce any ordinance, rule, or regulation relating to the labeling, cultivation, or other use of seeds or fertilizers as such terms are defined or used in sections 266.021 and 266.291, respectively. The provisions of this section shall not apply to any ordinance, rule, or regulation enacted prior to August 28, 2018.

2. This section shall not apply to rice seed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 1** was adopted.

Representative Evans offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Bill No. 16, Page 5, Section 144.025, Line 37, by inserting immediately after said section and line the following:

"192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a neurologist authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~

Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 2** was adopted.

Representative Matthiesen offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Bill No. 16, Page 3, Section 89.020, Line 51, by inserting immediately after said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include ~~[land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration]~~ **any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose,

including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term “utility, industrial, commercial, railroad and other real property”.

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

- (1) Immediate prior use, if any, of such property;
- (2) Location of such property;
- (3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;
- (4) Other legal restrictions on the use of such property;
- (5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;
- (6) Size of such property;
- (7) Access of such property to public thoroughfares; and
- (8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Matthiesen, **House Amendment No. 3** was adopted.

Representative Baringer offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Bill No. 16, Page 5, Section 144.025, Line 37, by inserting after all of said section and line the following:

"192.945. 1. As used in this section, the following terms shall mean:

- (1) "Department", the department of health and senior services;
- (2) "Hemp extract", as such term is defined in section 195.207;
- (3) "Hemp extract registration card", a card issued by the department under this section;
- (4) ~~["Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~
- ~~_____ (5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;~~
- ~~_____ (6) "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;~~
- (5) "Physician", any person currently licensed to practice medicine under chapter 334;**
- ~~[(7)] (6) "Registrant", an individual to whom the department issues a hemp extract registration card under this section;~~
- (7) "Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;**
- (8) "Serious condition":**
 - (a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or**
 - (b) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.**
2. The department shall issue a hemp extract registration card to an individual who:
 - (1) Is eighteen years of age or older;
 - (2) Is a Missouri resident;
 - (3) Provides the department with a ~~[statement]~~ **recommendation** signed by a ~~[neurologist]~~ **physician** that:
 - (a) Indicates that the individual suffers from ~~[intractable epilepsy]~~ a serious condition or seizure disorder and may benefit from treatment with hemp extract; ~~[and]~~**
 - (b) Is consistent with a record from the ~~[neurologist]~~ physician concerning the individual contained in the database described in subsection 9 of this section;**
 - (c) Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
 - (d) States that the individual is under the physician's continuing care for the serious condition or seizure disorder;**

- (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
- (5) Submits an application to the department on a form created by the department that contains:
 - (a) The individual's name and address;
 - (b) A copy of the individual's valid photo identification; and
 - (c) Any other information the department considers necessary to implement the provisions of this section.
3. The department shall issue a hemp extract registration card to a parent who:
 - (1) Is eighteen years of age or older;
 - (2) Is a Missouri resident;
 - (3) Provides the department with a ~~[statement]~~ **recommendation** signed by a ~~[neurologist]~~ **physician** that:
 - (a) Indicates that a minor in the parent's care suffers from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; ~~[and]~~
 - (b) Is consistent with a record from the ~~[neurologist]~~ **physician** concerning the minor contained in the database described in subsection ~~[9]~~ **10** of this section;
 - (c) **The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
 - (d) **The minor is under the physician's continuing care for the serious condition or seizure disorder;**
- (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
- (5) Submits an application to the department on a form created by the department that contains:
 - (a) The parent's name and address;
 - (b) The minor's name;
 - (c) A copy of the parent's valid photo identification; and
 - (d) Any other information the department considers necessary to implement the provisions of this section.
4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.
5. The department **may promulgate rules to authorize clinical trials involving hemp extract and** shall promulgate rules to:
 - (1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and
 - (2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state ~~[or federal]~~ regulations~~[-and~~
~~The department may promulgate rules to authorize clinical trials involving hemp extract].~~
6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.
7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.
8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**
9. The ~~[neurologist]~~ **physician** who signs the ~~[statement]~~ **recommendation** described in subsection 2 or 3 of this section shall:
 - (1) Keep a record of the ~~[neurologist's]~~ **physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; ~~[and]~~
 - (2) Transmit the record described in subdivision (1) of this subsection to the department; **and**
 - (3) **Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.**
- ~~[9-]~~ **10.** The department shall maintain a database of the records described in subsection ~~[8]~~ **9** of this section and treat the records as identifiable health data.
- ~~[10-]~~ **11.** The department may share the records described in subsection ~~[9]~~ **10** of this section with a higher education institution for the purpose of studying hemp extract.

~~[14.]~~ **12.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a ~~neurologist~~ **physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~
Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment.

195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

- (1) Is composed of no more than ~~three-tenths~~ **nine-tenths** percent tetrahydrocannabinol by weight;
- (2) Is composed of at least ~~five~~ **one and one-half** percent cannabidiol by weight; and
- (3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

- (1) Possesses or uses the hemp extract only to treat ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** as defined in section 192.945;
- (2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;
- (3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:
 - (a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;
 - (b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;
 - (c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and
 - (d) Is transmitted by the laboratory to the department of health and senior services; and
- (4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

- (1) The individual is the minor's parent or legal guardian; and
- (2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has ~~[been issued]~~ a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition.

261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) "Entity", **a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of ~~[intractable epilepsy]~~ **a serious condition or seizure disorder as such terms are defined under section 192.945;**

~~[(6)]~~ (7) "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. ~~[Three-tenths]~~ **Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

~~[(7)]~~ (8) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to ~~[a nonprofit]~~ **an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, ~~[the entity]~~ meets all requirements of this section and the department's rules, and there are fewer than ~~[two]~~ **ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from ~~[intractable epilepsy as defined in section 192.945]~~ **a serious condition or seizure disorder**, consistent with any and all state ~~[or federal]~~ regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than ~~[two]~~ **five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019.**

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

- (1) ~~Three-tenths~~ **Nine-tenths** of one percent on a dry weight basis; or
- (2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:

- (1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;
- (2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;
- (3) Rules relating to hemp monitoring systems as defined in this section;
- (4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and

(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.

8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, **shall be invalid and void.**

9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative McCreery offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Bill No. 16, Page 11, Section 414.032, Line 17, by inserting after all of said section and line the following:

"644.021. 1. There is hereby created a water contaminant control agency to be known as the "Clean Water Commission of the State of Missouri", whose domicile for the purposes of sections 644.006 to 644.141 shall be deemed to be that of the department of natural resources. The commission shall consist of seven members appointed by the governor with the advice and consent of the senate. No more than four of the members shall belong to the same political party. All members shall be representative of the general interest of the public and shall have an interest in and knowledge of conservation and the effects and control of water contaminants. ~~[At least]~~ Two **such** members, **but no more than two**, shall be knowledgeable concerning the needs of agriculture, industry or mining and interested in protecting these needs in a manner consistent with the purposes of sections 644.006 to 644.141. One **such** member shall be knowledgeable concerning the needs of publicly owned wastewater treatment works. ~~[No more than]~~ Four members shall represent the public. No member shall receive, or have received during the previous two years, a significant portion of his or her income directly or indirectly from permit holders or applicants for a permit pursuant to any federal water pollution control act as amended and as applicable to this state. All members appointed on or after August 28, 2002, shall have demonstrated an interest and knowledge about water quality. All members appointed on or after August 28, 2002, shall be qualified by interest, education, training or experience to provide, assess and evaluate scientific and technical information concerning water quality, financial requirements and the effects of the promulgation of standards, rules and regulations. At the first meeting of the commission and at yearly intervals thereafter, the members shall select from among themselves a chairman and a vice chairman.

2. The members' terms of office shall be four years and until their successors are selected and qualified. Provided, however, that the first three members appointed shall serve a term of two years, the next three members appointed shall serve a term of four years, thereafter all members appointed shall serve a term of four years. There is no limitation on the number of terms any appointed member may serve. If a vacancy occurs the governor may appoint a member for the remaining portion of the unexpired term created by the vacancy. The governor may remove any appointed member for cause. The members of the commission shall be reimbursed for travel and other expenses actually and necessarily incurred in the performance of their duties.

3. The commission shall hold at least four regular meetings each year and such additional meetings as the chairman deems desirable at a place and time to be fixed by the chairman. Special meetings may be called by three members of the commission upon delivery of written notice to each member of the commission. Reasonable written notice of all meetings shall be given by the director to all members of the commission. Four members of the commission shall constitute a quorum. All powers and duties conferred specifically upon members of the commission shall be exercised personally by the members and not by alternates or representatives. All actions of the commission shall be taken at meetings open to the public. Any member absent from six consecutive regular commission meetings for any cause whatsoever shall be deemed to have resigned and the vacancy shall be filled immediately in accordance with subsection 1 of this section. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Carpenter offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Bill No. 16, Page 11, Section 414.032, Line 17, by inserting after all of said section and line the following:

"643.700. The air conservation commission shall promulgate and amend, as necessary, rules and regulations to comply with the provisions of the United Nations Framework Convention on Climate Change Paris Agreement, as amended. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536

are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Berry	Black	Bondon	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Morris 140
Morse 151	Neely	Pfausch	Pike	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 030

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Butler	Carpenter
Ellebracht	Franks Jr	Green	Lavender	McCreery
Meredith 71	Merideth 80	Morgan	Mosley	Newman
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 043

Barnes 60	Basye	Bernskoetter	Brattin	Brown 27
Brown 57	Burns	Conway 10	Cookson	Cross
Curtis	Curtman	Davis	Ellington	Fitzpatrick
Gray	Haefner	Harris	Higdon	Kendrick
Kidd	Lauer	May	McCann Beatty	McDaniel
McGee	Miller	Mitten	Moon	Muntzel
Nichols	Peters	Phillips	Pierson Jr	Pietzman
Plocher	Rehder	Roden	Rone	Smith 85
Smith 163	Wessels	Wilson		

VACANCIES: 002

Representative Carpenter moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Carpenter:

AYES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Franks Jr	Gray	Green	Kendrick
Lavender	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	

NOES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Barnes 28	Bernskoetter	Brown 57	Burns
Butler	Cookson	Curtis	Ellington	Fitzpatrick
Fraker	Grier	Haefner	Harris	Higdon
Kidd	Lauer	May	McCann Beatty	McDaniel
Mitten	Nichols	Peters	Phillips	Rehder
Roden	Rone	Smith 85	Smith 163	Wessels
Wilson				

VACANCIES: 002

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

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AYES: 090

Alferman	Anderson	Andrews	Austin	Basye
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Pietzman	Pike	Plocher	Pogue	Reiboldt
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 034

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Carpenter	Conway 10
Ellebracht	Ellington	Gray	Green	Harris
Kendrick	Lavender	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Newman	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 037

Bahr	Barnes 60	Barnes 28	Beard	Bernskoetter
Brown 57	Burns	Butler	Cookson	Curtis
Engler	Fitzpatrick	Franks Jr	Grier	Higdon
Johnson	Kidd	Lauer	Lichtenegger	May
McCann Beatty	McDaniel	Mitten	Neely	Nichols
Peters	Phillips	Redmon	Rehder	Reisch
Rone	Runions	Smith 85	Stacy	Swan
Wessels	Wilson			

VACANCIES: 002

On motion of Representative Houghton, **HCB 16, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Basye	Bondon	Brown 27
DeGroot	Engler	Francis	Franklin	Gannon
Hurst	Justus	Kelly 141	Korman	Matthiesen
McDaniel	Morse 151	Muntzel	Neely	Pfausch
Phillips	Pogue	Quade	Redmon	Rehder
Reiboldt	Remole	Roeber	Rowland 29	Spencer
Taylor	Walsh	White	Wiemann	

NOES: 000

PRESENT: 063

Anderson	Austin	Baringer	Beard	Black
Brown 57	Conway 104	Corlew	Cornejo	Cross
Davis	Dohrman	Eggleston	Fitzpatrick	Fitzwater
Frederick	Gray	Gregory	Haahr	Hannegan
Harris	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kendrick	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McCreery	McGaugh	Meredith 71	Messenger
Miller	Morgan	Pike	Razer	Reisch
Revis	Rhoads	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Sommer	Stacy	Tate	Vescovo
Walker 3	Wessels	Wilson		

ABSENT WITH LEAVE: 064

Adams	Andrews	Arthur	Bahr	Bangert
Barnes 60	Barnes 28	Beck	Bernskoetter	Berry
Brattin	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Curtis
Curtman	Dinkins	Dogan	Ellebracht	Ellington
Evans	Fraker	Franks Jr	Green	Grier
Haefner	Hansen	Henderson	Kelley 127	Kidd
Lavender	Marshall	May	McCann Beatty	McGee
Merideth 80	Mitten	Moon	Morris 140	Mosley
Newman	Nichols	Peters	Pierson Jr	Pietzman
Plocher	Rone	Shull 16	Smith 85	Smith 163
Stephens 128	Stevens 46	Swan	Trent	Unsicker
Walker 74	Washington	Wood	Mr. Speaker	

VACANCIES: 002

THIRD READING OF SENATE BILLS

HCS SS SB 608, SB 626 and SB 708 were placed on the Informal Calendar.

HCS SS SCS SB 775, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS SS SCS SB 775** was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Section 190.839, Line 1, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill and page, Section 198.439, Line 1, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 5, Section 208.437, Line 26, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 6, Section 208.480, Line 2, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 7, Section 338.550, Lines 9 and 15, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill, Page 9, Section 633.401, Line 97, by deleting the year "**2020**" and inserting in lieu thereof the year "**2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Wood offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 6, Section 208.471, Line 32, by removing the word "**forty-one**" and inserting in lieu thereof the word "**sixty**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Alferman offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Line 3, by deleting the word "**sixty**" and inserting in lieu thereof the word "**fifty**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS SS SCS SB 775, as amended, with House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2, pending, was placed on the Informal Calendar.

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SB 608, relating to civil liability due to criminal conduct, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS SS SB 608** was agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 4, Section 537.787, Line 27, by inserting immediately after all of said section and line the following:

"563.011. As used in this chapter the following terms shall mean:

(1) **"Armed nuclear security guard", a security guard who works at a nuclear power plant, who is employed as part of the security plan approved by the United States Nuclear Regulatory Commission, and who meets the requirements mandated by the United States Nuclear Regulatory Commission for carrying a firearm;**

(2) "Deadly force", physical force which the actor uses with the purpose of causing or which he or she knows to create a substantial risk of causing death or serious physical injury;

~~[(2)]~~ (3) "Dwelling", any building, inhabitable structure, or conveyance of any kind, whether the building, inhabitable structure, or conveyance is temporary or permanent, mobile or immobile, which has a roof over it, including a tent, and is designed to be occupied by people lodging therein at night;

~~[(3)]~~ (4) "Forcible felony", any felony involving the use or threat of physical force or violence against any individual, including but not limited to murder, robbery, burglary, arson, kidnapping, assault, and any forcible sexual offense;

~~[(4)]~~ (5) "Premises", includes any building, inhabitable structure and any real property;

~~[(5)]~~ (6) "Private person", any person other than a law enforcement officer;

~~[(6)]~~ (7) "Private property", any real property in this state that is privately owned or leased;

~~[(7)]~~ (8) "Remain after unlawfully entering", to remain in or upon premises after unlawfully entering as defined in this section;

~~[(8)]~~ (9) "Residence", a dwelling in which a person resides either temporarily or permanently or is visiting as an invited guest;

~~[(9)]~~ (10) **"Structure or fenced yard", any structure, fenced yard, wall, building, other similar barrier, or any combination of the foregoing that is part of a nuclear power plant and that is posted with signage indicating it is a felony to trespass;**

(11) "Unlawfully enter", a person unlawfully enters in or upon premises or private property when he or she enters such premises or private property and is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters in or upon private property or premises that are at the time open to the public does so with license unless he or she defies a lawful order not to enter, personally communicated to him or her by the owner of such premises or by another authorized person. A license to enter in a building that is only partly open to the public is not a license to enter in that part of the building that is not open to the public.

563.041. 1. A person may, subject to the limitations of subsection 2, use physical force upon another person when and to the extent that he or she reasonably believes it necessary to prevent what he or she reasonably believes to be the commission or attempted commission by such person of stealing, property damage or tampering in any degree.

2. A person may use deadly force under circumstances described in subsection 1 only when such use of deadly force is authorized under other sections of this chapter.

3. The justification afforded by this section extends to the use of physical restraint as protective force provided that the actor takes all reasonable measures to terminate the restraint as soon as it is reasonable to do so.

4. **An armed nuclear security guard may use the following levels of physical force against another person at a nuclear power plant or within a structure or fenced yard of a nuclear power plant if the armed nuclear security guard reasonably believes that such force is necessary:**

(1) An armed nuclear security guard may use physical force, as he or she reasonably believes is immediately necessary, up to and including deadly physical force to:

- (a) Prevent an action that would constitute murder in the first or second degree under section 565.020 or 565.021;
- (b) Prevent an action that would constitute voluntary manslaughter under section 565.023;
- (c) Prevent an action that would constitute assault in the first or second degree under section 565.050 or 565.052; or

(d) Defend himself, herself, or a third person from the use or imminent use of deadly physical force;

(2) An armed nuclear security guard may use physical force, as he or she reasonably believes is immediately necessary, up to but not including deadly physical force to prevent an action that would constitute:

- (a) Assault in the third or fourth degree under section 565.054 or 565.056;
- (b) Kidnapping in the first, second, or third degree under section 565.110, 565.120, or 565.130;
- (c) Burglary in the first or second degree under section 569.160 or 569.170;
- (d) Arson in the first, second, or third degree under section 569.040, 569.050, or 569.053;
- (e) Property damage in the first degree under section 569.100;
- (f) Robbery in the first or second degree under section 570.023 or 570.025;
- (g) Armed criminal action under section 571.015; or
- (h) Trespass in the first degree under section 569.140;

(3) An armed nuclear security guard is justified in threatening to use physical force or deadly physical force if and to the extent a reasonable armed nuclear security guard believes it necessary to protect himself, herself, or others against another person's potential use of physical force or deadly physical force.

5. Notwithstanding any provisions of section 563.016 to the contrary, an armed nuclear security guard, employer of an armed nuclear security guard, or owner of a nuclear power plant shall not be subject to civil liability for conduct of an armed nuclear security guard that is permitted by this section.

6. The defendant shall have the burden of injecting the issue of justification under this section.

569.010. As used in this chapter the following terms mean:

(1) "Cave or cavern", any naturally occurring subterranean cavity enterable by a person including, without limitation, a pit, pothole, natural well, grotto, and tunnel, whether or not the opening has a natural entrance;

(2) "Enter unlawfully or remain unlawfully", a person enters or remains in or upon premises when he or she is not licensed or privileged to do so. A person who, regardless of his or her purpose, enters or remains in or upon premises which are at the time open to the public does so with license and privilege unless he or she defies a lawful order not to enter or remain, personally communicated to him or her by the owner of such premises or by other authorized person. A license or privilege to enter or remain in a building which is only partly open to the public is not a license or privilege to enter or remain in that part of the building which is not open to the public;

(3) "Nuclear power plant", a power generating facility that produces electricity by means of a nuclear reactor owned by a utility or a consortium utility. "Nuclear power plant" shall include the real property on which the plant is located;

(4) "To tamper", to interfere with something improperly, to meddle with it, displace it, make unwarranted alterations in its existing condition, or to deprive, temporarily, the owner or possessor of that thing;

[44] (5) "Utility", an enterprise which provides gas, electric, steam, water, sewage disposal, or communication, video, internet, or voice over internet protocol services, and any common carrier. It may be either publicly or privately owned or operated.

569.140. 1. A person commits the offense of trespass in the first degree if he or she knowingly enters unlawfully or knowingly remains unlawfully in a building or inhabitable structure or upon real property.

2. A person does not commit the offense of trespass in the first degree by entering or remaining upon real property unless the real property is fenced or otherwise enclosed in a manner designed to exclude intruders or as to which notice against trespass is given by:

- (1) Actual communication to the actor; or
- (2) Posting in a manner reasonably likely to come to the attention of intruders.

3. The offense of trespass in the first degree is a class B misdemeanor, unless the victim is intentionally targeted as a law enforcement officer, as defined in section 556.061, or the victim is targeted because he or she is a relative within the second degree of consanguinity or affinity to a law enforcement officer, in which case it is a class A misdemeanor. **If the building or real property is part of a nuclear power plant, the offense of trespass in the first degree is a class E felony.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Fitzwater moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Schroer offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"307.178. 1. As used in this section, the term "passenger car" means every motor vehicle designed for carrying ~~ten~~ **fifteen** persons or less and used for the transportation of persons; except that, the term "passenger car" shall not include motorcycles, motorized bicycles, motor tricycles, and trucks with a licensed gross weight of twelve thousand pounds or more.

2. Each driver, except persons employed by the United States Postal Service while performing duties for that federal agency which require the operator to service postal boxes from their vehicles, or which require frequent entry into and exit from their vehicles, and front seat passenger of a passenger car manufactured after January 1, 1968, operated on a street or highway in this state, and persons less than eighteen years of age operating or riding in a truck, as defined in section 301.010, on a street or highway of this state shall wear a properly adjusted and fastened safety belt that meets federal National Highway, Transportation and Safety Act requirements. No person shall be stopped, inspected, or detained solely to determine compliance with this subsection. The provisions of this section and section 307.179 shall not be applicable to persons who have a medical reason for failing to have a seat belt fastened about their body, nor shall the provisions of this section be applicable to persons while operating or riding a motor vehicle being used in agricultural work-related activities. Noncompliance with this subsection shall not constitute probable cause for violation of any other provision of law. The provisions of this subsection shall not apply to the transporting of children under sixteen years of age, as provided in section 307.179.

3. Each driver of a motor vehicle transporting a child less than sixteen years of age shall secure the child in a properly adjusted and fastened restraint under section 307.179.

4. In any action to recover damages arising out of the ownership, common maintenance or operation of a motor vehicle, failure to wear a safety belt in violation of this section shall not be considered evidence of comparative negligence. Failure to wear a safety belt in violation of this section may be admitted to mitigate damages, but only under the following circumstances:

(1) Parties seeking to introduce evidence of the failure to wear a safety belt in violation of this section must first introduce expert evidence proving that a failure to wear a safety belt contributed to the injuries claimed by plaintiff;

(2) If the evidence supports such a finding, the trier of fact may find that the plaintiff's failure to wear a safety belt in violation of this section contributed to the plaintiff's claimed injuries, and may reduce the amount of the plaintiff's recovery by an amount not to exceed one percent of the damages awarded after any reductions for comparative negligence.

5. Notwithstanding any other provision of law to the contrary, subsection 4 of this section shall not apply to any action arising out of the design, construction, manufacture, distribution, or sale of a passenger car. In such actions arising out of the design, construction, manufacture, distribution, or sale of a passenger car, a plaintiff's failure to wear a properly adjusted and fastened safety belt shall be admissible for any purpose, including as evidence of comparative negligence or fault, causation, absence of a defect or hazard, and failure to mitigate damages.

6. Except as otherwise provided for in section 307.179, each person who violates the provisions of subsection 2 of this section is guilty of an infraction for which a fine not to exceed ten dollars may be imposed. All other provisions of law and court rules to the contrary notwithstanding, no court costs shall be imposed on any person due to a violation of this section. In no case shall points be assessed against any person, pursuant to section 302.302, for a violation of this section.

~~[6-]~~ **7.** The state highways and transportation commission shall initiate and develop a program of public information to develop understanding of, and ensure compliance with, the provisions of this section. The

commission shall evaluate the effectiveness of this section and shall include a report of its findings in the annual evaluation report on its highway safety plan that it submits to NHTSA and FHWA pursuant to 23 U.S.C. 402.

[7-] 8. If there are more persons than there are seat belts in the enclosed area of a motor vehicle, then the passengers who are unable to wear seat belts shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front-seated area. The passenger or passengers occupying a seat location referred to in this subsection is not in violation of this section. This subsection shall not apply to passengers who are accompanying a driver of a motor vehicle who is licensed under section 302.178."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The point of order was withdrawn.

Representative Schroer moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Franks Jr. offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Pages 1-2, Section 537.600, Lines 1-34, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 3**.

House Amendment No. 1
to
House Amendment No. 3

AMEND House Amendment No. 3 to House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 1, Lines 1-2, by deleting said lines and inserting in lieu thereof the following:

"AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 608, Page 2, Section 537.785, Line 1, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1 to House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Roden:

AYES: 094

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzwater	Fraker

Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeier	Lant	Lichtenegger	Love
Lynch	Matthiesen	McDaniel	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Mr. Speaker	

NOES: 046

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Butler	Conway 10	Ellebracht	Ellington
Evans	Franks Jr	Gray	Green	Harris
Hurst	Kendrick	Lavender	Marshall	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Newman	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Alferman	Barnes 60	Bondon	Carpenter	Cookson
Curtis	Curtman	Fitzpatrick	Kidd	Korman
Lauer	Mathews	May	McCann Beatty	Nichols
Peters	Pietzman	Plocher	Smith 85	Walker 74
Wood				

VACANCIES: 002

Representative Franks Jr. moved that **House Amendment No. 3, as amended**, be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **HCS SS SB 608, as amended**, was adopted.

On motion of Representative Rhoads, **HCS SS SB 608, as amended**, was read the third time and passed by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis

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DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Hurst	Kendrick
Lavender	Marshall	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Carpenter	Cookson	Curtis	Curtman
Gannon	Korman	May	McCann Beatty	Nichols
Peters	Pietzman	Plocher	Smith 85	Walker 74

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

BILLS CARRYING REQUEST MESSAGES

HCS SB 569, as amended, relating to trusts, was taken up by Representative Fraker.

Representative Fraker moved that the House refuse to recede from its position on **HCS SB 569, as amended**, and grant the Senate a conference.

Which motion was adopted.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 14, relating to the designation of state highways, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, the title of **HCB 14** was agreed to.

Representative Reiboldt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 14, Page 2, Section 227.540, Line 4, by inserting after all of said section and line the following:

"227.541. The portion of Interstate 70 from Rangeline Street continuing west to Business Loop 70 in Boone County shall be designated as "Highway Patrol Sgt. Benjamin Booth Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

227.542. The portion of Interstate Highway 70 from the eastern edge of the intersection of U.S. Highway 63 and Interstate 70 continuing west to Rangeline Street in Boone County shall be designated as "Sheriff Roger I. Wilson Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and

Further amend said bill, Page 2, Section 227.546, Line 3, by inserting after all of said section and line the following:

"Section 1. The portion of State Highway 42 within Maries County that is located within the city limits of Vienna shall be designated as "PFC Ralph A. Branson, Jr. Memorial Highway". The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 1** was adopted.

Representative Stacy offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 14, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"8.905. Beginning January 1, 2019, no state highway or roadway shall be designated in honor of an individual unless such person has been deceased for more than two years. This section shall not apply if money is donated to a state entity in exchange for the right to name a state highway or roadway."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Bill No. 14, Page 1, Lines 5 to 7, by deleting said lines and inserting in lieu thereof the following:

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"honor of an individual unless such person has been deceased for more than two years."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Basye
Beard	Black	Bondon	Chipman	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Eggleston	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Conway 10	Curtis	Ellebracht	Franks Jr	Gray
Green	Kendrick	Lavender	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Arthur	Bahr	Barnes 60	Bernskoetter	Berry
Brattin	Brown 57	Carpenter	Christofanelli	Dinkins
Dohrman	Ellington	Engler	Fitzpatrick	Gannon
Harris	Kelley 127	Lauer	May	McCann Beatty
Miller	Moon	Morris 140	Nichols	Peters
Phillips	Smith 85	Walker 74	Wood	Mr. Speaker

VACANCIES: 002

Representative Curtis moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Stacy moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Korman offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 14, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"227.218. 1. The highways and transportation commission may issue a request for proposals to sell or lease naming rights for a particular segment of highway or for a bridge to the best qualified bidder. All contracts for the sale or lease of naming rights shall be first approved by the highways and transportation commission and then approved by the joint committee on transportation. The highways and transportation commission and the joint committee on transportation may disapprove a contract for any reason. The proceeds of a sale or lease of naming rights shall be deposited into the state road fund.

2. The purchaser or lessee of a naming right shall pay the cost of erecting, maintaining, and removing signage as well as an annual fee as determined by the proposal.

3. The term of contract for naming rights shall not exceed ten years and may be shorter at the discretion of the highways and transportation commission. The purchaser or lessee of a naming right shall have an option of early termination.

4. No naming rights shall be sold or leased for any segment of roadway or bridge that has been designated prior to August 28, 2018, as a named memorial highway or bridge under this chapter or through the joint committee on transportation approval process established under section 227.297.

5. The department of transportation may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. The provisions of this section shall expire on December 31, 2038."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Korman moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Reiboldt, **HCB 14, as amended**, was ordered perfected and printed.

Representative Chipman assumed the Chair.

HCB 15, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCB 15** was agreed to.

HCB 15 was laid over.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1739, relating to minimum terms of imprisonment, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HCS HB 1739** was agreed to.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1739, Page 1, Section 558.043, Lines 1-13, by deleting said lines and inserting in lieu thereof the following:

"558.043. Notwithstanding any other provision of law, in sentencing a person convicted of a felony or misdemeanor offense for which there is a statutory minimum sentence or a minimum prison term required by section 558.019 and such offense involved marijuana or marijuana drug paraphernalia under chapter 579, the court may depart from the applicable statutory minimum sentence or minimum prison"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1739, Page 1, Line 8, by inserting immediately after said line the following:

"Further amend said bill, page, and section, Line 19, by inserting immediately after all of said section and line the following:

"579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

- (1) Knowingly distributes or delivers a controlled substance;
 - (2) Attempts to distribute or deliver a controlled substance;
 - (3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or
 - (4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.
2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.
3. Except as otherwise provided under subsection 4 of this section, the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.
4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.
5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

6. Except when the controlled substance is marijuana or synthetic cannabinoid, an offender convicted of an offense under this sentence shall be required to serve one hundred percent of his or her prison sentence."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Speaker Richardson resumed the Chair.

Representative Chipman resumed the Chair.

Representative McDaniel moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Smith (163), **HCS HB 1739** was adopted.

On motion of Representative Smith (163), **HCS HB 1739** was ordered perfected and printed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was taken up by Representative Haahr.

On motion of Representative Haahr, the title of **HB 2179** was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2179, Page 2, Section 34.600, Line 21, by deleting the words "**sole proprietorship**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2179, Page 2, Section 34.600, Line 40, by inserting after all of said section the following:

"6. All costs associated with any court challenge of this section shall be paid from the fund established in subsection 7 of this section and shall not be appropriated from general revenue.

7. (1) Upon a court challenge to this section there shall be created in the state treasury the "Anti-Discrimination Against Israel Fund", which shall consist only of moneys collected from grants or donations or bequests from private citizens. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of subsection 6 of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Vescovo	Walker 3	Walsh	White	Wilson
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Ellebracht	Franks Jr	Gray	Green
Kendrick	Lavender	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Beard	Burns	Conway 10	Conway 104
Cookson	Curtis	Ellington	Fitzpatrick	Harris
Higdon	Houghton	Korman	Matthiesen	May
McCann Beatty	McDaniel	Miller	Moon	Nichols
Peters	Phillips	Pogue	Smith 85	Taylor
Trent	Walker 74	Wiemann	Wood	

VACANCIES: 002

On motion of Representative Haahr, **HB 2179, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 15, relating to opioids, was again taken up by Representative Frederick.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 15, Page 25, Section 334.036, Line 65, by inserting immediately after all of said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

- (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
 - (6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
 - (7) A list of all other written practice agreements of the collaborating physician and the assistant physician;
 - (8) The duration of the written practice agreement between the collaborating physician and the assistant physician;
 - (9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
 - (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.
3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:
- (1) Geographic areas to be covered;
 - (2) The methods of treatment that may be covered by collaborative practice arrangements;
 - (3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and
 - (4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician shall not enter into a collaborative practice arrangement with more than three full-time equivalent assistant physicians. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009 **or assistant physicians providing opioid addiction treatment.**

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative White offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Bill No. 15, Page 25, Section 334.074, Lines 1 to 3, by removing said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baringer offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Bill No. 15, Page 1, Line 1, by inserting after the words "House Committee Bill No. 15," the following:

"Page 2, Section 190.220, Line 42, by inserting immediately after said section and line the following:

"192.945. 1. As used in this section, the following terms shall mean:

- (1) "Department", the department of health and senior services;
- (2) "Hemp extract", as such term is defined in section 195.207;
- (3) "Hemp extract registration card", a card issued by the department under this section;
- (4) [~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~

——— (5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;

——— (6) "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;

(5) **"Physician", any person currently licensed to practice medicine under chapter 334;**

[~~(7)~~] (6) "Registrant", an individual to whom the department issues a hemp extract registration card under this section;

(7) **"Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;**

(8) **"Serious condition":**

(a) **Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or**

(b) **Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.**

2. The department shall issue a hemp extract registration card to an individual who:

- (1) Is eighteen years of age or older;
- (2) Is a Missouri resident;
- (3) Provides the department with a [~~statement~~] **recommendation** signed by a [~~neurologist~~] **physician** that:
 - (a) Indicates that the individual suffers from [~~intractable epilepsy~~] **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; [~~and~~

(b) Is consistent with a record from the [~~neurologist~~] **physician** concerning the individual contained in the database described in subsection 9 of this section;

(c) **Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**

(d) **States that the individual is under the physician's continuing care for the serious condition or seizure disorder;**

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

- (a) The individual's name and address;
- (b) A copy of the individual's valid photo identification; and
- (c) Any other information the department considers necessary to implement the provisions of this section.

3. The department shall issue a hemp extract registration card to a parent who:

- (1) Is eighteen years of age or older;
- (2) Is a Missouri resident;
- (3) Provides the department with a [~~statement~~] **recommendation** signed by a [~~neurologist~~] **physician** that:

(a) Indicates that a minor in the parent's care suffers from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; ~~[and]~~

(b) Is consistent with a record from the ~~[neurologist]~~ **physician** concerning the minor contained in the database described in subsection ~~[9]~~ **10** of this section;

(c) **The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**

(d) **The minor is under the physician's continuing care for the serious condition or seizure disorder;**

(4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and

(5) Submits an application to the department on a form created by the department that contains:

(a) The parent's name and address;

(b) The minor's name;

(c) A copy of the parent's valid photo identification; and

(d) Any other information the department considers necessary to implement the provisions of this section.

4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.

5. The department **may promulgate rules to authorize clinical trials involving hemp extract** and shall promulgate rules to:

(1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and

(2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state ~~[or federal]~~ regulations~~;~~ ~~and~~
~~The department may promulgate rules to authorize clinical trials involving hemp extract].~~

6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.

7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.

8. Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.

9. The ~~[neurologist]~~ **physician** who signs the ~~[statement]~~ **recommendation** described in subsection 2 or 3 of this section shall:

(1) Keep a record of the ~~[neurologist's]~~ **physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; ~~[and]~~

(2) Transmit the record described in subdivision (1) of this subsection to the department; **and**

(3) Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.

~~[9-]~~ **10.** The department shall maintain a database of the records described in subsection ~~[8]~~ **9** of this section and treat the records as identifiable health data.

~~[10-]~~ **11.** The department may share the records described in subsection ~~[9]~~ **10** of this section with a higher education institution for the purpose of studying hemp extract.

~~[11-]~~ **12.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of

business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a ~~[neurologist]~~ **physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~

Notwithstanding the provisions of section 538.210 or any other law to the contrary, a physician licensed under chapter 334, or a hospital, who provides medical treatment to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or willful or wanton acts or omissions by such physician, or hospital, in rendering such treatment."; and

Further amend said bill, Page 15, Section 195.206, Line 38, by inserting after all of said section and line the following:

"195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

- (1) Is composed of no more than ~~[three-tenths]~~ **nine-tenths** percent tetrahydrocannabinol by weight;
- (2) Is composed of at least ~~[five]~~ **one and one-half** percent cannabidiol by weight; and
- (3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

- (1) Possesses or uses the hemp extract only to treat ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** as defined in section 192.945;
- (2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;
- (3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:
 - (a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;
 - (b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;
 - (c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and
 - (d) Is transmitted by the laboratory to the department of health and senior services; and
- (4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.

3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:

- (1) The individual is the minor's parent or legal guardian; and
- (2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.

4. An individual who has ~~[been issued]~~ a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition."; and

Further amend said bill, Page 23, Section 217.364, Line 37, by inserting after all of said section and line the following:

"261.265. 1. For purposes of this section, the following terms shall mean:

(1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;

(2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;

(3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;

(4) "Department", the department of agriculture;

(5) **"Entity", a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**

(6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of ~~[intractable epilepsy]~~ **a serious condition or seizure disorder as such terms are defined under section 192.945;**

~~[(6)]~~ (7) "Hemp":

(a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:

a. ~~[Three-tenths]~~ **Nine-tenths** of one percent on a dry weight basis; or

b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;

(b) Any *cannabis sativa* seed that is:

a. Part of a growing crop;

b. Retained by a grower for future planting; or

c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

~~[(7)]~~ (8) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to ~~[a nonprofit]~~ **an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, ~~[the entity]~~ meets all requirements of this section and the department's rules, and there are fewer than ~~[two]~~ **ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from ~~[intractable epilepsy as defined in section 192.945]~~ **a serious condition or seizure disorder**, consistent with any and all state ~~[or federal]~~ regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than ~~[two]~~ **five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019.**

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) ~~[Three-tenths]~~ **Nine-tenths** of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:
 - (1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;
 - (2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;
 - (3) Rules relating to hemp monitoring systems as defined in this section;
 - (4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;
 - (5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and
 - (6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.
8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, **shall be invalid and void.**
9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.
10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.
- 11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.";** and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Baringer, **House Amendment No. 1 to House Amendment No. 2** was adopted.

On motion of Representative White, **House Amendment No. 2, as amended**, was adopted.

Representative Ruth offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Bill No. 15, Page 2, Section 190.220, Line 42, by inserting after all of said line the following:

- "192.530. 1. As used in this section, the following terms mean:**
- (1) "Department", the department of health and senior services;**
 - (2) "Health care provider", as such term is defined in section 376.1350.**
- 2. In consultation with the board of registration for the healing arts and the board of pharmacy, the department shall develop and publish a uniform voluntary nonopioid directive form, which may be used by a**

patient to deny or refuse the administration or prescription of a controlled substance containing an opioid by a health care provider.

3. The voluntary nonopioid directive form developed by the department shall indicate to all prescribing health care providers that the named patient shall not be offered, prescribed, supplied with, or otherwise administered a controlled substance containing an opioid.

4. The voluntary nonopioid directive form shall be posted in a downloadable format on the department's publicly accessible website.

5. (1) A patient may execute and file a voluntary nonopioid directive form with a health care provider. Each health care provider shall sign and date the form in the presence of the patient as evidence of acceptance, and shall provide a signed copy of the form to the patient.

(2) The patient executing and filing a nonopioid directive form with a health care provider shall sign and date the form in the presence of the health care provider or a designee of the health care provider. In the case of a patient who is unable to execute and file a voluntary nonopioid directive form, the patient may designate a duly authorized guardian or health care proxy to execute and file the form in accordance with subdivision (1) of this subsection.

(3) A patient may revoke the voluntary nonopioid directive form for any reason and may do so by written or oral means.

6. The department shall promulgate regulations for the implementation of the voluntary nonopioid directive form, which shall include, but not be limited to:

(1) A standard form for the recording and transmission of the voluntary nonopioid directive form, which shall include verification by the patient's health care provider and which shall comply with the written consent requirements of the Public Health Service Act, 42 U.S.C. Section 290dd-2(b), and 42 CFR Part 2, relating to confidentiality of alcohol and drug abuse patient records, provided that the voluntary nonopioid directive form also shall provide the basic procedures necessary to revoke the voluntary nonopioid directive form;

(2) Procedures to record the voluntary nonopioid directive form in the patient's medical record or, if available, the patient's interoperable electronic medical record;

(3) Requirements and procedures for a patient to appoint a duly authorized guardian or health care proxy to override a previously filed voluntary nonopioid directive form and circumstances under which an attending health care provider may override a previously filed voluntary nonopioid directive form based on documented medical judgment, which shall be recorded in the patient's medical record;

(4) Procedures to ensure that any recording, sharing, or distributing of data relative to the voluntary nonopioid directive form complies with all federal and state confidentiality laws; and

(5) Appropriate exemptions for health care providers and emergency medical personnel to prescribe or administer a controlled substance containing an opioid when, in their professional medical judgment, a controlled substance containing an opioid is necessary.

The department shall develop and publish guidelines on its publicly accessible website, which shall address, at a minimum, the content of the regulations promulgated under this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

7. A written prescription that is presented at an outpatient pharmacy or a prescription that is electronically transmitted to an outpatient pharmacy is presumed to be valid for the purposes of this section, and a pharmacist in an outpatient setting shall not be held in violation of this section for dispensing a controlled substance in contradiction to a voluntary nonopioid directive form, except upon evidence that the pharmacist acted knowingly against the voluntary nonopioid directive form.

8. (1) A health care provider or an employee of a health care provider acting in good faith is not subject to criminal or civil liability and shall not be considered to have engaged in unprofessional conduct for failing to offer or administer a prescription or medication order for a controlled substance containing an opioid under the voluntary nonopioid directive form.

(2) A person acting as a representative or an agent pursuant to a health care proxy is not subject to criminal or civil liability for making a decision under subdivision (3) of subsection 6 of this section in good faith.

(3) Notwithstanding any other provision of law, a professional licensing board in its discretion may limit, condition, or suspend the license of, or assess fines against, a health care provider who recklessly or negligently fails to comply with a patient's voluntary nonopioid directive form.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 3** was adopted.

Representative Rehder offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Bill No. 15, Page 27, Section 376.811, Line 82, by inserting after said section and line the following:

"579.040. 1. A person commits the offense of unlawful distribution, delivery, or sale of drug paraphernalia if he or she unlawfully distributes, delivers, or sells, or possesses with intent to distribute, deliver, or sell drug paraphernalia knowing, or under circumstances in which one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter. **Any entity registered with the department of health and senior services that possesses, distributes, delivers, or sells hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful delivery of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.

579.076. 1. A person commits the offense of unlawful manufacture of drug paraphernalia if he or she unlawfully manufactures with intent to deliver drug paraphernalia, knowing, or under circumstances where one reasonably should know, that it will be used to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain, conceal, inject, ingest, inhale, or otherwise introduce into the human body a controlled substance or an imitation controlled substance in violation of this chapter or chapter 195. **Any entity registered with the department of health and senior services that delivers or manufactures hypodermic needles or syringes shall be exempt from the provisions of this section.**

2. The offense of unlawful manufacture of drug paraphernalia is a class A misdemeanor, unless done for commercial purposes, in which case it is a class E felony.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

On motion of Representative Rehder, **House Amendment No. 4** was adopted.

Representative Schroer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Bill No. 15, Page 1, Section 9.192, Line 2, by inserting after all of said section and line the following:

"21.790. 1. There is hereby established a joint committee of the general assembly, which shall be known as the "Joint Committee on Substance Abuse Prevention and Treatment". The committee shall be

composed of six members from the house of representatives, six members from the senate, and four members appointed by the governor. The senate members of the committee shall be appointed by the president pro tempore of the senate and the house members by the speaker of the house of representatives. There shall be at least two members from the minority party of the senate and at least two members from the minority party of the house of representatives. The members appointed by the governor shall include one member from the health care industry, one member who is a first responder or law enforcement officer, one member who is a member of the judiciary or a prosecuting attorney, and one member representing a substance abuse prevention advocacy group.

2. The committee shall select a chairperson and a vice-chairperson, one of whom shall be a member of the senate and one a member of the house of representatives. A majority of the members shall constitute a quorum. The committee shall meet at least once during each legislative session and at all other times as the chairperson may designate.

3. The committee shall:

(1) Conduct hearings on current and estimated future drug and substance use and abuse within the state;

(2) Explore solutions to substance abuse issues; and

(3) Draft or modify legislation as necessary to effectuate the goals of finding and funding education and treatment solutions to curb drug and substance use and abuse.

4. The committee shall report annually to the general assembly and the governor. The report shall include recommendations for legislation pertaining to substance abuse prevention and treatment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden offered **House Amendment No. 1 to House Amendment No. 5.**

House Amendment No. 1

to

House Amendment No. 5

AMEND House Amendment No. 5 to House Committee Bill No. 15, Page 1, Line 28, by inserting after all of said line the following:

"Further amend said bill, Page 31, Section 631.115, Line 12, by inserting at the end of said section and line the following:

"Section 1. Any entity registered with the department of health and senior services that possesses, distributes, delivers, sells, or manufactures hypodermic needles or syringes shall not distribute or sell hypodermic needles within one thousand feet of a public school building."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 5 was withdrawn.

On motion of Representative Schroer, **House Amendment No. 5** was adopted.

Representative Lavender offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Bill No. 15, Page 23, Section 217.364, Line 37, by inserting after all of said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium ~~[is]~~ **exceeds** two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall

lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

Further amend said bill, Page 25, Section 334.036, Line 65, by inserting after all of said line the following:

"334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee."; and

Further amend said bill and page, Section 334.074, Line 3, by inserting after all of said line the following:

"335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs

and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 6** was adopted.

Representative Schroer offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Bill No. 15, Page 28, Section 376.811, Line 82, by inserting after all of said section and line the following:

"579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric

isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; ~~[or]~~

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other

governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; **or**

(12) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams but less than four hundred fifty grams of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams but less than twenty-four grams of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams but less than one gram of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams but less than ninety grams of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams but less than twelve grams of phencyclidine;

(7) More than thirty kilograms but less than one hundred kilograms of a mixture or substance containing marijuana;

(8) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; ~~[or]~~

(9) More than thirty grams but less than ninety grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

(10) More than ten grams but less than sixty grams of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) More than five hundred marijuana plants; or

(9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; **or**

(11) Sixty grams or more of fentanyl, or any derivative thereof, or any mixture or substance containing a detectable amount of fentanyl.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

(1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or

(2) Any quantity of 3,4-methylenedioxymethamphetamine."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 7** was adopted.

On motion of Representative Frederick, **HCB 15, as amended**, was ordered perfected and printed.

HCB 23, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCB 23** was agreed to.

HCB 23 was laid over.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

HCS SB 569: Representatives Fraker, Redmon, Cornejo, Mitten and McCreery

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1268** entitled:

An act to repeal section 332.081, RSMo, and to enact in lieu thereof two new sections relating to the Missouri dental board.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1690**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1858** entitled:

An act to repeal sections 32.069 and 143.811, RSMo, and to enact in lieu thereof three new sections relating to the department of revenue.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SCS HCS HB 1268 - Fiscal Review

HCS HB 1554 - Fiscal Review

SS HB 1858 - Fiscal Review

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were referred to the Committee indicated:

SCR 36 - Special Committee on Tourism

SCR 40 - Special Committee on Government Oversight

SCR 42 - Veterans

SCR 43 - Utilities

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 582 - Elementary and Secondary Education

SS#2 SB 674 - Ways and Means

SB 722 - Economic Development

SB 786 - Judiciary

SB 808 - General Laws

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1804**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Lavender, Lichtenegger, May, Merideth (80), Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan and Walsh

Noes (0)

Absent (8): Christofanelli, Hill, Korman, McGee, Pierson Jr., Taylor, Trent and Wood

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2015**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Lavender, Lichtenegger, May, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Walsh and Wood

Noes (0)

Absent (8): Christofanelli, Hill, Korman, McGee, Pierson Jr., Rone, Taylor and Trent

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was returned **HCB 20**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Conway (104), Hansen, Henderson, Morse (151), Nichols, Remole and Roden

Noes (1): Mosley

Absent (2): Franks Jr. and Higdon

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1986**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Hansen, Henderson, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (3): Conway (104), Franks Jr. and Higdon

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 652**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Dogan, Hannegan, Hill, Lauer and Phillips

Noes (2): McDaniel and Wessels

Absent (3): Barnes (60), Franks Jr. and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SS SCS SB 752**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Hannegan, Hill, Lauer, Phillips and Wessels

Noes (1): McDaniel

Absent (3): Barnes (60), Franks Jr. and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HCR 102**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Grier, Knight, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (0)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 793**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2507**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (1): Hill

Absent (1): Brown (57)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 105**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (5): Brown (27), Cookson, Gannon, Miller and Nichols

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **SCS SB 672**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Bangert, Dinkins, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (5): Beard, Carpenter, Corlew, Phillips and Pike

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2209**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (4): Austin, Barnes (60), Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2545**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2669**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Evans, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2706**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 660**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 683**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Evans, Mathews, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (3): Barnes (60), Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 727**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 840**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Barnes (60), Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 917**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (3): Barnes (60), Carpenter and Roeber

COMMITTEE APPOINTMENT

April 24, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Dan Stacy to the Special Committee on Government Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, April 25, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: SB 819

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: SB 706

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 26, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1579

Executive session will be held: HB 1556, HB 2198

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 26, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: CCR SS SCS HB 1291, SS HB 1858, HCS SS SCS SBs 894 & 921

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2367

Executive session will be held: HB 2433, HB 2463, HB 2509, HB 2611

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: SCS SBs 807 & 577

Executive session may be held on any matter referred to the committee.

AMENDED

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, April 26, 2018, 8:15 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).
CORRECTED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Second quarter meeting.

LOCAL GOVERNMENT

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.
Public hearing will be held: SS SB 704, SS SCS SB 568
Executive session may be held on any matter referred to the committee.
Added SS SCS SB 568.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 25, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: SB 796, HB 2670, HB 2107, HB 2331
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 25, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Executive session will be held: HCS HB 1524, HCS HB 2088, HCS HB 2293, HB 2507, HB 2568, HCS HR 4839, HCR 87, HCS SB 659, HCS SS SCS SB 782
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 25, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.
Executive session will be held: HCR 102, HJR 80, HCS SB 581, SCS SB 787, HCS SB 800, HCS HB 1658, HCS HB 1725, HCS HB 1856, HCS HB 2302, HB 2549
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, April 26, 2018, 8:00 AM, House Hearing Room 4.
Executive session will be held: SS SCS SB 586
Executive session may be held on any matter referred to the committee.
Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMO, portions of the meeting may be closed.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: SB 891

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: SCR 36

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 25, 2018, 8:00 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

PLEASE NOTE LOCATION CHANGE. THIS IS STILL A CLOSED MEETING pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

CORRECTED

TRANSPORTATION

Wednesday, April 25, 2018, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SS#2 SCS SB 1050

Executive session will be held: SS#2 SCS SB 1050, SB 919

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2449, SCR 43

Executive session will be held: SCS SB 598, HB 2289, SCR 43

Executive session may be held on any matter referred to the committee.

Adding SCR 43.

AMENDED

HOUSE CALENDAR

SIXTY-FIRST DAY, WEDNESDAY, APRIL 25, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HB 2015 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HC B 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HR B 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)
HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeier
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)

1996 *Journal of the House*

HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 1554, (Fiscal Review 4/24/18) - Neely

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR THIRD READING

HCS SS SCS SB 826, E.C. - Ross

SCS SB 644 - Brattin

HCS SCS SB 718 - Rhoads

SB 625 - Miller

HCS SS SCS SB 547 - Curtman

HCS SS SB 870 - Alferman

HCS SB 806 - Neely

HCS SB 743 - Swan

SCS SB 862 - Mathews

SB 757 - Tate

SB 768 - Berry

HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater

SCS SB 990 - Alferman

SCS SB 814 - Rowland (155)

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

SS SCS SB 549 - Rehder

SS SCS SB 593 - Shull (16)

SB 594 - Engler

SB 626 - Kidd

SB 708 - Fitzpatrick

HCS SS SCS SB 775, as amended, with HA 1 to HA 2 & HA 2 pending - Fitzpatrick

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1858, (Fiscal Review 4/24/18) - Christofanelli

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended (Fiscal Review 4/18/18) - Henderson
HCS SB 569, as amended - Fraker

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-FIRST DAY, WEDNESDAY, APRIL 25, 2018

The House met pursuant to adjournment.

Representative Basye in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 036

Alferman	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler
DeGroot	Dinkins	Fraker	Francis	Hannegan
Hansen	Henderson	Hurst	Justus	Kelly 141
Lichtenegger	Marshall	Morris 140	Morse 151	Muntzel
Newman	Pfautsch	Phillips	Pogue	Rehder
Remole	Roeber	Rowland 29	Taylor	Walsh
White				

NOES: 000

PRESENT: 070

Anderson	Arthur	Austin	Bahr	Baringer
Barnes 60	Barnes 28	Beck	Brown 57	Burnett
Conway 104	Cross	Davis	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Gray	Green
Grier	Haahr	Harris	Higdon	Hill
Houx	Kendrick	Kidd	Knight	Lant
Lauer	Love	Lynch	Matthiesen	McCreery
McGaugh	McGee	Messenger	Miller	Morgan
Nichols	Pierson Jr	Pike	Plocher	Quade
Revis	Rhoads	Rone	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Wessels	Wiemann	Wilson	Wood

ABSENT WITH LEAVE: 055

Adams	Anders	Andrews	Bangert	Brattin
Carpenter	Chipman	Christofanelli	Conway 10	Cookson
Corlew	Cornejo	Curtis	Curtman	Ellebracht
Ellington	Engler	Fitzpatrick	Franklin	Franks Jr
Frederick	Gannon	Gregory	Haefner	Helms

2000 *Journal of the House*

Houghton	Johnson	Kelley 127	Kolkmeier	Korman
Lavender	Mathews	May	McCann Beatty	McDaniel
Meredith 71	Merideth 80	Mitten	Moon	Mosley
Neely	Peters	Pietzman	Razer	Redmon
Reiboldt	Reisch	Roberts	Roden	Schroer
Smith 85	Spencer	Walker 74	Washington	Mr. Speaker

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Be strong in the Lord and in the power of his might. (Ephesians 6:10)

O Heavenly Creator, we thank You for our homes and pray that You will bless all who live within our family circles. We are grateful for Your mercies which we receive daily, for food, clothing, and shelter, for the warmth of our affections and for the ties that bind us together.

Help us to live each day and to love one another that we may never be afraid or ashamed but always may our hearts be happy, our thoughts good, our words gentle, our deeds genuine, and our hands ready to help.

Daily renew our strength, renew our love and restore our faith that we may face stress bravely because we face it together. Deepen our love for one another and for You that love may reign in our hearts, in our homes and in our Capitol.

Finally, we ask blessings on all Administrative Professionals on their special day today!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Danielle Hamann, Lisa Askren, and Michael Eiserman.

The Journal of the sixtieth day was approved as printed by the following vote:

AYES: 131

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzwater	Fraker	Francis
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelley 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Muntzel	Newman	Nichols	Pfautsch

Phillips	Pietzman	Pike	Plocher	Pogue
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 030

Anders	Baringer	Barnes 60	Berry	Brattin
Butler	Carpenter	Ellington	Engler	Fitzpatrick
Franklin	Korman	Lichtenegger	May	McCann Beatty
McDaniel	Mitten	Mosley	Neely	Peters
Pierson Jr	Razer	Roden	Smith 85	Spencer
Stephens 128	Walker 74	Washington	Wessels	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 23, relating to political subdivisions, was taken up by Representative Dogan.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Bill No. 23, Page 3, Sections 67.960 and 67.965, Lines 1-19 and 1-3, respectively, by deleting all of said sections and lines from the bill; and

Further amend said bill, Pages 8-13, Section 67.4600, Lines 1-171, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 13-14, Sections 82.487 and 82.505, Lines 1-35 and Lines 1-19, respectively, by deleting all of said sections and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

Representative Rowland (155) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Bill No. 23, Page 2, Section 49.060, Line 16, by inserting immediately after all of said section and line the following:

"56.363. 1. The county commission of any county may on its own motion and shall upon the petition of ten percent of the total number of people who voted in the previous general election in the county submit to the voters at a general or special election the proposition of making the county prosecutor a full-time position. The commission shall cause notice of the election to be published in a newspaper published within the county, or if no newspaper is published within the county, in a newspaper published in an adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten days and not more than thirty days before the day of the election, and by posting printed notices thereof at three of the most public places in each township in the county. The proposition shall be put before the voters substantially in the following form:

Shall the office of prosecuting attorney be made a full-time position in _____ County?

☐ YES

☐ NO

If a majority of the voters voting on the proposition vote in favor of making the county prosecutor a full-time position, it shall become effective upon the date that the prosecutor who is elected at the next election subsequent to the passage of such proposal is sworn into office. **The position shall then qualify for the retirement benefits available to a full-time prosecutor of a county of the first classification. Any county that elects to make the position of prosecuting attorney full-time shall pay into the Missouri prosecuting attorneys and circuit attorneys' retirement fund at the same contribution amount as paid by counties of the first classification.**

2. The provisions of subsection 1 of this section notwithstanding, in any county where the proposition of making the county prosecutor a full-time position was submitted to the voters at a general election in 1998 and where a majority of the voters voting on the proposition voted in favor of making the county prosecutor a full-time position, the proposition shall become effective on May 1, 1999. Any prosecuting attorney whose position becomes full time on May 1, 1999, under the provisions of this subsection shall have the additional duty of providing not less than three hours of continuing education to peace officers in the county served by the prosecuting attorney in each year of the term beginning January 1, 1999.

3. In counties that, prior to August 28, 2001, have elected pursuant to this section to make the position of prosecuting attorney a full-time position, the county commission may at any time elect to have that position also qualify for the retirement benefit available for a full-time prosecutor of a county of the first classification. Such election shall be made by a majority vote of the county commission and once made shall be irrevocable, unless the voters of the county elect to change the position of prosecuting attorney back to a part-time position under subsection 4 of this section. When such an election is made, the results shall be transmitted to the Missouri prosecuting attorneys and circuit attorneys' retirement system fund, and the election shall be effective on the first day of January following such election. Such election shall also obligate the county to pay into the Missouri prosecuting attorneys and circuit attorneys' system retirement fund the same retirement contributions for full-time prosecutors as are paid by counties of the first classification.

4. In any:

(1) County of the third classification without a township form of government and with more than twelve thousand but fewer than fourteen thousand inhabitants and with a city of the fourth classification with more than one thousand seven hundred but fewer than one thousand nine hundred inhabitants as the county seat that has elected to make the county prosecutor a full-time position under this section after August 28, 2014;

(2) **County of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the fourth classification with more than three thousand but fewer than three thousand seven hundred inhabitants as the county seat;**

(3) **County of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the third classification with more than six thousand but fewer than seven thousand inhabitants as the county seat; or**

(4) **County of the third classification without a township form of government and with more than nine thousand but fewer than ten thousand inhabitants and with a city of the fourth classification with more than seven hundred but fewer than eight hundred inhabitants as the county seat**

the county commission may on its own motion and shall upon the petition of ten percent of the total number of people who voted in the previous general election in the county submit to the voters at a general or special election the proposition of changing the full-time prosecutor position to a part-time position. The commission shall cause

notice of the election to be published in a newspaper published within the county, or if no newspaper is published within the county, in a newspaper published in an adjoining county, for three weeks consecutively, the last insertion of which shall be at least ten days and not more than thirty days before the day of the election, and by posting printed notices thereof at three of the most public places in each township in the county. The proposition shall be put before the voters substantially in the following form:

Shall the office of prosecuting attorney be made a part-time position in _____ County?

☐ YES

☐ NO

If a majority of the voters vote in favor of making the county prosecutor a part-time position, it shall become effective upon the date that the prosecutor who is elected at the next election subsequent to the passage of such proposal is sworn into office.

5. In any county that has elected to make the full-time position of county prosecutor a part-time position under subsection 4 of this section, the county's retirement contribution to the retirement system and the retirement benefit earned by the member shall prospectively be that of a part-time prosecutor as established in this chapter. Any retirement contribution made and retirement benefit earned prior to the effective date of the voter-approved proposition under subsection 4 of this section shall be maintained by the retirement system and used to calculate the retirement benefit for such prior full-time position service. Under no circumstances shall a member in a part-time prosecutor position earn full-time position retirement benefit service accruals for time periods after the effective date of the proposition changing the county prosecutor back to a part-time position."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Houghton assumed the Chair.

On motion of Representative Rowland (155), **House Amendment No. 2** was adopted.

Representative Swan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Bill No. 23, Page 38, Section 263.245, Line 60, by inserting after all of said line the following:

"304.060. 1. The state board of education shall adopt and enforce regulations not inconsistent with law to cover the design and operation of all school buses used for the transportation of school children when owned and operated by any school district or privately owned and operated under contract with any school district in this state, and such regulations shall by reference be made a part of any such contract with a school district. The state board of education may adopt rules and regulations governing the use of other vehicles owned by a district or operated under contract with any school district in this state and used for the purpose of transporting school children. The operator of such vehicle shall be licensed in accordance with section 302.272, and such vehicle shall transport no more children than the manufacturer suggests as appropriate for such vehicle. The state board of education may also adopt rules and regulations governing the use of authorized common carriers for the transportation of students on field trips or other special trips for educational purposes. Every school district, its officers and employees, and every person employed under contract by a school district shall be subject to such regulations. The state board of education shall cooperate with the state transportation department and the state highway patrol in placing suitable warning signs at intervals on the highways of the state.

2. **Notwithstanding the provisions of subsection 1 of this section, any school board in the state of Missouri in an urban district containing the greater part of the population of a city which has more than three hundred thousand inhabitants may contract with any municipality, bi-state agency, or other governmental entity for the purpose of transporting school children attending a grade or grades not lower than the ninth nor higher than the twelfth grade, provided that such contract shall be for additional transportation services, and shall not replace or fulfill any of the school district's obligations pursuant to section 167.231. The school district may notify students of the option to use district contracted transportation services.**

3. Any officer or employee of any school district who violates any of the regulations or fails to include obligation to comply with such regulations in any contract executed by him on behalf of a school district shall be guilty of misconduct and subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any such regulations shall be guilty of breach of contract and such contract shall be cancelled after notice and hearing by the responsible officers of such school district.

[3-] 4. Any other provision of the law to the contrary notwithstanding, in any county of the first class with a charter form of government adjoining a city not within a county, school buses may bear the word "special"."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Bill No. 23, Page 1, Line 1, by deleting all of said line by inserting in lieu thereof the following:

"AMEND House Committee Bill No. 23, Page 26, Section 105.470, Line 58, by inserting after the phrase "of consanguinity" the phrase "**or affinity**"; and

Further amend said bill and section, Page 26, Line 75 to Page 27, Line 80, by deleting all of said lines and inserting in lieu thereof the following:

~~"[(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;]"~~; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill, Pages 32-35, Section 105.473, by removing all of said section from the bill and inserting in lieu thereof the following:

"105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works; **and, for elected local government official lobbyists, the local government official to be lobbied.** The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch~~[-]~~ and judicial branch ~~[and legislative branch]~~ of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

~~(d) [The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:-~~

~~——— a. All members of the senate;-~~

~~——— b. All members of the house of representatives;-~~

~~——— c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or~~

~~——— d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;-~~

~~——— (e)] Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;~~

~~[(+)]~~ (e) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. ~~[No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.]~~

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any ~~member or member elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government~~ **public official** or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. No lobbyist shall make any contribution to, or expenditure on behalf of, any candidate committee formed by a candidate for statewide office, state representative, or state senator or any general assembly member's candidate committee for the purpose of providing any food, entertainment, lodging, or travel, and such candidate committees shall be barred from receiving such items. For purposes of this subsection, the term "expenditure" shall have the same meaning given to the term in section 105.470, and the terms "candidate", "candidate committee", and "contribution" shall have the same meanings given to the terms under section 130.011.

14. No lobbyist shall deliver any tangible or intangible item, service, or thing of value to any statewide elected official or member of the general assembly, or such person's staff, employees, spouse, or dependent children.

15. No lobbyist shall knowingly accept funds from any candidate committee, as defined under section 130.011, as reimbursement for delivering any tangible or intangible item, service, or thing of value to any statewide elected official or member of the general assembly, or such person's staff, employees, spouse, or dependent children.

16. No member of the general assembly or the governor, lieutenant governor, attorney general, secretary of state, state treasurer, or state auditor, or such person's staff, employees, spouse, or dependent children, shall:

(1) Accept any tangible or intangible item, service, or thing of value from any lobbyist; or
(2) Use funds from any candidate committee, as defined under section 130.011, to reimburse a lobbyist for delivering any tangible or intangible item, service, or thing of value to the person.

17. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and

Further amend said bill, Page 38, Section 263.245, Line 60, by inserting after all of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1 to House Amendment No. 3** goes beyond the scope of the underlying amendment.

Representative Houghton requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Swan, **House Amendment No. 3** was adopted.

Representative Rhoads offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Bill No. 23, Page 3, Section 59.800, Line 41, by inserting after all of said section and line the following:

"64.002. For purposes of a zoning law, ordinance, or code authorized and enacted under this chapter, a zoning or property classification of agricultural or horticultural shall include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421.

65.702. For purposes of a zoning law, ordinance, or code authorized and enacted under sections 65.650 to 65.700, a zoning or property classification of agricultural or horticultural shall include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421."; and

Further amend said bill, Page 15, Section 88.770, Line 47, by inserting after all of said section and line the following:

"89.020. 1. For the purpose of promoting health, safety, morals or the general welfare of the community, the legislative body of all cities, towns, and villages is hereby empowered to regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts, and other open spaces, the density of population, the preservation of features of historical significance, and the location and use of buildings, structures and land for trade, industry, residence or other purposes.

2. For the purpose of any zoning law, ordinance or code, the classification single family dwelling or single family residence shall include any home in which eight or fewer unrelated mentally or physically handicapped persons reside, and may include two additional persons acting as houseparents or guardians who need not be related to each other or to any of the mentally or physically handicapped persons residing in the home. In the case of any such residential home for mentally or physically handicapped persons, the local zoning authority may require that the exterior appearance of the home and property be in reasonable conformance with the general neighborhood standards. Further, the local zoning authority may establish reasonable standards regarding the density of such individual homes in any specific single family dwelling neighborhood.

3. No person or entity shall contract or enter into a contract which would restrict group homes or their location as described in this section from and after September 28, 1985.

4. Any county, city, town or village which has a population of at least five hundred and whose boundaries are partially contiguous with a portion of a lake with a shoreline of at least one hundred fifty miles shall have the authority to enforce its zoning laws, ordinances or codes for one hundred yards beyond the shoreline which is adjacent to its boundaries. In the event that a lake is not large enough to allow any county, city, town or village to enforce its zoning laws, ordinances or codes for one hundred yards beyond the shoreline without encroaching on the

enforcement powers granted another county, city, town or village under this subsection, the counties, cities, towns and villages whose boundaries are partially contiguous to such lake shall enforce their zoning laws, ordinances or orders under this subsection pursuant to an agreement entered into by such counties, cities, towns ~~[and]~~ or villages.

5. Should a single family dwelling or single family residence as ~~[defined]~~ **described** in subsection 2 of this section cease to operate for the purpose as set forth in subsection 2 of this section, any other use of such home, other than allowed by local zoning restrictions, must be approved by the local zoning authority.

6. For purposes of any zoning law, ordinance or code the classification of single family dwelling or single family residence shall include any private residence licensed by the children's division or department of mental health to provide foster care to one or more but less than seven children who are unrelated to either foster parent by blood, marriage or adoption. Nothing in this subsection shall be construed to relieve the children's division, the department of mental health or any other person, firm or corporation occupying or utilizing any single family dwelling or single family residence for the purposes specified in this subsection from compliance with any ordinance or regulation relating to occupancy permits except as to number and relationship of occupants or from compliance with any building or safety code applicable to actual use of such single family dwelling or single family residence.

7. Any city, town, or village that is granted zoning powers under this section and is located within a county that has adopted zoning regulations under chapter 64 may enact an ordinance to adopt by reference the zoning regulations of such county in lieu of adopting its own zoning regulations.

8. For purposes of any zoning law, ordinance, or code authorized and enacted under this section, a zoning or property classification of agricultural or horticultural shall include any sawmill or planing mill as defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 4** was adopted.

Representative Grier offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Bill No. 23, Page 32, Section 105.473, Line 8, by deleting the word "**official**" and inserting in lieu thereof the word "**entity**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 5** was adopted.

Representative Reisch offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Bill No. 23, Page 41, Section 321.246, Line 96, by inserting the following after all of said section and line:

"321.320. **1. Except as provided in subsection 2 of this section**, if any property, located within the boundaries of a fire protection district, is included within a city having a population of forty thousand inhabitants or more, which city is not wholly within the fire protection district, and which city maintains a city fire department, the property is excluded from the fire protection district.

2. Unless the municipality and fire protection district contract otherwise, a fire protection district serving an area included within any annexation on or after January 1, 2019, by a municipality located in any county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants having a fire department, including simplified boundary changes, shall, following the annexation:

- (1) Continue to provide fire protection services, including emergency medical services to such area;
- (2) Levy and collect any tax upon all taxable property included within the annexed area authorized under chapter 321; and
- (3) Enforce any fire protection and fire prevention ordinances adopted and amended by the fire protection district in such area."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reisch, **House Amendment No. 6** was adopted.

Representative Davis offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Bill No. 23, Page 17, Section 92.820, Line 46, by inserting the following after all of said line:

"94.841. 1. The governing body of any home rule city with more than forty-seven thousand but fewer than fifty-two thousand inhabitants and partially located in any county of the first classification with more than one hundred fifteen thousand but fewer than one hundred fifty thousand inhabitants may impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels or motels situated in the city or a portion thereof, which shall not be more than seven percent per occupied room per night, except that such tax shall not become effective unless the governing body of the city submits to the voters of the city at a state general, primary, or special election a proposal to authorize the governing body of the city to impose a tax under this section. The tax authorized in this section shall be in addition to the charge for the sleeping room and all other taxes imposed by law, and the proceeds of such tax shall be used by the city for the promotion of tourism, visitors, conferences, and related purposes. Such tax shall be stated separately from all other charges and taxes.

2. The ballot of submission for the tax authorized in this section shall be in substantially the following form:

Shall (insert the name of the city) impose a tax on the charges for all sleeping rooms paid by the transient guests of hotels and motels situated in (name of city) at a rate of (insert rate of percent) percent for the purpose of the promotion of tourism?

? YES ? NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the tax shall become effective on the first day of the second calendar quarter following the calendar quarter in which the election was held. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the tax authorized by this section shall not become effective unless and until the question is resubmitted under this section to the qualified voters of the city and such question is approved by a majority of the qualified voters of the city voting on the question."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew offered **House Amendment No. 1 to House Amendment No. 7**.

House Amendment No. 1
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Bill No. 23, Page 1, Line 1, by inserting after the phrase "No. 23," the following:

"Page 14, Section 82.505, Line 19, by inserting immediately after all of said section and line the following:

"84.510. 1. For the purpose of operation of the police department herein created, the chief of police, with the approval of the board, shall appoint such number of police department employees, including police officers and civilian employees as the chief of police from time to time deems necessary.

2. The base annual compensation of police officers shall be as follows for the several ranks:

(1) Lieutenant colonels, not to exceed five in number, at not less than seventy-one thousand nine hundred sixty-nine dollars, nor more than ~~[one hundred thirty-three thousand eight hundred eighty-eight]~~ **one hundred forty-six thousand one hundred twenty four** dollars per annum each;

(2) Majors at not less than sixty-four thousand six hundred seventy-one dollars, nor more than ~~[one hundred twenty-two thousand one hundred fifty-three]~~ **one hundred thirty-three thousand three hundred twenty** dollars per annum each;

(3) Captains at not less than fifty-nine thousand five hundred thirty-nine dollars, nor more than ~~[one hundred eleven thousand four hundred thirty-four]~~ **one hundred twenty-one thousand six hundred eight** dollars per annum each;

(4) Sergeants at not less than forty-eight thousand six hundred fifty-nine dollars, nor more than ~~[ninety-seven thousand eighty-six]~~ **one hundred six thousand five hundred sixty** dollars per annum each;

(5) Master patrol officers at not less than fifty-six thousand three hundred four dollars, nor more than ~~[eighty-seven thousand seven hundred one]~~ **ninety-four thousand three hundred thirty-two** dollars per annum each;

(6) Master detectives at not less than fifty-six thousand three hundred four dollars, nor more than ~~[eighty-seven thousand seven hundred one]~~ **ninety-four thousand three hundred thirty-two** dollars per annum each;

(7) Detectives, investigators, and police officers at not less than twenty-six thousand six hundred forty-three dollars, nor more than ~~[eighty-two thousand six hundred nineteen]~~ **eighty-seven thousand six hundred thirty-six** dollars per annum each.

3. The board of police commissioners has the authority by resolution to effect a comprehensive pay schedule program to provide for step increases with separate pay rates within each rank, in the above-specified salary ranges from police officers through chief of police.

4. Officers assigned to wear civilian clothes in the performance of their regular duties may receive an additional one hundred fifty dollars per month clothing allowance. Uniformed officers may receive seventy-five dollars per month uniform maintenance allowance.

5. The chief of police, subject to the approval of the board, shall establish the total regular working hours for all police department employees, and the board has the power, upon recommendation of the chief, to pay additional compensation for all hours of service rendered in excess of the established regular working period, but the rate of overtime compensation shall not exceed one and one-half times the regular hourly rate of pay to which each member shall normally be entitled. No credit shall be given nor deductions made from payments for overtime for the purpose of retirement benefits.

6. The board of police commissioners, by majority affirmative vote, including the mayor, has the authority by resolution to authorize incentive pay in addition to the base compensation as provided for in subsection 2 of this section, to be paid police officers of any rank who they determine are assigned duties which require an extraordinary degree of skill, technical knowledge and ability, or which are highly demanding or unusual. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

7. The board of police commissioners may effect programs to provide additional compensation for successful completion of academic work at an accredited college or university. No credit shall be given nor deductions made from these payments for the purpose of retirement benefits.

8. The additional pay increments provided in subsections 6 and 7 of this section shall not be considered a part of the base compensation of police officers of any rank and shall not exceed ten percent of what the officer would otherwise be entitled to pursuant to subsections 2 and 3 of this section.

9. Not more than twenty-five percent of the officers in any rank who are receiving the maximum rate of pay authorized by subsections 2 and 3 of this section may receive the additional pay increments authorized by subsections 6 and 7 of this section at any given time. However, any officer receiving a pay increment provided pursuant to the provisions of subsections 6 and 7 of this section shall not be deprived of such pay increment as a result of the limitations of this subsection."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1 to House Amendment No. 7** was adopted.

Representative Lavender offered **House Amendment No. 2 to House Amendment No. 7**.

House Amendment No. 2
to
House Amendment No. 7

AMEND House Amendment No. 7 to House Committee Bill No. 23, Page 1, Line 32, by inserting after said Line the following:

"Further amend said bill, Page 26, Section 105.470, Line 58, by inserting after the phrase "of consanguinity" the phrase "**or affinity**"; and

Further amend said bill and section, Page 26, Line 75 to Page 27, Line 80, by deleting all of said lines and inserting in lieu thereof the following:

~~"[(f) The transfer of any item, provision of any service or granting of any opportunity with a reasonably discernible cost or fair market value when such item, service or opportunity is necessary for a public official or employee to perform his or her duty in his or her official capacity, including but not limited to entrance fees to any sporting event, museum, or other venue when the official or employee is participating in a ceremony, public presentation or official meeting therein;]"~~; and

Further amend said bill and section by renumbering subdivisions accordingly; and

Further amend said bill, Pages 32-35, Section 105.473 by removing all of said section from the bill and inserting in lieu thereof the following:

"105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after beginning any activities as a lobbyist, file standardized registration forms, verified by a written declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with the commission. The forms shall include the lobbyist's name and business address, the name and address of all persons such lobbyist employs for lobbying purposes, the name and address of each lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or works; **and, for elected local government official lobbyists, the local government official to be lobbied.** The commission shall maintain files on all lobbyists' filings, which shall be open to the public. Each lobbyist shall file an updating statement under oath within one week of any addition, deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another person for lobbying purposes may notify the commission that a judicial, executive or legislative lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed from the commission's files.

2. Each person shall, before giving testimony before any committee of the general assembly, give to the secretary of such committee such person's name and address and the identity of any lobbyist or organization, if any, on whose behalf such person appears. A person who is not a lobbyist as defined in section 105.470 shall not be required to give such person's address if the committee determines that the giving of such address would endanger the person's physical health.

3. (1) During any period of time in which a lobbyist continues to act as an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the lobbyist shall file with the commission on standardized forms prescribed by the commission monthly reports which shall be due at the close of business on the tenth day of the following month;

(2) Each report filed pursuant to this subsection shall include a statement, verified by a written declaration that it is made under the penalties of perjury, setting forth the following:

(a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all public officials, their staffs and employees, and their spouses and dependent children, which expenditures shall be separated into at least the following categories by the executive branch~~[,] and judicial branch [and legislative branch]~~ of government: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals, food and beverages; and gifts;

(b) The total of all expenditures by the lobbyist or his or her lobbyist principals made on behalf of all elected local government officials, their staffs and employees, and their spouses and children. Such expenditures shall be separated into at least the following categories: printing and publication expenses; media and other advertising expenses; travel; the time, venue, and nature of any entertainment; honoraria; meals; food and beverages; and gifts;

(c) An itemized listing of the name of the recipient and the nature and amount of each expenditure by the lobbyist or his or her lobbyist principal, including a service or anything of value, for all expenditures made during any reporting period, paid or provided to or for a public official or elected local government official, such official's staff, employees, spouse or dependent children;

(d) ~~[The total of all expenditures made by a lobbyist or lobbyist principal for occasions and the identity of the group invited, the date and description of the occasion and the amount of the expenditure for each occasion when any of the following are invited in writing:-~~

~~—— a. All members of the senate;~~

~~—— b. All members of the house of representatives;~~

~~—— c. All members of a joint committee of the general assembly or a standing committee of either the house of representatives or senate; or~~

~~—— d. All members of a caucus of the majority party of the house of representatives, minority party of the house of representatives, majority party of the senate, or minority party of the senate;~~

~~—— (e)]~~ Any expenditure made on behalf of a public official, an elected local government official or such official's staff, employees, spouse or dependent children, if such expenditure is solicited by such official, the official's staff, employees, or spouse or dependent children, from the lobbyist or his or her lobbyist principals and the name of such person or persons, except any expenditures made to any not-for-profit corporation, charitable, fraternal or civic organization or other association formed to provide for good in the order of benevolence;

~~[(f)]~~ (e) A statement detailing any direct business relationship or association or partnership the lobbyist has with any public official or elected local government official. The reports required by this subdivision shall cover the time periods since the filing of the last report or since the lobbyist's employment or representation began, whichever is most recent.

4. No expenditure reported pursuant to this section shall include any amount expended by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this section shall be valued on the report at the actual amount of the payment made, or the charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such lobbyists. ~~[No expenditure shall be made on behalf of a state senator or state representative, or such public official's staff, employees, spouse, or dependent children for travel or lodging outside the state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by the administration and accounts committee of the house or the administration committee of the senate.]~~

5. Any lobbyist principal shall provide in a timely fashion whatever information is reasonably requested by the lobbyist principal's lobbyist for use in filing the reports required by this section.

6. All information required to be filed pursuant to the provisions of this section with the commission shall be kept available by the executive director of the commission at all times open to the public for inspection and copying for a reasonable fee for a period of five years from the date when such information was filed.

7. No person shall knowingly employ any person who is required to register as a registered lobbyist but is not registered pursuant to this section. Any person who knowingly violates this subsection shall be subject to a civil penalty in an amount of not more than ten thousand dollars for each violation. Such civil penalties shall be collected by action filed by the commission.

8. No lobbyist shall knowingly omit, conceal, or falsify in any manner information required pursuant to this section.

9. The prosecuting attorney of Cole County shall be reimbursed only out of funds specifically appropriated by the general assembly for investigations and prosecutions for violations of this section.

10. Any public official or other person whose name appears in any lobbyist report filed pursuant to this section who contests the accuracy of the portion of the report applicable to such person may petition the commission for an audit of such report and shall state in writing in such petition the specific disagreement with the contents of such report. The commission shall investigate such allegations in the manner described in section 105.959. If the commission determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter an order requiring filing of an amended or corrected report.

11. The commission shall provide a report listing the total spent by a lobbyist for the month and year to any ~~any [member or member elect of the general assembly, judge or judicial officer, or any other person holding an elective office of state government]~~ **public official** or any elected local government official on or before the twentieth day of each month. For the purpose of providing accurate information to the public, the commission shall not publish information in either written or electronic form for ten working days after providing the report pursuant to this subsection. The commission shall not release any portion of the lobbyist report if the accuracy of the report has been questioned pursuant to subsection 10 of this section unless it is conspicuously marked "Under Review".

12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose behalf the lobbyist acted, shall provide a general description of the proposed legislation or action by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or opposed. This information shall be supplied to the commission on March fifteenth and May thirtieth of each year.

13. No lobbyist shall make any contribution to, or expenditure on behalf of, any candidate committee formed by a candidate for statewide office, state representative, state senator, or local government official, or any general assembly member's candidate committee for the purpose of providing any food, entertainment, lodging, or travel, and such candidate committees shall be barred from receiving such items. For purposes of this subsection, the term "expenditure" shall have the same meaning given to the term in section 105.470, and the terms "candidate", "candidate committee", and "contribution" shall have the same meanings given to the terms under section 130.011.

14. No lobbyist shall deliver any tangible or intangible item, service, or thing of value to any statewide elected official, member of the general assembly, local government official, or such person's staff, employees, spouse, or dependent children.

15. No lobbyist shall knowingly accept funds from any candidate committee, as defined under section 130.011, as reimbursement for delivering any tangible or intangible item, service, or thing of value to any statewide elected official or member of the general assembly, or such person's staff, employees, spouse, or dependent children.

16. No member of the general assembly or the governor, lieutenant governor, attorney general, secretary of state, state treasurer, state auditor, or local government official, or such person's staff, employees, spouse, or dependent children, shall:

(1) Accept any tangible or intangible item, service, or thing of value from any lobbyist; or

(2) Use funds from any candidate committee, as defined under section 130.011, to reimburse a lobbyist for delivering any tangible or intangible item, service, or thing of value to the person.

17. The provisions of this section shall supersede any contradicting ordinances or charter provisions."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 2 to House Amendment No. 7** goes beyond the scope of the underlying amendment.

Representative Houghton requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Davis, **House Amendment No. 7, as amended**, was adopted.

Representative Roeber offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Bill No. 23, Page 41, Section 321.246, Line 96, by inserting after all of said section and line the following:

"321.315. 1. Notwithstanding any other provision of this chapter or chapter 72, any owner of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may petition the circuit court in the county in which the real property is located requesting a declaratory judgment under sections 527.010 to 527.130 as to which one fire protection district or fire department has jurisdiction over the property regarding the provision of fire protection and emergency services and the levy of taxes. Two or more owners of real property that is alleged to be subject to the levy of taxes and the jurisdiction of two fire protection districts, or alleged to be subject to the levy of taxes and the jurisdiction of one fire protection district and one fire department, may jointly petition the circuit court.

2. The fire protection district or fire department that is found not to have jurisdiction over the real property that is the subject of the declaratory judgment shall be liable for the costs of the action, including reasonable attorney fees, to the other parties to the action.

3. Any person as defined in section 527.130 that is aggrieved by the judgment and decree of the circuit court may appeal in like manner as appeals are taken in other civil cases.

527.130. The word "person", wherever used in sections 527.010 to 527.130, shall be construed to mean any person, including a minor represented by next friend or guardian ad litem and any other person under disability lawfully represented, partnership, joint-stock company, corporation, unincorporated association or society, **fire protection district**, or municipal or other corporation of any character whatsoever."; and

Further amend said bill and page, Section 640.648, Line 10, by inserting after all of said section and line the following:

"Section B. Because immediate action is necessary to prevent citizens of this state from double taxation for fire protection services, the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 321.315 and the repeal and reenactment of section 527.130 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent offered **House Amendment No. 1 to House Amendment No. 8.**

House Amendment No. 1
to
House Amendment No. 8

AMEND House Amendment No. 8 to House Committee Bill No. 23, Page 1, Line 1, by deleting said Line and inserting in lieu thereof the following:

"AMEND House Committee Bill No. 23, Page 38, Section 263.245, Line 60, by inserting immediately after said line the following:

"320.086. 1. Nothing contained in sections 320.081 to 320.086 shall allow access to records otherwise closed under sections 610.100 to 610.105[~~RSMo Supp. 1982~~].

2. Nothing contained in sections 320.081 to 320.086 shall restrict or waive the attorney-client privilege.

3. The portion of a record that is individually identifiable health information as defined by the Health Insurance Portability and Accountability Act of 1996 (HIPAA), P.L. 104-191, as amended, may be closed records as provided under sections 610.100 to 610.105 if maintained by fire departments and fire protection districts. Notwithstanding the foregoing, all fire departments and fire protection districts shall produce for every call to the department or district an "incident report" as defined in section 610.100 that shall include the date, time, specific location, and name of the owner of the specific location or any vehicle involved in the incident, if known. All incident reports shall be open records under section 620.100."; and

Further amend said bill, Page 41, Section 321.246, Line 96, by inserting after all of said"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1 to House Amendment No. 8** was adopted.

On motion of Representative Roeber, **House Amendment No. 8, as amended**, was adopted.

Representative Korman offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Bill No. 23, Page 13, Section 67.4600, Line 171, by inserting immediately after said section and line the following:

"71.012. 1. Notwithstanding the provisions of sections 71.015 and 71.860 to 71.920, the governing body of any city, town or village may annex unincorporated areas which are contiguous and compact to the existing corporate limits of the city, town or village pursuant to this section. The term "contiguous and compact" does not include a situation whereby the unincorporated area proposed to be annexed is contiguous to the annexing city, town or village only by a railroad line, trail, pipeline or other strip of real property less than one-quarter mile in width within the city, town or village so that the boundaries of the city, town or village after annexation would leave unincorporated areas between the annexed area and the prior boundaries of the city, town or village connected only by such railroad line, trail, pipeline or other such strip of real property. **The term "contiguous and compact" shall include a situation whereby the unincorporated area proposed to be annexed would be contiguous and compact to the existing corporate limits of the city, town, or village but for an intervening roadway or**

railroad right-of-way, regardless of whether any other city, town, or village has annexed such roadway or railroad right-of-way or otherwise has an easement in such roadway or railroad right-of-way. The term contiguous and compact does not prohibit voluntary annexations pursuant to this section merely because such voluntary annexation would create an island of unincorporated area within the city, town or village, so long as the owners of the unincorporated island were also given the opportunity to voluntarily annex into the city, town or village. Notwithstanding the provisions of this section, the governing body of any city, town or village in any county of the third classification which borders a county of the fourth classification, a county of the second classification and the Mississippi River may annex areas along a road or highway up to two miles from existing boundaries of the city, town or village or the governing body in any city, town or village in any county of the third classification without a township form of government with a population of at least twenty-four thousand inhabitants but not more than thirty thousand inhabitants and such county contains a state correctional center may voluntarily annex such correctional center pursuant to the provisions of this section if the correctional center is along a road or highway within two miles from the existing boundaries of the city, town or village.

2. (1) When a notarized petition, requesting annexation and signed by the owners of all fee interests of record in all tracts of real property located within the area proposed to be annexed, or a request for annexation signed under the authority of the governing body of any common interest community and approved by a majority vote of unit owners located within the area proposed to be annexed is presented to the governing body of the city, town or village, the governing body shall hold a public hearing concerning the matter not less than fourteen nor more than sixty days after the petition is received, and the hearing shall be held not less than seven days after notice of the hearing is published in a newspaper of general circulation qualified to publish legal matters and located within the boundary of the petitioned city, town or village. If no such newspaper exists within the boundary of such city, town or village, then the notice shall be published in the qualified newspaper nearest the petitioned city, town or village. For the purposes of this subdivision, the term "common-interest community" shall mean a condominium as said term is used in chapter 448, or a common-interest community, a cooperative, or a planned community.

(a) A "common-interest community" shall be defined as real property with respect to which a person, by virtue of such person's ownership of a unit, is obliged to pay for real property taxes, insurance premiums, maintenance or improvement of other real property described in a declaration. "Ownership of a unit" does not include a leasehold interest of less than twenty years in a unit, including renewal options;

(b) A "cooperative" shall be defined as a common-interest community in which the real property is owned by an association, each of whose members is entitled by virtue of such member's ownership interest in the association to exclusive possession of a unit;

(c) A "planned community" shall be defined as a common-interest community that is not a condominium or a cooperative. A condominium or cooperative may be part of a planned community.

(2) At the public hearing any interested person, corporation or political subdivision may present evidence regarding the proposed annexation. If, after holding the hearing, the governing body of the city, town or village determines that the annexation is reasonable and necessary to the proper development of the city, town or village, and the city, town or village has the ability to furnish normal municipal services to the area to be annexed within a reasonable time, it may, subject to the provisions of subdivision (3) of this subsection, annex the territory by ordinance without further action.

(3) If a written objection to the proposed annexation is filed with the governing body of the city, town or village not later than fourteen days after the public hearing by at least five percent of the qualified voters of the city, town or village, or two qualified voters of the area sought to be annexed if the same contains two qualified voters, the provisions of sections 71.015 and 71.860 to 71.920, shall be followed.

3. If no objection is filed, the city, town or village shall extend its limits by ordinance to include such territory, specifying with accuracy the new boundary lines to which the city's, town's or village's limits are extended. Upon duly enacting such annexation ordinance, the city, town or village shall cause three certified copies of the same to be filed with the county assessor and the clerk of the county wherein the city, town or village is located, and one certified copy to be filed with the election authority, if different from the clerk of the county which has jurisdiction over the area being annexed, whereupon the annexation shall be complete and final and thereafter all courts of this state shall take judicial notice of the limits of that city, town or village as so extended.

4. That a petition requesting annexation is not or was not verified or notarized shall not affect the validity of an annexation heretofore or hereafter undertaken in accordance with this section.

5. Any action of any kind seeking to deannex from any city, town, or village any area annexed under this section, or seeking in any way to reverse, invalidate, set aside, or otherwise challenge such annexation or oust such city, town, or village from jurisdiction over such annexed area shall be brought within five years of the date of adoption of the annexation ordinance.

71.015. 1. Should any city, town, or village, not located in any county of the first classification which has adopted a constitutional charter for its own local government, seek to annex an area to which objection is made, the following shall be satisfied:

(1) Before the governing body of any city, town, or village has adopted a resolution to annex any unincorporated area of land, such city, town, or village shall first as a condition precedent determine that:

(a) The land to be annexed is contiguous to the existing city, town, or village limits and that the length of the contiguous boundary common to the existing city, town, or village limit and the proposed area to be annexed is at least fifteen percent of the length of the perimeter of the area proposed for annexation; **or**

(b) The land to be annexed would be contiguous and compact to the existing city, town, or village limits but for an intervening roadway or railroad right-of-way, and the shared border of the land to be annexed and existing city, town, or village composes at least fifteen percent of the total perimeter of the land to be annexed. For purposes of calculating the length of such border under this paragraph, the border between the land to be annexed and the existing city, town, or village shall be deemed to be:

a. If an intervening roadway, the centerline; or

b. If a railroad right-of-way, the midpoint between the outermost rails if there are rails or the best estimate of the middle of the right-of-way if there are no rails.

(2) The governing body of any city, town, or village shall propose an ordinance setting forth the following:

(a) The area to be annexed and affirmatively stating that the boundaries comply with the condition precedent referred to in subdivision (1) above;

(b) That such annexation is reasonable and necessary to the proper development of the city, town, or village;

(c) That the city has developed a plan of intent to provide services to the area proposed for annexation;

(d) That a public hearing shall be held prior to the adoption of the ordinance;

(e) When the annexation is proposed to be effective, the effective date being up to thirty-six months from the date of any election held in conjunction thereto.

(3) The city, town, or village shall fix a date for a public hearing on the ordinance and make a good faith effort to notify all fee owners of record within the area proposed to be annexed by certified mail, not less than thirty nor more than sixty days before the hearing, and notify all residents of the area by publication of notice in a newspaper of general circulation qualified to publish legal matters in the county or counties where the proposed area is located, at least once a week for three consecutive weeks prior to the hearing, with at least one such notice being not more than twenty days and not less than ten days before the hearing.

(4) At the hearing referred to in subdivision (3), the city, town, or village shall present the plan of intent and evidence in support thereof to include:

(a) A list of major services presently provided by the city, town, or village including, but not limited to, police and fire protection, water and sewer systems, street maintenance, parks and recreation, and refuse collection;

(b) A proposed time schedule whereby the city, town, or village plans to provide such services to the residents of the proposed area to be annexed within three years from the date the annexation is to become effective;

(c) The level at which the city, town, or village assesses property and the rate at which it taxes that property;

(d) How the city, town, or village proposes to zone the area to be annexed;

(e) When the proposed annexation shall become effective.

(5) Following the hearing, and either before or after the election held in subdivision (6) of this subsection, should the governing body of the city, town, or village vote favorably by ordinance to annex the area, the governing body of the city, town or village shall file an action in the circuit court of the county in which such unincorporated area is situated, under the provisions of chapter 527, praying for a declaratory judgment authorizing such annexation. The petition in such action shall state facts showing:

(a) The area to be annexed and its conformity with the condition precedent referred to in subdivision (1) of this subsection;

(b) That such annexation is reasonable and necessary to the proper development of the city, town, or village; and

(c) The ability of the city, town, or village to furnish normal municipal services of the city, town, or village to the unincorporated area within a reasonable time not to exceed three years after the annexation is to become effective. Such action shall be a class action against the inhabitants of such unincorporated area under the provisions of section 507.070.

(6) Except as provided in subsection 3 of this section, if the court authorizes the city, town, or village to make an annexation, the legislative body of such city, town, or village shall not have the power to extend the limits of the city, town, or village by such annexation until an election is held at which the proposition for annexation is approved by a majority of the total votes cast in the city, town, or village and by a separate majority of the total votes cast in the unincorporated territory sought to be annexed. However, should less than a majority of the total votes cast in the area proposed to be annexed vote in favor of the proposal, but at least a majority of the total votes cast in the city, town, or village vote in favor of the proposal, then the proposal shall again be voted upon in not more than one hundred twenty days by both the registered voters of the city, town, or village and the registered voters of the area proposed to be annexed. If at least two-thirds of the qualified electors voting thereon are in favor of the annexation, then the city, town, or village may proceed to annex the territory. If the proposal fails to receive the necessary majority, no part of the area sought to be annexed may be the subject of another proposal to annex for a period of two years from the date of the election, except that, during the two-year period, the owners of all fee interests of record in the area or any portion of the area may petition the city, town, or village for the annexation of the land owned by them pursuant to the procedures in section 71.012. The elections shall if authorized be held, except as herein otherwise provided, in accordance with the general state law governing special elections, and the entire cost of the election or elections shall be paid by the city, town, or village proposing to annex the territory.

(7) Failure to comply in providing services to the said area or to zone in compliance with the plan of intent within three years after the effective date of the annexation, unless compliance is made unreasonable by an act of God, shall give rise to a cause of action for deannexation which may be filed in the circuit court by any resident of the area who was residing in the area at the time the annexation became effective.

(8) No city, town, or village which has filed an action under this section as this section read prior to May 13, 1980, which action is part of an annexation proceeding pending on May 13, 1980, shall be required to comply with subdivision (5) of this subsection in regard to such annexation proceeding.

(9) If the area proposed for annexation includes a public road or highway but does not include all of the land adjoining such road or highway, then such fee owners of record, of the lands adjoining said highway shall be permitted to intervene in the declaratory judgment action described in subdivision (5) of this subsection.

2. Notwithstanding any provision of subsection 1 of this section, for any annexation by any city with a population of three hundred fifty thousand or more inhabitants which is located in more than one county that becomes effective after August 28, 1994, if such city has not provided water and sewer service to such annexed area within three years of the effective date of the annexation, a cause of action shall lie for deannexation, unless the failure to provide such water and sewer service to the annexed area is made unreasonable by an act of God. The cause of action for deannexation may be filed in the circuit court by any resident of the annexed area who is presently residing in the area at the time of the filing of the suit and was a resident of the annexed area at the time the annexation became effective. If the suit for deannexation is successful, the city shall be liable for all court costs and attorney fees.

3. Notwithstanding the provisions of subdivision (6) of subsection 1 of this section, all cities, towns, and villages located in any county of the first classification with a charter form of government with a population of two hundred thousand or more inhabitants which adjoins a county with a population of nine hundred thousand or more inhabitants shall comply with the provisions of this subsection. If the court authorizes any city, town, or village subject to this subsection to make an annexation, the legislative body of such city, town or village shall not have the power to extend the limits of such city, town, or village by such annexation until an election is held at which the proposition for annexation is approved by a majority of the total votes cast in such city, town, or village and by a separate majority of the total votes cast in the unincorporated territory sought to be annexed; except that:

(1) In the case of a proposed annexation in any area which is contiguous to the existing city, town or village and which is within an area designated as flood plain by the Federal Emergency Management Agency and which is inhabited by no more than thirty registered voters and for which a final declaratory judgment has been granted prior to January 1, 1993, approving such annexation and where notarized affidavits expressing approval of the proposed annexation are obtained from a majority of the registered voters residing in the area to be annexed, the area may be annexed by an ordinance duly enacted by the governing body and no elections shall be required; and

(2) In the case of a proposed annexation of unincorporated territory in which no qualified electors reside, if at least a majority of the qualified electors voting on the proposition are in favor of the annexation, the city, town or village may proceed to annex the territory and no subsequent election shall be required.

If the proposal fails to receive the necessary separate majorities, no part of the area sought to be annexed may be the subject of any other proposal to annex for a period of two years from the date of such election, except that, during the two-year period, the owners of all fee interests of record in the area or any portion of the area may petition the city, town, or village for the annexation of the land owned by them pursuant to the procedures in section 71.012 or 71.014.

The election shall, if authorized, be held, except as otherwise provided in this section, in accordance with the general state laws governing special elections, and the entire cost of the election or elections shall be paid by the city, town, or village proposing to annex the territory. Failure of the city, town or village to comply in providing services to the area or to zone in compliance with the plan of intent within three years after the effective date of the annexation, unless compliance is made unreasonable by an act of God, shall give rise to a cause of action for deannexation which may be filed in the circuit court not later than four years after the effective date of the annexation by any resident of the area who was residing in such area at the time the annexation became effective or by any nonresident owner of real property in such area.

4. Except for a cause of action for deannexation under subdivision (2) of subsection 3 of this section, any action of any kind seeking to deannex from any city, town, or village any area annexed under this section, or seeking in any way to reverse, invalidate, set aside, or otherwise challenge such annexation or oust such city, town, or village from jurisdiction over such annexed area shall be brought within five years of the date of the adoption of the annexation ordinance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 9** was adopted.

Representative Stacy offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Bill No. 23, Page 37, Section 137.556, Line 16, by inserting after all of said section and line, the following:

"238.216. 1. Except as otherwise provided in section 238.220 with respect to the election of directors, in order to call any election required or allowed under sections 238.200 to 238.275, the circuit court shall:

(1) Order the county clerk to cause the questions to appear on the ballot on the next regularly scheduled general, primary or special election day, which date shall be the same in each county or portion of a county included within and voting upon the proposed district;

(2) If the election is to be a mail-in election, specify a date on which ballots for the election shall be mailed, which date shall be a Tuesday, and shall be not earlier than the eighth Tuesday from the issuance of the order, and shall not be on the same day as an election conducted under the provisions of chapter 115; or

(3) If all the owners of property in the district joined in the petition for formation of the district, such owners may cast their ballot by unanimous verified petition approving any measure submitted to them as voters pursuant to this chapter. Each owner shall receive one vote per acre owned. Fractional votes shall be allowed. The verified petition shall be filed with the circuit court clerk. The filing of a unanimous petition shall constitute an election under sections 238.200 to 238.275 and the results of said election shall be entered pursuant to subsection 6 of this section.

2. In the case of an election by mail-in ballot where the qualified voters are the real property owners under subsection 2 of section 238.220, application for a ballot shall be [conducted as follows] required, and such application process shall be:

(1) Only qualified voters shall be entitled to apply for a ballot;

(2) Such persons shall apply with the clerk of the circuit court in which the petition was filed;

(3) Each person applying shall provide:

(a) Such person's name, address, mailing address, and phone number; **and**

(b) An authorized signature; and

(c) Evidence that such person is entitled to vote. Such evidence **for owners of real property** shall be[=

—— a. For resident individuals, proof of registration from the election authority;

—— b. For owners of real property,] a tax receipt or deed or other document which evidences ownership, and identifies the real property by location;

(4) No person shall apply later than the fourth Tuesday before the date for mailing ballots specified in the circuit court's order.

3. ~~[If the election is to be a mail-in election]~~ **In the case of an election by mail-in ballot where the qualified voters are registered voters, the qualified voters shall not have to apply for ballots, but shall be issued a ballot as follows:**

(1) **Only qualified voters, who are registered on the forty-fifth day prior to the date set by the circuit court for the mailing of ballots, shall be entitled to be mailed a ballot; and**

(2) **The election authority shall provide the circuit court with the names and addresses of all registered voters within the proposed transportation development district according to the records of the election authority on the forty-fifth day prior to the date set by the circuit court for the mailing of ballots.**

4. In the case of an election by mail-in ballot where the qualified voters are the real property owners under subsection 2 of section 238.220, the circuit court shall mail a ballot to each qualified voter who applied for a ballot pursuant to subsection 2 of this section along with a return addressed envelope directed to the circuit court clerk's office with a sworn affidavit on the reverse side of such envelope for the voter's signature. Such affidavit shall be in the following form:

I hereby declare under penalties of perjury that I am qualified to vote, or to affix my authorized signature in the name of an entity which is entitled to vote, in this election.

Subscribed and sworn to before me this _____ day of _____, 20____

Authorized Signature

Printed Name of Voter Signature of notary or other officer authorized to administer oaths.

Mailing Address of Voter (if different)

5. In the case of an election by mail-in ballot where the qualified voters are registered voters, the circuit court shall mail a ballot to each qualified voter whose name was provided by the election authority under subsection 3 of this section along with a return envelope addressed to the circuit court clerk's office.

6. The return identification envelope shall contain an affidavit that is substantially the following form:

PLEASE PRINT:

NAME: _____

I declare under penalty of perjury, a felony, that I am a qualified voter for this election as shown on voter registration records and that I have voted the enclosed ballot and am returning it in compliance with section 238.216, RSMo, and have not and will not vote more than one ballot in this election.

I also understand that failure to complete the information below will invalidate my ballot.

Signature

Residence Address

Mailing Address (if different)

7. Upon receipt of the ballot, the voter shall mark it, place and seal the marked ballot in the secrecy envelope supplied with the ballot, place and seal the secrecy envelope containing the marked ballot in the return identification envelope supplied with the ballot that has been signed by the voter, and return the marked ballot to the circuit court, no later than the date required under subsection 11 of this section, by United States mail or by personally delivering the ballot to the circuit court.

8. The circuit court may provide additional sites for return delivery of ballots. The circuit court may also provide for the prepayment of postage on the return ballots.

9. Any costs incurred by the circuit court in the administration of an election under this section shall be paid by the petitioners.

~~[4-]~~ **10.** Except as otherwise provided in subsection 2 of section 238.220, with respect to the election of directors, each qualified voter shall have one vote, unless the qualified voters are property owners under subdivision (2) of subsection 2 of section 238.202, in which case they shall receive one vote per acre. Each voter which is not an individual shall determine how to cast its vote as provided for in its articles of incorporation, articles of organization, articles of partnership, bylaws, or other document which sets forth an appropriate mechanism for the determination of the entity's vote. If a voter has no such mechanism, then its vote shall be cast as determined by a majority of the persons who run the day-to-day affairs of the voter. Each voted ballot shall be signed with the authorized signature.

~~[5-]~~ **11.** Mail-in voted ballots shall be returned to the circuit court clerk's office by mail or hand delivery no later than 5:00 p.m. on the sixth Tuesday after the date for mailing the ballots as set forth in the circuit court's order. The circuit court's clerk shall transmit all voted ballots to a team of judges of not less than four, with an equal number from each of the two major political parties. The judges shall be selected by the circuit court from lists compiled by the election authority. Upon receipt of the voted ballots, the judges shall verify the authenticity of the ballots, canvass the votes, and certify the results. Certification by the election judges shall be final and shall be immediately transmitted to the circuit court. Any qualified voter who voted in such election may contest the result in the same manner as provided in chapter 115.

~~[6-]~~ **12.** The results of the election shall be entered upon the records of the circuit court of the county in which the petition was filed. Also, a certified copy thereof shall be filed with the county clerk of each county in which a portion of the proposed district lies, who shall cause the same to be spread upon the records of the county commission."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brown 57	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeyer	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Rehder	Remole
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

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NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 026

Arthur	Barnes 60	Bernskoetter	Brattin	Chipman
Cookson	DeGroot	Engler	Fraker	Gray
Hill	Korman	Lichtenegger	McCann Beatty	McDaniel
Merideth 80	Mitten	Muntzel	Peters	Plocher
Reiboldt	Reisch	Rhoads	Roden	Schroer
Smith 85				

VACANCIES: 002

Representative Stacy moved that **House Amendment No. 10** be adopted.

Which motion was defeated.

Representative Matthiesen offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Bill No. 23, Page 36, Section 108.120, Line 14, by inserting after all of said line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and

appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) **"Reliever airport", any land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System that may receive federal airport improvement project funds through the Federal Aviation Administration;**

(6) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place.

137.016. 1. As used in Section 4(b) of Article X of the Missouri Constitution, the following terms mean:

(1) "Residential property", all real property improved by a structure which is used or intended to be used for residential living by human occupants, vacant land in connection with an airport, land used as a golf course, manufactured home parks, bed and breakfast inns in which the owner resides and uses as a primary residence with six or fewer rooms for rent, and time-share units as defined in section 407.600, except to the extent such units are actually rented and subject to sales tax under subdivision (6) of subsection 1 of section 144.020, but residential property shall not include other similar facilities used primarily for transient housing. For the purposes of this section, "transient housing" means all rooms available for rent or lease for which the receipts from the rent or lease of such rooms are subject to state sales tax pursuant to subdivision (6) of subsection 1 of section 144.020;

(2) "Agricultural and horticultural property", all real property used for agricultural purposes and devoted primarily to the raising and harvesting of crops; to the feeding, breeding and management of livestock which shall include breeding, showing, and boarding of horses; to dairying, or to any other combination thereof; and buildings and structures customarily associated with farming, agricultural, and horticultural uses. Agricultural and horticultural property shall also include land devoted to and qualifying for payments or other compensation under a soil conservation or agricultural assistance program under an agreement with an agency of the federal government. Agricultural and horticultural property shall further include ~~land and improvements, exclusive of structures, on privately owned airports that qualify as reliever airports under the National Plan of Integrated Airports System, to receive federal airport improvement project funds through the Federal Aviation Administration~~ **any reliever airport**. Real property classified as forest croplands shall not be agricultural or horticultural property so long as it is classified as forest croplands and shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution. Agricultural and horticultural property shall also include any sawmill or planing mill defined in the U.S. Department of Labor's Standard Industrial Classification (SIC) Manual under Industry Group 242 with the SIC number 2421;

(3) "Utility, industrial, commercial, railroad and other real property", all real property used directly or indirectly for any commercial, mining, industrial, manufacturing, trade, professional, business, or similar purpose, including all property centrally assessed by the state tax commission but shall not include floating docks, portions of which are separately owned and the remainder of which is designated for common ownership and in which no one person or business entity owns more than five individual units. All other real property not included in the property listed in subclasses (1) and (2) of Section 4(b) of Article X of the Missouri Constitution, as such property is defined in this section, shall be deemed to be included in the term "utility, industrial, commercial, railroad and other real property".

2. Pursuant to Article X of the state constitution, any taxing district may adjust its operating levy to recoup any loss of property tax revenue, except revenues from the surtax imposed pursuant to Article X, Subsection 2 of Section 6 of the constitution, as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units if such adjustment of the levy does not exceed the highest tax rate in effect subsequent to the 1980 tax year. For purposes of this section, loss in revenue shall include the difference between the revenue that would have been collected on such property under its classification prior to enactment of this section and the amount to be collected under its classification under this section. The county assessor of each county or city not within a county shall provide information to each taxing district within its boundaries regarding the difference in assessed valuation of such property as the result of such change in classification.

3. All reclassification of property as the result of changing the classification of structures intended to be used for residential living by human occupants which contain five or more dwelling units shall apply to assessments made after December 31, 1994.

4. Where real property is used or held for use for more than one purpose and such uses result in different classifications, the county assessor shall allocate to each classification the percentage of the true value in money of the property devoted to each use; except that, where agricultural and horticultural property, as defined in this section, also contains a dwelling unit or units, the farm dwelling, appurtenant residential-related structures and up to five acres immediately surrounding such farm dwelling shall be residential property, as defined in this section. **This subsection shall not apply to any reliever airport.**

5. All real property which is vacant, unused, or held for future use; which is used for a private club, a not-for-profit or other nonexempt lodge, club, business, trade, service organization, or similar entity; or for which a determination as to its classification cannot be made under the definitions set out in subsection 1 of this section, shall be classified according to its immediate most suitable economic use, which use shall be determined after consideration of:

- (1) Immediate prior use, if any, of such property;
- (2) Location of such property;
- (3) Zoning classification of such property; except that, such zoning classification shall not be considered conclusive if, upon consideration of all factors, it is determined that such zoning classification does not reflect the immediate most suitable economic use of the property;
- (4) Other legal restrictions on the use of such property;
- (5) Availability of water, electricity, gas, sewers, street lighting, and other public services for such property;
- (6) Size of such property;
- (7) Access of such property to public thoroughfares; and
- (8) Any other factors relevant to a determination of the immediate most suitable economic use of such property.

6. All lands classified as forest croplands shall not, for taxation purposes, be classified as subclass (1), subclass (2), or subclass (3) real property, as such classes are prescribed in Section 4(b) of Article X of the Missouri Constitution and defined in this section, but shall be taxed in accordance with the laws enacted to implement Section 7 of Article X of the Missouri Constitution.

137.017. 1. For general property assessment purposes, the true value in money of land which is in use as agricultural and horticultural property, as defined in section 137.016, shall be that value which such land has for agricultural or horticultural use. The true value of buildings or other structures customarily associated with farming, agricultural, and horticultural uses, excluding residential dwellings and related land, shall be added to the use value of the agricultural and horticultural land to determine the value of the agricultural and horticultural property under sections 137.017 to 137.021.

2. After it has been established that the land is actually agricultural and horticultural property, as defined in section 137.016, and is being valued and assessed accordingly, the land shall remain in this category as long as the owner of the land complies with the provisions of sections 137.017 to 137.021.

3. Continuance of valuation and assessment for general property taxation under the provisions of sections 137.017 to 137.021 shall depend upon continuance of the land being used as agricultural and horticultural property, as defined in section 137.016, and compliance with the other requirements of sections 137.017 to 137.021 and not upon continuance in the same owner of title to the land.

4. For general property assessment purposes, the true value in money of vacant and unused land which is classified as agricultural and horticultural property under subsection 3 of section 137.016 shall be its fair market value. **This subsection shall not apply to any reliever airport.**

5. For general property assessment purposes, the true value in money of a reliever airport shall be that value which such land has for agricultural or horticultural use."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 11.**

House Amendment No. 1
to
House Amendment No. 11

AMEND House Amendment No. 11 to House Committee Bill No. 23, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Bill No. 23, Page 3, Section 59.800, Line 41, by inserting immediately after said section and line the following:

"66.420. 1. As used in this section, the following terms mean:

- (1) "International airport", any international airport located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants or any city not within a county;**
- (2) "Outlying property", property of an international airport that is not used as a control tower, parking lot, runway, taxiway, or terminal.**

2. There is hereby established the "St. Louis Airport Oversight Commission" whose purpose is to review any decision by the governing body of an international airport regarding any outlying property that may substantially affect property neighboring the outlying property.

3. The commission shall consist of ten members as follows:

- (1) Two members appointed by the governing body of any home rule city with more than eight thousand but fewer than nine thousand inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;**
- (2) Two members appointed by the governing body of any home rule city with more than ten thousand but fewer than eleven thousand nine hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;**
- (3) One member appointed by the governing body of any city of the fourth classification with more than eight hundred but fewer than nine hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;**
- (4) One member appointed by the governing body of any home rule city with more than twenty-four thousand but fewer than twenty-seven thousand inhabitants;**
- (5) Two members appointed by the governing body of any city of the fourth classification with more than two hundred eighty-five but fewer than three hundred twenty inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants;**
- (6) One member appointed by the governing body of any city of the fourth classification with more than twelve thousand but fewer than thirteen thousand five hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants; and**
- (7) One member appointed by the governing body of any city of the fourth classification with more than four thousand but fewer than four thousand five hundred inhabitants and located in any county with a charter form of government and with more than nine hundred fifty thousand inhabitants.**

4. The commission shall have veto power over any decision by the governing structure of the international airport or by any city not within a county regarding the airport.

5. The commission shall meet at least weekly to review and vote on any decision. The meeting shall be held at the city hall of each city represented on the commission on an alternating basis. Notice of the meeting shall be provided as required by law."; and

Further amend said bill, Page 36, Section 108.120, Line 14, by inserting after all of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtis, **House Amendment No. 1 to House Amendment No. 11** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Brown 57
Conway 104	Corlew	Cornejo	Cross	Curtman

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Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Phillips
Pietzman	Pike	Pogue	Redmon	Rehder
Reisch	Remole	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Vescovo	Walker 3	Walsh
White	Wiemann	Wood		

NOES: 037

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Conway 10
Curtis	Ellebracht	Ellington	Franks Jr	Green
Kendrick	Lavender	McCreery	McGee	Meredith 71
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Barnes 60	Bernskoetter	Bondon	Brattin
Butler	Carpenter	Chipman	Christofanelli	Cookson
Engler	Fitzpatrick	Francis	Gray	Harris
Hill	Johnson	Kidd	Korman	May
McCann Beatty	McDaniel	Merideth 80	Neely	Peters
Pfautsch	Plocher	Reiboldt	Roden	Schroer
Smith 163	Tate	Trent	Walker 74	Wilson
Mr. Speaker				

VACANCIES: 002

On motion of Representative Matthiesen, **House Amendment No. 11, as amended**, was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Corlew	Cornejo	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis

Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Messenger	Miller	Moon	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Pogue	Redmon	Rehder	Reisch	Remole
Rhoads	Roerber	Rone	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Spencer	Stacy
Stephens 128	Swan	Taylor	Walker 3	Walsh
White	Wiemann	Wood		

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Conway 10
Curtis	Ellebracht	Franks Jr	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 037

Arthur	Barnes 60	Brattin	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Cross
Davis	Ellington	Fitzpatrick	Gray	Green
Harris	Hill	Kidd	Korman	McCann Beatty
McDaniel	Mitten	Morris 140	Peters	Plocher
Reiboldt	Roden	Ross	Schroer	Smith 163
Sommer	Tate	Trent	Vescovo	Wessels
Wilson	Mr. Speaker			

VACANCIES: 002

HC B 23, as amended, was referred to the Committee on Fiscal Review pursuant to Rule 53.

PERFECTION OF HOUSE BILLS

HB 1795, HCS HB 2157, HB 2632, HB 2607, HCS HB 2259, and HB 2644 were placed on the Informal Calendar.

HB 2538, relating to maintaining Missouri state parks, was taken up by Representative Pietzman.

On motion of Representative Pietzman, the title of **HB 2538** was agreed to.

Representative Mathews offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2538, Page 2, Section 253.147, Line 18, by inserting after the number "(6)" the following:

"Any anticipated land acquisitions by purchase, lease, donation, agreement, or eminent domain and the total anticipated costs associated with such acquisition; (7)"; and

Further amend said bill, page, and section, by renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 1** was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Pietzman, **HB 2538, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 041

Alferman	Anders	Basye	Beard	Bernskoetter
Black	Bondon	Brown 27	Butler	Cookson
Curtman	DeGroot	Fraker	Francis	Gannon
Hansen	Henderson	Hurst	Kelley 127	Kelly 141
Kidd	Korman	Lant	Lichtenegger	May
McGaugh	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pogue	Redmon	Rehder	Reiboldt
Remole	Rowland 29	Taylor	Walsh	White
Wiemann				

NOES: 000

PRESENT: 070

Anderson	Andrews	Bahr	Baringer	Barnes 28
Beck	Berry	Brown 57	Christofanelli	Conway 104
Corlew	Cornejo	Curtis	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Franklin
Frederick	Gregory	Haahr	Haefner	Helms
Higdon	Hill	Houx	Johnson	Kendrick
Knight	Kolkmeyer	Love	Lynch	Marshall

McCreery	Meredith 71	Messenger	Miller	Morgan
Newman	Nichols	Pierson Jr	Pike	Quade
Razer	Reisch	Revis	Rhoads	Roberts
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Tate	Trent	Unsicker	Vescovo
Walker 3	Wessels	Wilson	Wood	Mr. Speaker

ABSENT WITH LEAVE: 050

Adams	Arthur	Austin	Bangert	Barnes 60
Brattin	Burnett	Burns	Carpenter	Chipman
Conway 10	Cross	Davis	Dinkins	Ellebracht
Ellington	Engler	Franks Jr	Gray	Green
Grier	Hannegan	Harris	Houghton	Justus
Lauer	Lavender	Mathews	Matthiesen	McCann Beatty
McDaniel	McGee	Merideth 80	Mitten	Moon
Mosley	Neely	Peters	Pietzman	Plocher
Roden	Roeber	Rone	Schroer	Smith 85
Spencer	Stevens 46	Swan	Walker 74	Washington

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 2499, relating to videoconferencing for parole hearings, was taken up by Representative Hansen.

On motion of Representative Hansen, the title of **HB 2499** was agreed to.

On motion of Representative Hansen, **HB 2499** was ordered perfected and printed.

THIRD READING OF SENATE BILLS - INFORMAL

SS SCS SB 593, relating to financial solvency of insurance companies, was taken up by Representative Shull (16).

On motion of Representative Shull (16), the title of **SS SCS SB 593** was agreed to.

On motion of Representative Shull (16), **SS SCS SB 593** was truly agreed to and finally passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater

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Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Muntzel	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Moon Pogue

PRESENT: 000

ABSENT WITH LEAVE: 029

Arthur	Austin	Bernskoetter	Brattin	Chipman
Conway 10	Cookson	Ellington	Fraker	Gannon
Harris	Mathews	May	McCann Beatty	McDaniel
Mitten	Mosley	Neely	Peters	Pietzman
Redmon	Roden	Rone	Ross	Smith 85
Spencer	Swan	Walker 74	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

SB 594, relating to insurance markets for commercial insurance, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 594** was agreed to.

Representative Kolkmeier assumed the Chair.

Representative Hill offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 594, Page 1, Section A, Line 2, by inserting after all of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall

be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988.

376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any application for coverage and on the fact page of all policies a conspicuous and clearly captioned paragraph stating:

This policy may not cover preexisting conditions, including conditions you may currently have and are unaware of but are not diagnosed until the policy's term. This policy may not cover certain essential health benefits, including prescription drugs, preventative care, and emergency services. Before you realize benefits under this policy, you may be responsible for a deductible and/or coinsurance. Be sure to discuss these items with your insurance broker before purchasing a short-term medical policy.

2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

- (1) Coverage limits, if any, expressed in dollars for:**
 - (a) Each occurrence;**
 - (b) Each covered benefit including, but not limited to, any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and**
 - (c) Each contract period;**
- (2) Copayments and deductibles for each covered benefit including, but not limited to:**
 - (a) Inpatient hospital care;**
 - (b) Outpatient hospital care;**
 - (c) Nonhospital inpatient care;**
 - (d) Nonhospital outpatient care;**
 - (e) Prescription drugs; and**

(f) Emergency services; and

(3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection.

376.385. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall offer coverage for all physician-prescribed medically appropriate and necessary equipment, supplies and self-management training used in the management and treatment of diabetes. Coverage shall include persons with gestational, type I or type II diabetes.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section may reduce or eliminate coverage due to the requirements of this section.

4. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, **short-term major medical policies having a duration of less than one year**, or other limited benefit health insurance policies.

376.429. 1. All health benefit plans, as defined in section 376.1350, that are delivered, issued for delivery, continued or renewed on or after August 28, 2006, and providing coverage to any resident of this state shall provide coverage for routine patient care costs as defined in subsection 7 of this section incurred as the result of phase II, III, or IV of a clinical trial that is approved by an entity listed in subsection 4 of this section and is undertaken for the purposes of the prevention, early detection, or treatment of cancer. Health benefit plans may limit coverage for the routine patient care costs of patients in phase II of a clinical trial to those treating facilities within the health benefit plans' provider network; except that, this provision shall not be construed as relieving a health benefit plan of the sufficiency of network requirements under state statute.

2. In the case of treatment under a clinical trial, the treating facility and personnel must have the expertise and training to provide the treatment and treat a sufficient volume of patients. There must be equal to or superior, noninvestigational treatment alternatives and the available clinical or preclinical data must provide a reasonable expectation that the treatment will be superior to the noninvestigational alternatives.

3. Coverage required by this section shall include coverage for routine patient care costs incurred for drugs and devices that have been approved for sale by the Food and Drug Administration (FDA), regardless of whether approved by the FDA for use in treating the patient's particular condition, including coverage for reasonable and medically necessary services needed to administer the drug or use the device under evaluation in the clinical trial.

4. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase III or IV of clinical trials that are approved or funded by one of the following entities:

- (1) One of the National Institutes of Health (NIH);
- (2) An NIH cooperative group or center as defined in subsection 7 of this section;
- (3) The FDA in the form of an investigational new drug application;
- (4) The federal Departments of Veterans' Affairs or Defense;
- (5) An institutional review board in this state that has an appropriate assurance approved by the

Department of Health and Human Services assuring compliance with and implementation of regulations for the protection of human subjects (45 CFR 46); or

- (6) A qualified research entity that meets the criteria for NIH Center support grant eligibility.

5. Subsections 1 and 2 of this section requiring coverage for routine patient care costs shall apply to phase II of clinical trials if:

(1) Phase II of a clinical trial is sanctioned by the National Institutes of Health (NIH) or National Cancer Institute (NCI) and conducted at academic or National Cancer Institute Center; and

(2) The person covered under this section is enrolled in the clinical trial. This section shall not apply to persons who are only following the protocol of phase II of a clinical trial, but not actually enrolled.

6. An entity seeking coverage for treatment, prevention, or early detection in a clinical trial approved by an institutional review board under subdivision (5) of subsection 4 of this section shall maintain and post electronically a list of the clinical trials meeting the requirements of subsections 2 and 3 of this section. This list shall include: the phase for which the clinical trial is approved; the entity approving the trial; the particular disease; and the number of participants in the trial. If the electronic posting is not practical, the entity seeking coverage shall periodically provide payers and providers in the state with a written list of trials providing the information required in this section.

7. As used in this section, the following terms shall mean:

(1) "Cooperative group", a formal network of facilities that collaborate on research projects and have an established NIH-approved Peer Review Program operating within the group, including the NCI Clinical Cooperative Group and the NCI Community Clinical Oncology Program;

(2) "Multiple project assurance contract", a contract between an institution and the federal Department of Health and Human Services (DHHS) that defines the relationship of the institution to the DHHS and sets out the responsibilities of the institution and the procedures that will be used by the institution to protect human subjects;

(3) "Routine patient care costs" shall include coverage for reasonable and medically necessary services needed to administer the drug or device under evaluation in the clinical trial. Routine patient care costs include all items and services that are otherwise generally available to a qualified individual that are provided in the clinical trial except:

- (a) The investigational item or service itself;
- (b) Items and services provided solely to satisfy data collection and analysis needs and that are not used in the direct clinical management of the patient; and
- (c) Items and services customarily provided by the research sponsors free of charge for any enrollee in the trial.

8. For the purpose of this section, providers participating in clinical trials shall obtain a patient's informed consent for participation on the clinical trial in a manner that is consistent with current legal and ethical standards. Such documents shall be made available to the health insurer upon request.

9. The provisions of this section shall not apply to a policy, plan or contract paid under Title XVIII or Title XIX of the Social Security Act.

10. Nothing in this section shall apply to any accident-only policy, specified disease policy, hospital indemnity policy, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or other limited benefit health insurance policies.

11. The provisions of this section regarding phase II of a clinical trial shall not apply automatically to an individually underwritten health benefit plan, but shall be an option to any such plan.

376.446. 1. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under the individual's health benefit plan or coverage that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet. As used in this section, the terms "health carrier" and "health benefit plans" shall have the same meanings assigned to them in section 376.1350.

2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

~~[2-]~~ 3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy ~~[short-term major medical policy of six months or less duration]~~, or any other supplemental policy.

~~[3-]~~ 4. The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

- (1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;
- (2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

376.779. 1. All health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families, which provide for hospital treatment, shall provide coverage, while confined in a hospital or in a residential or nonresidential facility certified by the department of mental health, for treatment of alcoholism on the same basis as coverage for any other illness, except that coverage may be limited to thirty days in any policy or contract benefit period. All Missouri individual contracts issued on or after January 1, 2005, shall be subject to this section. Coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract.

2. Insurers, corporations or groups providing coverage may approve for payment or reimbursement vendors and programs providing services or treatment required by this section. Any vendor or person offering services or treatment subject to the provisions of this section and seeking approval for payment or reimbursement shall submit to the department of mental health a detailed description of the services or treatment program to be offered. The department of mental health shall make copies of such descriptions available to insurers, corporations or groups providing coverage under the provisions of this section. Each insurer, corporation or group providing coverage shall notify the vendor or person offering service or treatment as to its acceptance or rejection for payment or reimbursement; provided, however, payment or reimbursement shall be made for any service or treatment program certified by the department of mental health. Any notice of rejection shall contain a detailed statement of the reasons for rejection and the steps and procedures necessary for acceptance. Amended descriptions of services or treatment programs to be offered may be filed with the department of mental health. Any vendor or person rejected for approval of payment or reimbursement may modify their description and treatment program and submit

copies of the amended description to the department of mental health and to the insurer, corporation or group which rejected the original description.

3. The department of mental health may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. All substance abuse treatment programs in Missouri receiving funding from the Missouri department of mental health must be certified by the department.

5. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.781. 1. All group health insurance policies providing coverage on an expense-incurred basis, all group service or indemnity contracts issued by a not-for-profit health service corporation, all self-insured group health benefit plans of any type or description, and all such health plans or policies that are individually underwritten or provide for such coverage for specific individuals and the members of their families as nongroup policies, which provide for hospital treatment, shall offer coverage for the necessary care and treatment of loss or impairment of speech or hearing subject to the same durational limits, dollar limits, deductibles and coinsurance factors as other covered services in such policies or contracts. All Missouri group contracts issued or renewed on or after December 31, 1984, shall be subject to this section. Notwithstanding any construction or relationship of interdependent contracts or plans affecting coverage and payment of reimbursement prerequisites under the policy or contract, coverage required by this section shall be included in the policy or contract and payment provided as for other coverage in the same policy or contract.

2. The offer of benefits under subsection 1 of this section shall be in writing and may be rejected by the individual or group policyholder.

3. Nothing in this section shall prohibit the insurance company or not-for-profit health service corporation from including any coverage for loss or impairment of speech, language or hearing as standard coverage in their policies or contracts, but same shall not contain terms contrary to this section.

4. The phrase "loss or impairment of speech or hearing" shall include those communicative disorders generally treated by a speech pathologist, audiologist or speech/language pathologist licensed by the state board of healing arts or certified by the American Speech-Language and Hearing Association (ASHA), or both, and which fall within the scope of his or her license or certification.

5. Any provision in a health insurance policy contrary to or in conflict with the provisions of this section shall, to the extent of the conflict, be void, but such invalidity shall not offset the validity of the other provisions of such policy.

6. The department of insurance, financial institutions and professional registration may issue rules necessary to carry out the provisions of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

7. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

- (1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;
- (2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;

- (3) A mammogram every year for women age fifty and over;
 - (4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.
3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.
- 4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**
- 376.811. 1. Every insurance company and health services corporation doing business in this state shall offer in all health insurance policies benefits or coverage for chemical dependency meeting the following minimum standards:
- (1) Coverage for outpatient treatment through a nonresidential treatment program, or through partial- or full-day program services, of not less than twenty-six days per policy benefit period;
 - (2) Coverage for residential treatment program of not less than twenty-one days per policy benefit period;
 - (3) Coverage for medical or social setting detoxification of not less than six days per policy benefit period;
 - (4) The coverages set forth in this subsection may be subject to a separate lifetime frequency cap of not less than ten episodes of treatment, except that such separate lifetime frequency cap shall not apply to medical detoxification in a life-threatening situation as determined by the treating physician and subsequently documented within forty-eight hours of treatment to the reasonable satisfaction of the insurance company or health services corporation; and
 - (5) The coverages set forth in this subsection:
 - (a) Shall be subject to the same coinsurance, co-payment and deductible factors as apply to physical illness;
 - (b) May be administered pursuant to a managed care program established by the insurance company or health services corporation; and
 - (c) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.
2. In addition to the coverages set forth in subsection 1 of this section, every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies, benefits or coverages for recognized mental illness, excluding chemical dependency, meeting the following minimum standards:
- (1) Coverage for outpatient treatment, including treatment through partial- or full-day program services, for mental health services for a recognized mental illness rendered by a licensed professional to the same extent as any other illness;
 - (2) Coverage for residential treatment programs for the therapeutic care and treatment of a recognized mental illness when prescribed by a licensed professional and rendered in a psychiatric residential treatment center licensed by the department of mental health or accredited by the Joint Commission on Accreditation of Hospitals to the same extent as any other illness;
 - (3) Coverage for inpatient hospital treatment for a recognized mental illness to the same extent as for any other illness, not to exceed ninety days per year;
 - (4) The coverages set forth in this subsection shall be subject to the same coinsurance, co-payment, deductible, annual maximum and lifetime maximum factors as apply to physical illness; and
 - (5) The coverages set forth in this subsection may be administered pursuant to a managed care program established by the insurance company, health services corporation or health maintenance organization, and covered services may be delivered through a system of contractual arrangements with one or more providers, community mental health centers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri.
3. The offer required by sections 376.810 to 376.814 may be accepted or rejected by the group or individual policyholder or contract holder and, if accepted, shall fully and completely satisfy and substitute for the coverage under section 376.779. Nothing in sections 376.810 to 376.814 shall prohibit an insurance company, health services corporation or health maintenance organization from including all or part of the coverages set forth in sections 376.810 to 376.814 as standard coverage in their policies or contracts issued in this state.

4. Every insurance company, health services corporation and health maintenance organization doing business in this state shall offer in all health insurance policies mental health benefits or coverage as part of the policy or as a supplement to the policy. Such mental health benefits or coverage shall include at least two sessions per year to a licensed psychiatrist, licensed psychologist, licensed professional counselor, licensed clinical social worker, or, subject to contractual provisions, a licensed marital and family therapist, acting within the scope of such license and under the following minimum standards:

- (1) Coverage and benefits in this subsection shall be for the purpose of diagnosis or assessment, but not dependent upon findings; and
- (2) Coverage and benefits in this subsection shall not be subject to any conditions of preapproval, and shall be deemed reimbursable as long as the provisions of this subsection are satisfied; and
- (3) Coverage and benefits in this subsection shall be subject to the same coinsurance, co-payment and deductible factors as apply to regular office visits under coverages and benefits for physical illness.

5. If the group or individual policyholder or contract holder rejects the offer required by this section, then the coverage shall be governed by the mental health and chemical dependency insurance act as provided in sections 376.825 to 376.836.

6. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.845. 1. For the purposes of this section the following terms shall mean:

(1) "Eating disorder", pica, rumination disorder, avoidant/restrictive food intake disorder, anorexia nervosa, bulimia nervosa, binge eating disorder, other specified feeding or eating disorder, and any other eating disorder contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association where diagnosed by a licensed physician, psychiatrist, psychologist, clinical social worker, licensed marital and family therapist, or professional counselor duly licensed in the state where he or she practices and acting within their applicable scope of practice in the state where he or she practices;

(2) "Health benefit plan", shall have the same meaning as such term is defined in section 376.1350; however, for purposes of this section "health benefit plan" does not include a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy;

(3) "Health carrier", shall have the same meaning as such term is defined in section 376.1350;

(4) "Medical care", health care services needed to diagnose, prevent, treat, cure, or relieve physical manifestations of an eating disorder, and shall include inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling;

(5) "Pharmacy care", medications prescribed by a licensed physician for an eating disorder and includes any health-related services deemed medically necessary to determine the need or effectiveness of the medications, but only to the extent that such medications are included in the insured's health benefit plan;

(6) "Psychiatric care" and "psychological care", direct or consultative services provided during inpatient hospitalization, partial hospitalization, residential care, intensive outpatient treatment, follow-up outpatient care, and counseling provided by a psychiatrist or psychologist licensed in the state of practice;

(7) "Therapy", medical care and behavioral interventions provided by a duly licensed physician, psychiatrist, psychologist, professional counselor, licensed clinical social worker, or family marriage therapist where said person is licensed or registered in the states where he or she practices;

(8) "Treatment of eating disorders", therapy provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license in the state where he or she practices for an individual diagnosed with an eating disorder.

2. In accordance with the provisions of section 376.1550, all health benefit plans that are delivered, issued for delivery, continued or renewed on or after January 1, 2017, if written inside the state of Missouri, or written outside the state of Missouri but covering Missouri residents, shall provide coverage for the diagnosis and treatment of eating disorders as required in section 376.1550.

3. Coverage provided under this section is limited to medically necessary treatment that is provided by a licensed treating physician, psychiatrist, psychologist, professional counselor, clinical social worker, or licensed

marital and family therapist pursuant to the powers granted under such licensed physician's, psychiatrist's, psychologist's, professional counselor's, clinical social worker's, or licensed marital and family therapist's license and acting within their applicable scope of coverage, in accordance with a treatment plan.

4. The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

5. Coverage of the treatment of eating disorders may be subject to other general exclusions and limitations of the contract or benefit plan not in conflict with the provisions of this section, such as coordination of benefits, and utilization review of health care services, which includes reviews of medical necessity and care management. Medical necessity determinations and care management for the treatment of eating disorders shall consider the overall medical and mental health needs of the individual with an eating disorder, shall not be based solely on weight, and shall take into consideration the most recent Practice Guideline for the Treatment of Patients with Eating Disorders adopted by the American Psychiatric Association in addition to current standards based upon the medical literature generally recognized as authoritative in the medical community.

376.1192. 1. As used in this section, "health benefit plan" and "health carrier" shall have the same meaning as such terms are defined in section 376.1350.

2. Beginning September 1, 2013, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if state mandates were enacted to provide health benefit plan coverage for the following:

(1) Orally administered anticancer medication that is used to kill or slow the growth of cancerous cells charged at the same co-payment, deductible, or coinsurance amount as intravenously administered or injected cancer medication that is provided, regardless of formulation or benefit category determination by the health carrier administering the health benefit plan;

(2) Diagnosis and treatment of eating disorders that include anorexia nervosa, bulimia, binge eating, eating disorders nonspecified, and any other severe eating disorders contained in the most recent version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association. The actuarial analysis shall assume the following are included in health benefit plan coverage:

(a) Residential treatment for eating disorders, if such treatment is medically necessary in accordance with the Practice Guidelines for the Treatment of Patients with Eating Disorders, as most recently published by the American Psychiatric Association; and

(b) Access to medical treatment that provides coverage for integrated care and treatment as recommended by medical and mental health care professionals, including but not limited to psychological services, nutrition counseling, physical therapy, dietician services, medical monitoring, and psychiatric monitoring.

3. By December 31, 2013, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker of the house of representatives, the president pro tempore of the senate, and the chairpersons of the house of representatives committee on health insurance and the senate small business, insurance and industry committee, or the committees having jurisdiction over health insurance issues if the preceding committees no longer exist.

4. For the purposes of this section, the actuarial analysis of health benefit plan coverage shall assume that such coverage:

(1) Shall not be subject to any greater deductible or co-payment than other health care services provided by the health benefit plan; and

(2) Shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy.

5. The cost for each actuarial analysis shall not exceed thirty thousand dollars and the oversight division of the joint committee on legislative research may utilize any actuary contracted to perform services for the Missouri consolidated health care plan to perform the analysis required under this section.

6. The provisions of this section shall expire on December 31, 2013.

376.1199. 1. Each health carrier or health benefit plan that offers or issues health benefit plans providing obstetrical/gynecological benefits and pharmaceutical coverage, which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall:

(1) Notwithstanding the provisions of subsection 4 of section 354.618, provide enrollees with direct access to the services of a participating obstetrician, participating gynecologist or participating obstetrician/gynecologist of her choice within the provider network for covered services. The services covered by this subdivision shall be limited to those services defined by the published recommendations of the accreditation council for graduate medical education for training an obstetrician, gynecologist or obstetrician/gynecologist, including but not limited to diagnosis, treatment and referral for such services. A health carrier shall not impose additional co-payments, coinsurance or deductibles upon any enrollee who seeks or receives health care services pursuant to this subdivision, unless similar additional co-payments, coinsurance or deductibles are imposed for other types of health care services received within the provider network. Nothing in this subsection shall be construed to require a health carrier to perform, induce, pay for, reimburse, guarantee, arrange, provide any resources for or refer a patient for an abortion, as defined in section 188.015, other than a spontaneous abortion or to prevent the death of the female upon whom the abortion is performed, or to supersede or conflict with section 376.805; and

(2) Notify enrollees annually of cancer screenings covered by the enrollees' health benefit plan and the current American Cancer Society guidelines for all cancer screenings or notify enrollees at intervals consistent with current American Cancer Society guidelines of cancer screenings which are covered by the enrollees' health benefit plans. The notice shall be delivered by mail unless the enrollee and health carrier have agreed on another method of notification; and

(3) Include coverage for services related to diagnosis, treatment and appropriate management of osteoporosis when such services are provided by a person licensed to practice medicine and surgery in this state, for individuals with a condition or medical history for which bone mass measurement is medically indicated for such individual. In determining whether testing or treatment is medically appropriate, due consideration shall be given to peer-reviewed medical literature. A policy, provision, contract, plan or agreement may apply to such services the same deductibles, coinsurance and other limitations as apply to other covered services; and

(4) If the health benefit plan also provides coverage for pharmaceutical benefits, provide coverage for contraceptives either at no charge or at the same level of deductible, coinsurance or co-payment as any other covered drug. No such deductible, coinsurance or co-payment shall be greater than any drug on the health benefit plan's formulary. As used in this section, "contraceptive" shall include all prescription drugs and devices approved by the federal Food and Drug Administration for use as a contraceptive, but shall exclude all drugs and devices that are intended to induce an abortion, as defined in section 188.015, which shall be subject to section 376.805. Nothing in this subdivision shall be construed to exclude coverage for prescription contraceptive drugs or devices ordered by a health care provider with prescriptive authority for reasons other than contraceptive or abortion purposes.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding the provisions of subdivision (4) of subsection 1 of this section to the contrary:

(1) Any health carrier shall offer and issue to any person or entity purchasing a health benefit plan, a health benefit plan that excludes coverage for contraceptives if the use or provision of such contraceptives is contrary to the moral, ethical or religious beliefs or tenets of such person or entity;

(2) Upon request of an enrollee who is a member of a group health benefit plan and who states that the use or provision of contraceptives is contrary to his or her moral, ethical or religious beliefs, any health carrier shall issue to or on behalf of such enrollee a policy form that excludes coverage for contraceptives. Any administrative costs to a group health benefit plan associated with such exclusion of coverage not offset by the decreased costs of providing coverage shall be borne by the group policyholder or group plan holder;

(3) Any health carrier which is owned, operated or controlled in substantial part by an entity that is operated pursuant to moral, ethical or religious tenets that are contrary to the use or provision of contraceptives shall be exempt from the provisions of subdivision (4) of subsection 1 of this section. For purposes of this subsection, if new premiums are charged for a contract, plan or policy, it shall be determined to be a new contract, plan or policy.

5. Except for a health carrier that is exempted from providing coverage for contraceptives pursuant to this section, a health carrier shall allow enrollees in a health benefit plan that excludes coverage for contraceptives pursuant to subsection 4 of this section to purchase a health benefit plan that includes coverage for contraceptives.

6. Any health benefit plan issued pursuant to subsection 1 of this section shall provide clear and conspicuous written notice on the enrollment form or any accompanying materials to the enrollment form and the group health benefit plan application and contract:

- (1) Whether coverage for contraceptives is or is not included;
- (2) That an enrollee who is a member of a group health benefit plan with coverage for contraceptives has the right to exclude coverage for contraceptives if such coverage is contrary to his or her moral, ethical or religious beliefs;
- (3) That an enrollee who is a member of a group health benefit plan without coverage for contraceptives has the right to purchase coverage for contraceptives;
- (4) Whether an optional rider for elective abortions has been purchased by the group contract holder pursuant to section 376.805; and
- (5) That an enrollee who is a member of a group health plan with coverage for elective abortions has the right to exclude and not pay for coverage for elective abortions if such coverage is contrary to his or her moral, ethical, or religious beliefs.

For purposes of this subsection, if new premiums are charged for a contract, plan, or policy, it shall be determined to be a new contract, plan, or policy.

7. Health carriers shall not disclose to the person or entity who purchased the health benefit plan the names of enrollees who exclude coverage for contraceptives in the health benefit plan or who purchase a health benefit plan that includes coverage for contraceptives. Health carriers and the person or entity who purchased the health benefit plan shall not discriminate against an enrollee because the enrollee excluded coverage for contraceptives in the health benefit plan or purchased a health benefit plan that includes coverage for contraceptives.

8. The departments of health and senior services and insurance, financial institutions and professional registration may promulgate rules necessary to implement the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

376.1200. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1996, shall offer coverage for the treatment of breast cancer by dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants when performed pursuant to nationally accepted peer review protocols utilized by breast cancer treatment centers experienced in dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants. The offer of benefits under this section shall be in writing and must be accepted in writing by the individual or group policyholder or contract holder.

2. Such health care service shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan, except that the policy, contract or plan may contain a provision imposing a lifetime benefit maximum of not less than one hundred thousand dollars, for dose-intensive chemotherapy/autologous bone marrow transplants or stem cell transplants for breast cancer treatment.

3. Benefits may be administered for such health care service through a managed care program of exclusive and/or preferred contractual arrangements with one or more providers rendering such health care service. These contractual arrangements may provide that the provider shall hold the patient harmless for the cost of rendering such health care service if it is subsequently found by the entity authorized to resolve disputes that:

- (1) Such care did not qualify under the protocols established for the providing of care for such health care service;
- (2) Such care was not medically appropriate; or
- (3) The provider otherwise failed to comply with the utilization management or other managed care provision agreed to in any contract between the entity and the provider.

4. The provisions of this section shall not apply to short-term travel, accident-only, limited or specified disease policies, or to short-term nonrenewable policies ~~[of not more than seven months duration]~~ **having a duration of less than one year.**

5. Nothing in this section shall prohibit an entity from including all or part of such health care services as standard coverage in its policies, contracts or plans.

376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, **short-term major medical policy having a duration of less than one year**, or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. **The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.**

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

376.1215. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization and all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide coverage for immunizations of a child from birth to five years of age as provided by department of health and senior services regulations.

2. Such coverage shall not be subject to any deductible or co-payment limits.

3. The contract issued by a health maintenance organization may provide that the benefits required pursuant to this section shall be covered benefits only if the services are rendered by a provider who is designated by and affiliated with the health maintenance organization, except that the health maintenance organization shall, as a condition of participation, comply with the immunization requirements of state or federally funded health programs.

4. This section shall not apply to supplemental insurance policies, including life care contracts, accident-only policies, specified disease policies, hospital policies providing a fixed daily benefit only, Medicare supplement policies, long-term care policies, coverage issued as a supplement to liability insurance, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, and other supplemental policies as determined by the department of insurance, financial institutions and professional registration.

5. The department of health and senior services shall promulgate rules and regulations to determine which immunizations shall be covered by policies, plans or contracts described in this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

6. No health care provider shall charge more than one hundred percent of the reasonable and customary charges for providing any immunization.

376.1218. 1. Any health carrier or health benefit plan that offers or issues health benefit plans, other than Medicaid health benefit plans, which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2006, shall provide coverage for early intervention services described in this section that are delivered by early intervention specialists who are health care professionals licensed by the state of Missouri and acting within the scope of their professions for children from birth to age three identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Such coverage shall be limited to three thousand dollars for each covered child per policy per calendar year, with a maximum of nine thousand dollars per child.

2. As used in this section, "health carrier" and "health benefit plan" shall have the same meaning as such terms are defined in section 376.1350.

3. In the event that any health benefit plan is found not to be required to provide coverage under subsection 1 of this section because of preemption by a federal law, including but not limited to the act commonly known as

ERISA contained in Title 29 of the United States Code, or in the event that subsection 1 of this section is found to be unconstitutional, then the lead agency shall be responsible for payment and provision of any benefit provided under this section.

4. For purposes of this section, "early intervention services" means medically necessary speech and language therapy, occupational therapy, physical therapy, and assistive technology devices for children from birth to age three who are identified by the Part C early intervention system as eligible for services under Part C of the Individuals with Disabilities Education Act, 20 U.S.C. Section 1431, et seq. Early intervention services shall include services under an active individualized family service plan that enhance functional ability without effecting a cure. An individualized family service plan is a written plan for providing early intervention services to an eligible child and the child's family that is adopted in accordance with 20 U.S.C. Section 1436. The Part C early intervention system, on behalf of its contracted regional Part C early intervention system centers and providers, shall be considered the rendering provider of services for purposes of this section.

5. No payment made for specified early intervention services shall be applied by the health carrier or health benefit plan against any maximum lifetime aggregate specified in the policy or health benefit plan if the carrier opts to satisfy its obligations under this section under subdivision (2) of subsection 7 of this section. A health benefit plan shall be billed at the applicable Medicaid rate at the time the covered benefit is delivered, and the health benefit plan shall pay the Part C early intervention system at such rate for benefits covered by this section. Services under the Part C early intervention system shall be delivered as prescribed by the individualized family service plan and an electronic claim filed in accordance with the carrier's or plan's standard format. Beginning January 1, 2007, such claims' payments shall be made in accordance with the provisions of sections 376.383 and 376.384.

6. The health care service required by this section shall not be subject to any greater deductible, co-payment, or coinsurance than other similar health care services provided by the health benefit plan.

7. (1) Subject to the provisions of this section, payments made during a calendar year by a health carrier or group of carriers affiliated by or under common ownership or control to the Part C early intervention system for services provided to children covered by the Part C early intervention system shall not exceed one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement.

(2) In lieu of reimbursing claims under this section, a carrier or group of carriers affiliated by or under common ownership or control may, on behalf of all of the carrier's or carriers' health benefit plan or plans providing coverage under this section, directly pay the Part C early intervention system by January thirty-first of the calendar year an amount equal to one-half of one percent of the direct written premium for health benefit plans as reported to the department of insurance, financial institutions and professional registration on the health carrier's most recently filed annual financial statement, or five hundred thousand dollars, whichever is less, and such payment shall constitute full and complete satisfaction of the health benefit plan's obligation for the calendar year. Nothing in this subsection shall require a health carrier or health benefit plan providing coverage under this section to amend or modify any provision of an existing policy or plan relating to the payment or reimbursement of claims by the health carrier or health benefit plan.

8. This section shall not apply to a supplemental insurance policy, including a life care contract, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, hospitalization-surgical care policy, policy that is individually underwritten or provides such coverage for specific individuals and members of their families, long-term care policy, or short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year.**

9. Except for health carriers or health benefit plans making payments under subdivision (2) of subsection 7 of this section, the department of insurance, financial institutions and professional registration shall collect data related to the number of children receiving private insurance coverage under this section and the total amount of moneys paid on behalf of such children by private health carriers or health benefit plans. The department shall report to the general assembly regarding the department's findings no later than January 30, 2007, and annually thereafter.

10. Notwithstanding the provisions of section 23.253 to the contrary, the provisions of this section shall not sunset.

376.1219. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual and group health service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after September 1, 1997, shall provide coverage for formula and

low protein modified food products recommended by a physician for the treatment of a patient with phenylketonuria or any inherited disease of amino and organic acids who is covered under the policy, contract, or plan and who is less than six years of age.

2. For purposes of this section, "low protein modified food products" means foods that are specifically formulated to have less than one gram of protein per serving and are intended to be used under the direction of a physician for the dietary treatment of any inherited metabolic disease. Low protein modified food products do not include foods that are naturally low in protein.

3. The coverage required by this section may be subject to the same deductible for similar health care services provided by the policy, contract, or plan as well as a reasonable coinsurance or co-payment on the part of the insured, which shall not be greater than fifty percent of the cost of the formula and food products, and may be subject to an annual benefit maximum of not less than five thousand dollars per covered child. Nothing in this section shall prohibit a carrier from using individual case management or from contracting with vendors of the formula and food products.

4. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, **short-term major medical policy having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1220. 1. Each policy issued by an entity offering individual and group health insurance which provides coverage on an expense-incurred basis, individual or group health service, or indemnity contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group health arrangements to the extent not preempted by federal law, and all health care plans provided by managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state shall provide coverage for newborn hearing screening, necessary rescreening, audiological assessment and follow-up, and initial amplification.

2. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

3. This section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Coverage for newborn hearing screening and any necessary rescreening and audiological assessment shall be provided to newborns eligible for medical assistance pursuant to section 208.151, and the children's health program pursuant to sections 208.631 to 208.660, with payment for the newborn hearing screening required in section 191.925, and any necessary rescreening, audiological assessment and follow-up, and amplification as described in section 191.928.

376.1224. 1. For purposes of this section, the following terms shall mean:

(1) "Applied behavior analysis", the design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior;

(2) "Autism service provider":

(a) Any person, entity, or group that provides diagnostic or treatment services for autism spectrum disorders who is licensed or certified by the state of Missouri; or

(b) Any person who is licensed under chapter 337 as a board-certified behavior analyst by the behavior analyst certification board or licensed under chapter 337 as an assistant board-certified behavior analyst;

(3) "Autism spectrum disorders", a neurobiological disorder, an illness of the nervous system, which includes Autistic Disorder, Asperger's Disorder, Pervasive Developmental Disorder Not Otherwise Specified, Rett's Disorder, and Childhood Disintegrative Disorder, as defined in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders of the American Psychiatric Association;

(4) "Diagnosis of autism spectrum disorders", medically necessary assessments, evaluations, or tests in order to diagnose whether an individual has an autism spectrum disorder;

(5) "Habilitative or rehabilitative care", professional, counseling, and guidance services and treatment programs, including applied behavior analysis, that are necessary to develop the functioning of an individual;

(6) "Health benefit plan", shall have the same meaning ascribed to it as in section 376.1350;

(7) "Health carrier", shall have the same meaning ascribed to it as in section 376.1350;

(8) "Line therapist", an individual who provides supervision of an individual diagnosed with an autism diagnosis and other neurodevelopmental disorders pursuant to the prescribed treatment plan, and implements specific behavioral interventions as outlined in the behavior plan under the direct supervision of a licensed behavior analyst;

(9) "Pharmacy care", medications used to address symptoms of an autism spectrum disorder prescribed by a licensed physician, and any health-related services deemed medically necessary to determine the need or effectiveness of the medications only to the extent that such medications are included in the insured's health benefit plan;

(10) "Psychiatric care", direct or consultative services provided by a psychiatrist licensed in the state in which the psychiatrist practices;

(11) "Psychological care", direct or consultative services provided by a psychologist licensed in the state in which the psychologist practices;

(12) "Therapeutic care", services provided by licensed speech therapists, occupational therapists, or physical therapists;

(13) "Treatment for autism spectrum disorders", care prescribed or ordered for an individual diagnosed with an autism spectrum disorder by a licensed physician or licensed psychologist, including equipment medically necessary for such care, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, including, but not limited to:

(a) Psychiatric care;

(b) Psychological care;

(c) Habilitative or rehabilitative care, including applied behavior analysis therapy;

(d) Therapeutic care;

(e) Pharmacy care.

2. All group health benefit plans that are delivered, issued for delivery, continued, or renewed on or after January 1, 2011, if written inside the state of Missouri, or written outside the state of Missouri but insuring Missouri residents, shall provide coverage for the diagnosis and treatment of autism spectrum disorders to the extent that such diagnosis and treatment is not already covered by the health benefit plan.

3. With regards to a health benefit plan, a health carrier shall not deny or refuse to issue coverage on, refuse to contract with, or refuse to renew or refuse to reissue or otherwise terminate or restrict coverage on an individual or their dependent because the individual is diagnosed with autism spectrum disorder.

4. (1) Coverage provided under this section is limited to medically necessary treatment that is ordered by the insured's treating licensed physician or licensed psychologist, pursuant to the powers granted under such licensed physician's or licensed psychologist's license, in accordance with a treatment plan.

(2) The treatment plan, upon request by the health benefit plan or health carrier, shall include all elements necessary for the health benefit plan or health carrier to pay claims. Such elements include, but are not limited to, a diagnosis, proposed treatment by type, frequency and duration of treatment, and goals.

(3) Except for inpatient services, if an individual is receiving treatment for an autism spectrum disorder, a health carrier shall have the right to review the treatment plan not more than once every six months unless the health carrier and the individual's treating physician or psychologist agree that a more frequent review is necessary. Any such agreement regarding the right to review a treatment plan more frequently shall only apply to a particular individual being treated for an autism spectrum disorder and shall not apply to all individuals being treated for autism spectrum disorders by a physician or psychologist. The cost of obtaining any review or treatment plan shall be borne by the health benefit plan or health carrier, as applicable.

5. Coverage provided under this section for applied behavior analysis shall be subject to a maximum benefit of forty thousand dollars per calendar year for individuals through eighteen years of age. Such maximum benefit limit may be exceeded, upon prior approval by the health benefit plan, if the provision of applied behavior analysis services beyond the maximum limit is medically necessary for such individual. Payments made by a health carrier on behalf of a covered individual for any care, treatment, intervention, service or item, the provision of which was for the treatment of a health condition unrelated to the covered individual's autism spectrum disorder, shall not be applied toward any maximum benefit established under this subsection. Any coverage required under this section, other than the coverage for applied behavior analysis, shall not be subject to the age and dollar limitations described in this subsection.

6. The maximum benefit limitation for applied behavior analysis described in subsection 5 of this section shall be adjusted by the health carrier at least triennially for inflation to reflect the aggregate increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor index, as defined and officially published by the United States Department of Labor, or its successor agency. Beginning January 1, 2012, and annually thereafter, the current value of the maximum benefit limitation for applied behavior analysis coverage adjusted for inflation in accordance with this subsection shall be calculated by the director of the department of insurance, financial institutions and professional registration. The director shall furnish the calculated value to the secretary of state, who shall publish such value in the Missouri Register as soon after each January first as practicable, but it shall otherwise be exempt from the provisions of section 536.021.

7. Subject to the provisions set forth in subdivision (3) of subsection 4 of this section, coverage provided under this section shall not be subject to any limits on the number of visits an individual may make to an autism service provider, except that the maximum total benefit for applied behavior analysis set forth in subsection 5 of this section shall apply to this subsection.

8. This section shall not be construed as limiting benefits which are otherwise available to an individual under a health benefit plan. The health care coverage required by this section shall not be subject to any greater deductible, coinsurance, or co-payment than other physical health care services provided by a health benefit plan. Coverage of services may be subject to other general exclusions and limitations of the contract or benefit plan, not in conflict with the provisions of this section, such as coordination of benefits, exclusions for services provided by family or household members, and utilization review of health care services, including review of medical necessity and care management; however, coverage for treatment under this section shall not be denied on the basis that it is educational or habilitative in nature.

9. To the extent any payments or reimbursements are being made for applied behavior analysis, such payments or reimbursements shall be made to either:

- (1) The autism service provider, as defined in this section; or
- (2) The entity or group for whom such supervising person, who is certified as a board-certified behavior analyst by the Behavior Analyst Certification Board, works or is associated.

Such payments or reimbursements under this subsection to an autism service provider or a board-certified behavior analyst shall include payments or reimbursements for services provided by a line therapist under the supervision of such provider or behavior analyst if such services provided by the line therapist are included in the treatment plan and are deemed medically necessary.

10. Notwithstanding any other provision of law to the contrary, health carriers shall not be held liable for the actions of line therapists in the performance of their duties.

11. The provisions of this section shall apply to any health care plans issued to employees and their dependents under the Missouri consolidated health care plan established pursuant to chapter 103 that are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2011. The terms "employees" and "health care plans" shall have the same meaning ascribed to them in section 103.003.

12. The provisions of this section shall also apply to the following types of plans that are established, extended, modified, or renewed on or after January 1, 2011:

- (1) All self-insured governmental plans, as that term is defined in 29 U.S.C. Section 1002(32);
- (2) All self-insured group arrangements, to the extent not preempted by federal law;
- (3) All plans provided through a multiple employer welfare arrangement, or plans provided through another benefit arrangement, to the extent permitted by the Employee Retirement Income Security Act of 1974, or any waiver or exception to that act provided under federal law or regulation; and
- (4) All self-insured school district health plans.

13. The provisions of this section shall not automatically apply to an individually underwritten health benefit plan, but shall be offered as an option to any such plan.

14. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy.

15. Any health carrier or other entity subject to the provisions of this section shall not be required to provide reimbursement for the applied behavior analysis delivered to a person insured by such health carrier or other entity to the extent such health carrier or other entity is billed for such services by any Part C early intervention

program or any school district for applied behavior analysis rendered to the person covered by such health carrier or other entity. This section shall not be construed as affecting any obligation to provide services to an individual under an individualized family service plan, an individualized education plan, or an individualized service plan. This section shall not be construed as affecting any obligation to provide reimbursement pursuant to section 376.1218.

16. The provisions of sections 376.383, 376.384, and 376.1350 to 376.1399 shall apply to this section.

17. The director of the department of insurance, financial institutions and professional registration shall grant a small employer with a group health plan, as that term is defined in section 379.930, a waiver from the provisions of this section if the small employer demonstrates to the director by actual claims experience over any consecutive twelve-month period that compliance with this section has increased the cost of the health insurance policy by an amount of two and a half percent or greater over the period of a calendar year in premium costs to the small employer.

18. The provisions of this section shall not apply to the Mo HealthNet program as described in chapter 208.

19. (1) By February 1, 2012, and every February first thereafter, the department of insurance, financial institutions and professional registration shall submit a report to the general assembly regarding the implementation of the coverage required under this section. The report shall include, but shall not be limited to, the following:

(a) The total number of insureds diagnosed with autism spectrum disorder;

(b) The total cost of all claims paid out in the immediately preceding calendar year for coverage required by this section;

(c) The cost of such coverage per insured per month; and

(d) The average cost per insured for coverage of applied behavior analysis;

(2) All health carriers and health benefit plans subject to the provisions of this section shall provide the department with the data requested by the department for inclusion in the annual report.

376.1225. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1998, shall provide coverage for administration of general anesthesia and hospital charges for dental care provided to the following covered persons:

(1) A child under the age of five;

(2) A person who is severely disabled; or

(3) A person who has a medical or behavioral condition which requires hospitalization or general anesthesia when dental care is provided.

2. Each plan as described in this section must provide coverage for administration of general anesthesia and hospital or office charges for treatment rendered by a dentist, regardless of whether the services are provided in a participating hospital or surgical center or office.

3. Nothing in this section shall prevent a health carrier from requiring prior authorization for hospitalization for dental care procedures in the same manner that prior authorization is required for hospitalization for other covered diseases or conditions.

4. Nothing in this section shall apply to accident-only, dental-only plans or other specified disease, hospital indemnity, Medicare supplement or long-term care policies, or short-term major medical policies ~~[of six months or less in duration]~~ **having a duration of less than one year.**

376.1230. 1. Every policy issued by a health carrier, as defined in section 376.1350, shall provide coverage for chiropractic care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in chapter 331. The coverage shall include initial diagnosis and clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder, subject to the terms and conditions of the policy. The coverage may be limited to chiropractors within the health carrier's network, and nothing in this section shall be construed to require a health carrier to contract with a chiropractor not in the carrier's network nor shall a carrier be required to reimburse for services rendered by a nonnetwork chiropractor unless prior approval has been obtained from the carrier by the enrollee. An enrollee may access chiropractic care within the network for a total of twenty-six chiropractic physician office visits per policy period, but may be required to provide the health carrier with notice prior to any additional visit as a condition of coverage. A health carrier may require prior authorization or notification before any follow-up diagnostic tests are ordered by a chiropractor or for any office visits for treatment in excess of twenty-six in any policy period. The certificate of coverage for any health benefit plan issued by a health carrier shall clearly state the availability of chiropractic coverage under the policy and any limitations, conditions, and exclusions.

2. A health benefit plan shall provide coverage for treatment of a chiropractic care condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a chiropractic care condition than for access to treatment for another physical health condition.

3. The provisions of this section shall not apply to any health plan or contract that is individually underwritten.

4. The provisions of this section shall not apply to benefits provided under the Medicaid program.

5. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policy ~~[of six months' or less- duration]~~ **having a duration of less than one year**, or any other similar supplemental policy.

376.1232. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2010, shall offer coverage for prosthetic devices and services, including original and replacement devices, as prescribed by a physician acting within the scope of his or her practice.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The amount of the benefit for prosthetic devices and services under this section shall be no less than the annual and lifetime benefit maximums applicable to the basic health care services required to be provided under the health benefit plan. If the health benefit plan does not include any annual or lifetime maximums applicable to basic health care services, the amount of the benefit for prosthetic devices and services shall not be subject to an annual or lifetime maximum benefit level. Any co-payment, coinsurance, deductible, and maximum out-of-pocket amount applied to the benefit for prosthetic devices and services shall be no more than the most common amounts applied to the basic health care services required to be provided under the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months or less- duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1235. 1. No health carrier or health benefit plan, as defined in section 376.1350, shall impose a co-payment or coinsurance percentage charged to the insured for services rendered for each date of service by a physical therapist licensed under chapter 334 or an occupational therapist licensed under chapter 324, for services that require a prescription, that is greater than the co-payment or coinsurance percentage charged to the insured for the services of a primary care physician licensed under chapter 334 for an office visit.

2. A health carrier or health benefit plan shall clearly state the availability of physical therapy and occupational therapy coverage under its plan and all related limitations, conditions, and exclusions.

3. Beginning September 1, 2016, the oversight division of the joint committee on legislative research shall perform an actuarial analysis of the cost impact to health carriers, insureds with a health benefit plan, and other private and public payers if the provisions of this section regarding occupational therapy coverage were enacted. By December 31, 2016, the director of the oversight division of the joint committee on legislative research shall submit a report of the actuarial findings prescribed by this section to the speaker, the president pro tem, and the chairpersons of both the house of representatives and senate standing committees having jurisdiction over health insurance matters. If the fiscal note cost estimation is less than the cost of an actuarial analysis, the actuarial analysis requirement shall be waived.

4. This section shall not apply to short-term major medical policies having a duration of less than one year.

376.1237. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, and that provides coverage for prescription eye drops shall provide coverage for the refilling of an eye drop prescription prior to the last day of the prescribed dosage period without regard to a coverage restriction for early refill of prescription renewals as long as the prescribing health care provider authorizes such early refill, and the health carrier or the health benefit plan is notified.

2. For the purposes of this section, health carrier and health benefit plan shall have the same meaning as defined in section 376.1350.

3. The coverage required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

5. The provisions of this section shall terminate on January 1, 2020.

376.1250. 1. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1999, and providing coverage to any resident of this state shall provide benefits or coverage for:

(1) A pelvic examination and pap smear for any nonsymptomatic woman covered under such policy or contract, in accordance with the current American Cancer Society guidelines;

(2) A prostate examination and laboratory tests for cancer for any nonsymptomatic man covered under such policy or contract, in accordance with the current American Cancer Society guidelines; and

(3) A colorectal cancer examination and laboratory tests for cancer for any nonsymptomatic person covered under such policy or contract, in accordance with the current American Cancer Society guidelines.

2. Coverage and benefits related to the examinations and tests as required by this section shall be at least as favorable and subject to the same dollar limits, deductible, and co-payments as other covered benefits or services.

3. Nothing in this act shall apply to accident-only, hospital indemnity, Medicare supplement, long-term care, or other limited benefit health insurance policies.

4. The provisions of this section shall not apply to short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**.

5. The attending physician shall advise the patient of the advantages, disadvantages, and risks, including cancer, associated with breast implantation prior to such operation.

6. Nothing in this section shall alter, impair or otherwise affect claims, rights or remedies available pursuant to law.

376.1253. 1. Each physician attending any patient with a newly diagnosed cancer shall inform the patient that the patient has the right to a referral for a second opinion by an appropriate board-certified specialist prior to any treatment. If no specialist in that specific cancer diagnosis area is in the provider network, a referral shall be made to a nonnetwork specialist in accordance with this section.

2. Each health carrier or health benefit plan, as defined in section 376.1350, that offers or issues health benefit plans which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2003, shall provide coverage for a second opinion rendered by a specialist in that specific cancer diagnosis area when a patient with a newly diagnosed cancer is referred to such specialist by his or her attending physician. Such coverage shall be subject to the same deductible and coinsurance conditions applied to other specialist referrals and all other terms and conditions applicable to other benefits, including the prior authorization and/or referral authorization requirements as specified in the applicable health insurance policy.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;

(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

8. The provisions of this section shall become effective January 1, 2015.

376.1275. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2003, shall include coverage for their members for the cost for human leukocyte antigen testing, also referred to as histocompatibility locus antigen testing, for A, B, and DR antigens for utilization in bone marrow transplantation. The testing must be performed in a facility which is accredited by the American Association of Blood Banks or its successors, and is licensed under the Clinical Laboratory Improvement Act, 42 U.S.C. Section 263a, as amended, and is accredited by the American Association of Blood Banks or its successors, the College of American Pathologists, the American Society for Histocompatibility and Immunogenetics (ASHI) or any other national accrediting body with requirements that are substantially equivalent to or more stringent than those of the College of American Pathologists. At the time of testing, the person being tested must complete and sign an informed consent form which also authorizes the results of the test to be used for participation in the National Marrow Donor Program. The health benefit plan may limit each enrollee to one such testing per lifetime to be reimbursed at a cost of no greater than seventy-five dollars by the health carrier or health benefit plan.

2. For the purposes of this section, "health carrier" and "health benefit plan" shall have the same meaning as defined in section 376.1350.

3. The health care service required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to** accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.

376.1400. 1. Every health insurance carrier offering policies of insurance in this state shall use standardized information for the explanation of benefits given to the health care provider whenever a claim is paid or denied. As used in this section, the term "health insurance carrier" shall have the meaning given to "health carrier" in section 376.1350. Nothing in this section shall apply to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, other limited benefit health insurance policies.

2. The standardized information shall contain the following:

- (1) The name of the insured;
- (2) The insured's identification number;
- (3) The date of service;
- (4) Amount of charge;
- (5) Explanation for any denial;
- (6) The amount paid;
- (7) The patient's full name;
- (8) The name and address of the insurer; and
- (9) The phone number to contact for questions on explanation of benefits.

3. All health insurance carriers shall use the standard explanation of benefits information after January 1, 2002.

376.1550. 1. Notwithstanding any other provision of law to the contrary, each health carrier that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2005, shall provide coverage for a mental health condition, as defined in this section, and shall comply with the following provisions:

(1) A health benefit plan shall provide coverage for treatment of a mental health condition and shall not establish any rate, term, or condition that places a greater financial burden on an insured for access to treatment for a mental health condition than for access to treatment for a physical health condition. Any deductible or out-of-pocket limits required by a health carrier or health benefit plan shall be comprehensive for coverage of all health conditions, whether mental or physical;

(2) The coverages set forth in this subsection:

(a) May be administered pursuant to a managed care program established by the health carrier; and
 (b) May deliver covered services through a system of contractual arrangements with one or more providers, hospitals, nonresidential or residential treatment programs, or other mental health service delivery entities certified by the department of mental health, or accredited by a nationally recognized organization, or licensed by the state of Missouri;

(3) A health benefit plan that does not otherwise provide for management of care under the plan or that does not provide for the same degree of management of care for all health conditions may provide coverage for treatment of mental health conditions through a managed care organization; provided that the managed care organization is in compliance with rules adopted by the department of insurance, financial institutions and professional registration that assure that the system for delivery of treatment for mental health conditions does not diminish or negate the purpose of this section. The rules adopted by the director shall assure that:

(a) Timely and appropriate access to care is available;
 (b) The quantity, location, and specialty distribution of health care providers is adequate; and
 (c) Administrative or clinical protocols do not serve to reduce access to medically necessary treatment for any insured;

(4) Coverage for treatment for chemical dependency shall comply with sections 376.779, 376.810 to 376.814, and 376.825 to 376.836 and for the purposes of this subdivision the term "health insurance policy" as used in sections 376.779, 376.810 to 376.814, and 376.825 to 376.836, the term "health insurance policy" shall include group coverage.

2. As used in this section, the following terms mean:

(1) "Chemical dependency", the psychological or physiological dependence upon and abuse of drugs, including alcohol, characterized by drug tolerance or withdrawal and impairment of social or occupational role functioning or both;
 (2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;
 (3) "Health carrier", the same meaning as such term is defined in section 376.1350;
 (4) "Mental health condition", any condition or disorder defined by categories listed in the most recent edition of the Diagnostic and Statistical Manual of Mental Disorders except for chemical dependency;

(5) "Managed care organization", any financing mechanism or system that manages care delivery for its members or subscribers, including health maintenance organizations and any other similar health care delivery system or organization;

(6) "Rate, term, or condition", any lifetime or annual payment limits, deductibles, co-payments, coinsurance, and other cost-sharing requirements, out-of-pocket limits, visit limits, and any other financial component of a health benefit plan that affects the insured.

3. This section shall not apply to a health plan or policy that is individually underwritten or provides such coverage for specific individuals and members of their families pursuant to section 376.779, sections 376.810 to 376.814, and sections 376.825 to 376.836, a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, hospitalization-surgical care policy, short-term major medical policies ~~[of six months or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

4. Notwithstanding any other provision of law to the contrary, all health insurance policies that cover state employees, including the Missouri consolidated health care plan, shall include coverage for mental illness. Multiyear group policies need not comply until the expiration of their current multiyear term unless the policyholder elects to comply before that time.

5. The provisions of this section shall not be violated if the insurer decides to apply different limits or exclude entirely from coverage the following:

- (1) Marital, family, educational, or training services unless medically necessary and clinically appropriate;
- (2) Services rendered or billed by a school or halfway house;
- (3) Care that is custodial in nature;
- (4) Services and supplies that are not immediately nor clinically appropriate; or
- (5) Treatments that are considered experimental.

6. The director shall grant a policyholder a waiver from the provisions of this section if the policyholder demonstrates to the director by actual experience over any consecutive twenty-four-month period that compliance with this section has increased the cost of the health insurance policy by an amount that results in a two percent increase in premium costs to the policyholder. The director shall promulgate rules establishing a procedure and appropriate standards for making such a demonstration. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

376.1900. 1. As used in this section, the following terms shall mean:

(1) "Electronic visit", or "e-visit", an online electronic medical evaluation and management service completed using a secured web-based or similar electronic-based communications network for a single patient encounter. An electronic visit shall be initiated by a patient or by the guardian of a patient with the health care provider, be completed using a federal Health Insurance Portability and Accountability Act (HIPAA)-compliant online connection, and include a permanent record of the electronic visit;

(2) "Health benefit plan" shall have the same meaning ascribed to it in section 376.1350;

(3) "Health care provider" shall have the same meaning ascribed to it in section 376.1350;

(4) "Health care service", a service for the diagnosis, prevention, treatment, cure or relief of a physical or mental health condition, illness, injury or disease;

(5) "Health carrier" shall have the same meaning ascribed to it in section 376.1350;

(6) "Telehealth" shall have the same meaning ascribed to it in section 208.670.

2. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, shall not deny coverage for a health care service on the basis that the health care service is provided through telehealth if the same service would be covered if provided through face-to-face diagnosis, consultation, or treatment.

3. A health carrier may not exclude an otherwise covered health care service from coverage solely because the service is provided through telehealth rather than face-to-face consultation or contact between a health care provider and a patient.

4. A health carrier shall not be required to reimburse a telehealth provider or a consulting provider for site origination fees or costs for the provision of telehealth services; however, subject to correct coding, a health carrier shall reimburse a health care provider for the diagnosis, consultation, or treatment of an insured or enrollee when the health care service is delivered through telehealth on the same basis that the health carrier covers the service when it is delivered in person.

5. A health care service provided through telehealth shall not be subject to any greater deductible, co-payment, or coinsurance amount than would be applicable if the same health care service was provided through face-to-face diagnosis, consultation, or treatment.

6. A health carrier shall not impose upon any person receiving benefits under this section any co-payment, coinsurance, or deductible amount, or any policy year, calendar year, lifetime, or other durational benefit limitation or maximum for benefits or services that is not equally imposed upon all terms and services covered under the policy, contract, or health benefit plan.

7. Nothing in this section shall preclude a health carrier from undertaking utilization review to determine the appropriateness of telehealth as a means of delivering a health care service, provided that the determinations shall be made in the same manner as those regarding the same service when it is delivered in person.

8. A health carrier or health benefit plan may limit coverage for health care services that are provided through telehealth to health care providers that are in a network approved by the plan or the health carrier.

9. Nothing in this section shall be construed to require a health care provider to be physically present with a patient where the patient is located unless the health care provider who is providing health care services by means of telehealth determines that the presence of a health care provider is necessary.

10. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies ~~[of six months' or less duration]~~ **having a duration of less than one year**, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration. "; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Hill moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hill:

AYES: 043

Alferman	Beard	Black	Chipman	Cornejo
Curtis	Curtman	Davis	Dinkins	Eggleston
Evans	Fitzpatrick	Fitzwater	Frederick	Haahr
Hannegan	Helms	Hill	Houghton	Hurst
Johnson	Kelly 141	Kidd	Korman	McDaniel
Moon	Morris 140	Morse 151	Pietzman	Pike
Rehder	Reisch	Remole	Roeber	Ross
Schroer	Shumake	Smith 163	Sommer	Stacy
Taylor	Vescovo	White		

NOES: 097

Adams	Anders	Anderson	Arthur	Bangert
Baringer	Barnes 28	Basye	Beck	Berry
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 10	Conway 104
Cross	DeGroot	Dogan	Dohrman	Ellebracht
Engler	Fraker	Francis	Franklin	Gannon

Gray	Green	Gregory	Haefner	Hansen
Harris	Henderson	Higdon	Houx	Justus
Kendrick	Knight	Kolkmeier	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Revis
Rhoads	Roberts	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Walker 3	Walker 74
Walsh	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 020

Andrews	Austin	Bahr	Barnes 60	Bernskoetter
Brattin	Cookson	Corlew	Ellington	Grier
Kelley 127	Lauer	Mathews	McCann Beatty	Peters
Roden	Rone	Rowland 155	Smith 85	Spencer

VACANCIES: 002

On motion of Representative Engler, **SB 594** was truly agreed to and finally passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Arthur
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roebor	Ross	Rowland 29

Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Curtis	Ellington	Marshall	Moon	Pogue
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PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 012

Andrews	Austin	Bahr	Brattin	Cookson
Lauer	Mathews	McCann Beatty	Peters	Rone
Rowland 155	Smith 85			

VACANCIES: 002

Speaker Richardson declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SS SCS SB 826, relating to pharmacy, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS SS SCS SB 826** was agreed to.

Representative Rhoads offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting immediately after said line the following:

"338.202. 1. Notwithstanding any other provision of law to the contrary, unless the prescriber has specified on the prescription that dispensing a prescription for a maintenance medication in an initial amount followed by periodic refills is medically necessary, a pharmacist may exercise his or her professional judgment to dispense varying quantities of maintenance medication per fill, up to the total number of dosage units as authorized by the prescriber on the original prescription, including any refills. Dispensing of the maintenance medication based on refills authorized by the physician or prescriber on the prescription shall be limited to no more than a ninety-day supply of the medication, and the maintenance medication shall have been previously prescribed to the patient for at least a three-month period. **The supply limitations provided in this subsection shall not apply if the prescription is issued by a practitioner located in another state according to and in compliance with the applicable laws of that state and the United States or dispensed to a patient who is a member of the United States Armed Forces serving outside the United States.**

2. For the purposes of this section, "maintenance medication" is and means a medication prescribed for chronic long-term conditions and that is taken on a regular, recurring basis; except that, it shall not include controlled substances, as defined in and under section 195.010.

376.1237. 1. Each health carrier or health benefit plan that offers or issues health benefit plans which are delivered, issued for delivery, continued, or renewed in this state on or after January 1, 2014, and that provides

coverage for prescription eye drops shall provide coverage for the refilling of an eye drop prescription prior to the last day of the prescribed dosage period without regard to a coverage restriction for early refill of prescription renewals as long as the prescribing health care provider authorizes such early refill, and the health carrier or the health benefit plan is notified.

2. For the purposes of this section, health carrier and health benefit plan shall have the same meaning as defined in section 376.1350.

3. The coverage required by this section shall not be subject to any greater deductible or co-payment than other similar health care services provided by the health benefit plan.

4. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, long-term care policy, short-term major medical policies of six months' or less duration, or any other supplemental policy as determined by the director of the department of insurance, financial institutions and professional registration.

~~[5. The provisions of this section shall terminate on January 1, 2020.];~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

Representative Pfautsch offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said section and line the following:

"210.070. ~~[Every]~~ **1.** A physician, midwife, or nurse who shall be in attendance upon a newborn infant or its mother~~[-]~~ shall drop into the eyes of such infant ~~[immediately after delivery,]~~ a prophylactic ~~[solution]~~ **medication** approved by the state department of health and senior services~~[-, and shall within forty-eight hours thereafter, report in writing to the board of health or county physician of the city, town or county where such birth occurs, his or her compliance with this section, stating the solution used by him or her].~~

2. Administration of such eye drops shall not be required if a parent or legal guardian of such infant objects to the treatment because it is against the religious beliefs of the parent or legal guardian."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 2**.

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Line 13, by deleting said line and inserting in lieu thereof the following:

"guardian.

334.506. 1. As used in this section, "approved health care provider" means a person holding a current and active license as a physician and surgeon under this chapter, a chiropractor under chapter 331, a dentist under chapter 332, a podiatrist under chapter 330, a physician assistant under this chapter, an advanced practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, or podiatrist practicing in another jurisdiction whose license is in good standing.

2. A physical therapist ~~[shall not]~~ **may evaluate and** initiate treatment ~~[for a new injury or illness]~~ **on a patient** without a prescription **or referral** from an approved health care provider.

3. A physical therapist may provide educational resources and training, develop fitness or wellness programs ~~[for asymptomatic persons]~~, or provide screening or consultative services within the scope of physical therapy practice without ~~[the]~~ a prescription ~~[and direction of]~~ **or referral from** an approved health care provider.

4. ~~[A physical therapist may examine and treat without the prescription and direction of an approved health care provider any person with a recurring self-limited injury within one year of diagnosis by an approved health care provider or a chronic illness that has been previously diagnosed by an approved health care provider. The physical therapist shall:~~

~~———— (1) Contact the patient's current approved health care provider within seven days of initiating physical therapy services under this subsection;~~

~~———— (2) Not change an existing physical therapy referral available to the physical therapist without approval of the patient's current approved health care provider;~~

~~———— (3) Refer to an approved health care provider any patient whose medical condition at the time of examination or treatment is determined to be beyond the scope of practice of physical therapy;~~

~~———— (4) Refer to an approved health care provider any patient whose condition for which physical therapy services are rendered under this subsection has not been documented to be progressing toward documented treatment goals after six visits or fourteen days, whichever first occurs;~~

~~———— (5) Notify the patient's current approved health care provider prior to the continuation of treatment if treatment rendered under this subsection is to continue beyond thirty days. The physical therapist shall provide such notification for each successive period of thirty days]~~ **A physical therapist shall refer to an approved health care provider any patient whose medical condition at the time of evaluation or treatment is determined to be beyond the scope of practice of physical therapy.**

5. The provision of physical therapy services of evaluation and screening pursuant to this section shall be limited to a physical therapist, and any authority for evaluation and screening granted within this section may not be delegated. Upon each reinitiation of physical therapy services, a physical therapist shall provide a full physical therapy evaluation prior to the reinitiation of physical therapy treatment. ~~[Physical therapy treatment provided pursuant to the provisions of subsection 4 of this section may be delegated by physical therapists to physical therapist assistants only if the patient's current approved health care provider has been so informed as part of the physical therapist's seven-day notification upon reinitiation of physical therapy services as required in subsection 4 of this section.]~~ Nothing in this subsection shall be construed as to limit the ability of physical therapists or physical therapist assistants to provide physical therapy services in accordance with the provisions of this chapter, and upon the referral of an approved health care provider. Nothing in this subsection shall prohibit an approved health care provider from acting within the scope of their practice as defined by the applicable chapters of RSMo.

6. No person licensed to practice, or applicant for licensure, as a physical therapist or physical therapist assistant shall make a medical diagnosis.

7. A physical therapist shall only delegate physical therapy treatment to a physical therapist assistant or to a person in an entry level of a professional education program approved by the Commission for Accreditation of Physical Therapists and Physical Therapist Assistant Education (CAPTE) who satisfies supervised clinical education requirements related to the person's physical therapist or physical therapist assistant education. The entry-level person shall be under on-site supervision of a physical therapist.

334.613. 1. The board may refuse to issue or renew a license to practice as a physical therapist or physical therapist assistant for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew a license to practice as a physical therapist or physical therapist assistant, the board may, at its discretion, issue a license which is subject to probation, restriction, or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation, or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited, or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited, or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621 against any holder of a license to practice as a physical therapist or physical therapist assistant who has failed to renew or has surrendered his or her license for any one or any combination of the following causes:

(1) Use of any controlled substance, as defined in chapter 195, or alcoholic beverage to an extent that such use impairs a person's ability to perform the work of a physical therapist or physical therapist assistant;

(2) The person has been finally adjudicated and found guilty, or entered a plea of guilty or nolo contendere, in a criminal prosecution under the laws of any state or of the United States, for any offense reasonably related to the qualifications, functions, or duties of a physical therapist or physical therapist assistant, for any offense an essential element of which is fraud, dishonesty, or an act of violence, or for any offense involving moral turpitude, whether or not sentence is imposed;

(3) Use of fraud, deception, misrepresentation, or bribery in securing any certificate of registration or authority, permit, or license issued under this chapter or in obtaining permission to take any examination given or required under this chapter;

(4) Misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of a physical therapist or physical therapist assistant, including but not limited to the following:

(a) Obtaining or attempting to obtain any fee, charge, tuition, or other compensation by fraud, deception, or misrepresentation; willfully and continually overcharging or overtreating patients; or charging for sessions of physical therapy which did not occur unless the services were contracted for in advance, or for services which were not rendered or documented in the patient's records;

(b) Attempting, directly or indirectly, by way of intimidation, coercion, or deception, to obtain or retain a patient or discourage the use of a second opinion or consultation;

(c) Willfully and continually performing inappropriate or unnecessary treatment or services;

(d) Delegating professional responsibilities to a person who is not qualified by training, skill, competency, age, experience, or licensure to perform such responsibilities;

(e) Misrepresenting that any disease, ailment, or infirmity can be cured by a method, procedure, treatment, medicine, or device;

(f) Performing services which have been declared by board rule to be of no physical therapy value;

(g) Final disciplinary action by any professional association, professional society, licensed hospital or medical staff of the hospital, or physical therapy facility in this or any other state or territory, whether agreed to voluntarily or not, and including but not limited to any removal, suspension, limitation, or restriction of the person's professional employment, malpractice, or any other violation of any provision of this chapter;

(h) Administering treatment without sufficient examination, or for other than medically accepted therapeutic or experimental or investigative purposes duly authorized by a state or federal agency, or not in the course of professional physical therapy practice;

(i) Engaging in or soliciting sexual relationships, whether consensual or nonconsensual, while a physical therapist or physical therapist assistant/patient relationship exists; making sexual advances, requesting sexual favors, or engaging in other verbal conduct or physical contact of a sexual nature with patients or clients;

(j) Terminating the care of a patient without adequate notice or without making other arrangements for the continued care of the patient;

(k) Failing to furnish details of a patient's physical therapy records to treating physicians, other physical therapists, or hospitals upon proper request; or failing to comply with any other law relating to physical therapy records;

(l) Failure of any applicant or licensee, other than the licensee subject to the investigation, to cooperate with the board during any investigation;

(m) Failure to comply with any subpoena or subpoena duces tecum from the board or an order of the board;

(n) Failure to timely pay license renewal fees specified in this chapter;

(o) Violating a probation agreement with this board or any other licensing agency;

(p) Failing to inform the board of the physical therapist's or physical therapist assistant's current telephone number, residence, and business address;

(q) Advertising by an applicant or licensee which is false or misleading, or which violates any rule of the board, or which claims without substantiation the positive cure of any disease, or professional superiority to or greater skill than that possessed by any other physical therapist or physical therapist assistant. An applicant or licensee shall also be in violation of this provision if the applicant or licensee has a financial interest in any organization, corporation, or association which issues or conducts such advertising;

(5) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health of a patient or the public; or incompetency, gross negligence, or repeated negligence in the performance of the functions or duties of a physical therapist or physical therapist assistant. For the purposes of this subdivision, "repeated negligence" means the failure, on more than one occasion, to use that degree of skill and learning ordinarily used under the same or similar circumstances by the member of the applicant's or licensee's profession;

(6) Violation of, or attempting to violate, directly or indirectly, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule adopted under this chapter;

(7) Impersonation of any person licensed as a physical therapist or physical therapist assistant or allowing any person to use his or her license or diploma from any school;

(8) Revocation, suspension, restriction, modification, limitation, reprimand, warning, censure, probation, or other final disciplinary action against a physical therapist or physical therapist assistant for a license or other right to practice as a physical therapist or physical therapist assistant by another state, territory, federal agency or country, whether or not voluntarily agreed to by the licensee or applicant, including but not limited to the denial of licensure, surrender of the license, allowing the license to expire or lapse, or discontinuing or limiting the practice of physical therapy while subject to an investigation or while actually under investigation by any licensing authority, medical facility, branch of the Armed Forces of the United States of America, insurance company, court, agency of the state or federal government, or employer;

(9) A person is finally adjudged incapacitated or disabled by a court of competent jurisdiction;

(10) Assisting or enabling any person to practice or offer to practice who is not licensed and currently eligible to practice under this chapter; or knowingly performing any act which in any way aids, assists, procures, advises, or encourages any person to practice physical therapy who is not licensed and currently eligible to practice under this chapter;

(11) Issuance of a license to practice as a physical therapist or physical therapist assistant based upon a material mistake of fact;

(12) Failure to display a valid license pursuant to practice as a physical therapist or physical therapist assistant;

(13) Knowingly making, or causing to be made, or aiding, or abetting in the making of, a false statement in any document executed in connection with the practice of physical therapy;

(14) Soliciting patronage in person or by agents or representatives, or by any other means or manner, under the person's own name or under the name of another person or concern, actual or pretended, in such a manner as to confuse, deceive, or mislead the public as to the need or necessity for or appropriateness of physical therapy services for all patients, or the qualifications of an individual person or persons to render, or perform physical therapy services;

(15) Using, or permitting the use of, the person's name under the designation of "physical therapist", "physiotherapist", "registered physical therapist", "P.T.", "Ph.T.", "P.T.T.", "D.P.T.", "M.P.T." or "R.P.T.", "physical therapist assistant", "P.T.A.", "L.P.T.A.", "C.P.T.A.", or any similar designation with reference to the commercial exploitation of any goods, wares or merchandise;

(16) Knowingly making or causing to be made a false statement or misrepresentation of a material fact, with intent to defraud, for payment under chapter 208 or chapter 630 or for payment from Title XVIII or Title XIX of the federal Medicare program;

(17) Failure or refusal to properly guard against contagious, infectious, or communicable diseases or the spread thereof; maintaining an unsanitary facility or performing professional services under unsanitary conditions; or failure to report the existence of an unsanitary condition in any physical therapy facility to the board, in writing, within thirty days after the discovery thereof;

(18) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant paying or offering to pay a referral fee or ~~notwithstanding section 334.010 to the contrary, practicing or offering to practice professional physical therapy independent of the prescription and direction of a person licensed and registered as a physician and surgeon under this chapter, as a physician assistant under this chapter, as a chiropractor under chapter 331, as a dentist under chapter 332, as a podiatrist under chapter 330, as an advanced-practice registered nurse under chapter 335, or any licensed and registered physician, chiropractor, dentist, podiatrist, or advanced practice registered nurse practicing in another jurisdiction, whose license is in good standing]~~ **evaluating or treating a patient in a manner inconsistent with section 334.506;**

(19) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant treating or attempting to treat ailments or other health conditions of human beings other than by professional physical therapy and as authorized by sections 334.500 to 334.685;

(20) A pattern of personal use or consumption of any controlled substance unless it is prescribed, dispensed, or administered by a physician who is authorized by law to do so;

- (21) Failing to maintain adequate patient records under 334.602;
 - (22) Attempting to engage in conduct that subverts or undermines the integrity of the licensing examination or the licensing examination process, including but not limited to utilizing in any manner recalled or memorized licensing examination questions from or with any person or entity, failing to comply with all test center security procedures, communicating or attempting to communicate with any other examinees during the test, or copying or sharing licensing examination questions or portions of questions;
 - (23) Any candidate for licensure or person licensed to practice as a physical therapist or physical therapist assistant who requests, receives, participates or engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient, or with any relative or business associate of the referring person;
 - (24) Being unable to practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients by reasons of incompetency, or because of illness, drunkenness, excessive use of drugs, narcotics, chemicals, or as a result of any mental or physical condition. The following shall apply to this subdivision:
 - (a) In enforcing this subdivision the board shall, after a hearing by the board, upon a finding of probable cause, require a physical therapist or physical therapist assistant to submit to a reexamination for the purpose of establishing his or her competency to practice as a physical therapist or physical therapist assistant conducted in accordance with rules adopted for this purpose by the board, including rules to allow the examination of the pattern and practice of such physical therapist's or physical therapist assistant's professional conduct, or to submit to a mental or physical examination or combination thereof by a facility or professional approved by the board;
 - (b) For the purpose of this subdivision, every physical therapist and physical therapist assistant licensed under this chapter is deemed to have consented to submit to a mental or physical examination when directed in writing by the board;
 - (c) In addition to ordering a physical or mental examination to determine competency, the board may, notwithstanding any other law limiting access to medical or other health data, obtain medical data and health records relating to a physical therapist, physical therapist assistant or applicant without the physical therapist's, physical therapist assistant's or applicant's consent;
 - (d) Written notice of the reexamination or the physical or mental examination shall be sent to the physical therapist or physical therapist assistant, by registered mail, addressed to the physical therapist or physical therapist assistant at the physical therapist's or physical therapist assistant's last known address. Failure of a physical therapist or physical therapist assistant to submit to the examination when directed shall constitute an admission of the allegations against the physical therapist or physical therapist assistant, in which case the board may enter a final order without the presentation of evidence, unless the failure was due to circumstances beyond the physical therapist's or physical therapist assistant's control. A physical therapist or physical therapist assistant whose right to practice has been affected under this subdivision shall, at reasonable intervals, be afforded an opportunity to demonstrate that the physical therapist or physical therapist assistant can resume the competent practice as a physical therapist or physical therapist assistant with reasonable skill and safety to patients;
 - (e) In any proceeding under this subdivision neither the record of proceedings nor the orders entered by the board shall be used against a physical therapist or physical therapist assistant in any other proceeding. Proceedings under this subdivision shall be conducted by the board without the filing of a complaint with the administrative hearing commission;
 - (f) When the board finds any person unqualified because of any of the grounds set forth in this subdivision, it may enter an order imposing one or more of the disciplinary measures set forth in subsection 3 of this section.
3. After the filing of such complaint before the administrative hearing commission, the proceedings shall be conducted in accordance with the provisions of chapter 621. Upon a finding by the administrative hearing commission that the grounds provided in subsection 2 of this section for disciplinary action are met, the board may, singly or in combination:
- (1) Warn, censure or place the physical therapist or physical therapist assistant named in the complaint on probation on such terms and conditions as the board deems appropriate for a period not to exceed ten years;
 - (2) Suspend the physical therapist's or physical therapist assistant's license for a period not to exceed three years;
 - (3) Restrict or limit the physical therapist's or physical therapist assistant's license for an indefinite period of time;
 - (4) Revoke the physical therapist's or physical therapist assistant's license;

- (5) Administer a public or private reprimand;
 - (6) Deny the physical therapist's or physical therapist assistant's application for a license;
 - (7) Permanently withhold issuance of a license;
 - (8) Require the physical therapist or physical therapist assistant to submit to the care, counseling or treatment of physicians designated by the board at the expense of the physical therapist or physical therapist assistant to be examined;
 - (9) Require the physical therapist or physical therapist assistant to attend such continuing educational courses and pass such examinations as the board may direct.
4. In any order of revocation, the board may provide that the physical therapist or physical therapist assistant shall not apply for reinstatement of the physical therapist's or physical therapist assistant's license for a period of time ranging from two to seven years following the date of the order of revocation. All stay orders shall toll this time period.
5. Before restoring to good standing a license issued under this chapter which has been in a revoked, suspended, or inactive state for any cause for more than two years, the board may require the applicant to attend such continuing medical education courses and pass such examinations as the board may direct.
6. In any investigation, hearing or other proceeding to determine a physical therapist's, physical therapist assistant's or applicant's fitness to practice, any record relating to any patient of the physical therapist, physical therapist assistant, or applicant shall be discoverable by the board and admissible into evidence, regardless of any statutory or common law privilege which such physical therapist, physical therapist assistant, applicant, record custodian, or patient might otherwise invoke. In addition, no such physical therapist, physical therapist assistant, applicant, or record custodian may withhold records or testimony bearing upon a physical therapist's, physical therapist assistant's, or applicant's fitness to practice on the grounds of privilege between such physical therapist, physical therapist assistant, applicant, or record custodian and a patient."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roden raised a point of order that **House Amendment No. 1 to House Amendment No. 2** goes beyond the scope of the underlying amendment.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Pfautsch, **House Amendment No. 2** was adopted.

Representative Dogan offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting the following after all of said line:

"208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

- (1) Be in the original, unopened package;**
- (2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;**

(3) **Not have left the possession of the health care provider who originally prescribed the LARC; and**
(4) **Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 3** was adopted.

Representative Cornejo offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Section A, Line 3, by inserting after all of said line the following:

"191.227. 1. All physicians, chiropractors, hospitals, dentists, and other duly licensed practitioners in this state, herein called "providers", shall, upon written request of a patient, or guardian or legally authorized representative of a patient, furnish a copy of his or her record of that patient's health history and treatment rendered to the person submitting a written request, except that such right shall be limited to access consistent with the patient's condition and sound therapeutic treatment as determined by the provider. Beginning August 28, 1994, such record shall be furnished within a reasonable time of the receipt of the request therefor and upon payment of a fee as provided in this section.

2. Health care providers may condition the furnishing of the patient's health care records to the patient, the patient's authorized representative or any other person or entity authorized by law to obtain or reproduce such records upon payment of a fee for:

(1) (a) Search and retrieval, in an amount not more than twenty-four dollars and eighty-five cents plus copying in the amount of fifty-seven cents per page for the cost of supplies and labor plus, if the health care provider has contracted for off-site records storage and management, any additional labor costs of outside storage retrieval, not to exceed twenty-three dollars and twenty-six cents, as adjusted annually pursuant to subsection 5 of this section; or

(b) The records shall be furnished electronically upon payment of the search, retrieval, and copying fees set under this section at the time of the request or one hundred eight dollars and eighty-eight cents total, whichever is less, if such person:

a. Requests health records to be delivered electronically in a format of the health care provider's choice;
b. The health care provider stores such records completely in an electronic health record; and
c. The health care provider is capable of providing the requested records and affidavit, if requested, in an electronic format;

(2) Postage, to include packaging and delivery cost;

(3) Notary fee, not to exceed two dollars, if requested.

3. **For purposes of subsections 1 and 2 of this section, "a copy of his or her record of that patient's health history and treatment rendered" or "the patient's health care records" include a statement or record that no such health history or treatment record responsive to the request exists.**

4. Notwithstanding provisions of this section to the contrary, providers may charge for the reasonable cost of all duplications of health care record material or information which cannot routinely be copied or duplicated on a standard commercial photocopy machine.

[4-] 5. The transfer of the patient's record done in good faith shall not render the provider liable to the patient or any other person for any consequences which resulted or may result from disclosure of the patient's record as required by this section.

[5-] 6. Effective February first of each year, the fees listed in subsection 2 of this section shall be increased or decreased annually based on the annual percentage change in the unadjusted, U.S. city average, annual average inflation rate of the medical care component of the Consumer Price Index for All Urban Consumers (CPI-U). The current reference base of the index, as published by the Bureau of Labor Statistics of the United States Department of Labor, shall be used as the reference base. For purposes of this subsection, the annual average inflation rate shall

be based on a twelve-month calendar year beginning in January and ending in December of each preceding calendar year. The department of health and senior services shall report the annual adjustment and the adjusted fees authorized in this section on the department's internet website by February first of each year.

[6-] 7. A health care provider may disclose a deceased patient's health care records or payment records to the executor or administrator of the deceased person's estate, or pursuant to a valid, unrevoked power of attorney for health care that specifically directs that the deceased person's health care records be released to the agent after death. If an executor, administrator, or agent has not been appointed, the deceased prior to death did not specifically object to disclosure of his or her records in writing, and such disclosure is not inconsistent with any prior expressed preference of the deceased that is known to the health care provider, a deceased patient's health care records may be released upon written request of a person who is deemed as the personal representative of the deceased person under this subsection. Priority shall be given to the deceased patient's spouse and the records shall be released on the affidavit of the surviving spouse that he or she is the surviving spouse. If there is no surviving spouse, the health care records may be released to one of the following persons:

- (1) The acting trustee of a trust created by the deceased patient either alone or with the deceased patient's spouse;
- (2) An adult child of the deceased patient on the affidavit of the adult child that he or she is the adult child of the deceased;
- (3) A parent of the deceased patient on the affidavit of the parent that he or she is the parent of the deceased;
- (4) An adult brother or sister of the deceased patient on the affidavit of the adult brother or sister that he or she is the adult brother or sister of the deceased;
- (5) A guardian or conservator of the deceased patient at the time of the patient's death on the affidavit of the guardian or conservator that he or she is the guardian or conservator of the deceased; or
- (6) A guardian ad litem of the deceased's minor child based on the affidavit of the guardian that he or she is the guardian ad litem of the minor child of the deceased."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 4** was adopted.

Representative Neely offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"630.1010. The department of mental health shall develop a treatment protocol containing best practice guidelines for the treatment of opioid-dependent patients. The treatment protocol shall include the following:

- (1) Appropriate clinical use of all drugs approved by the federal Food and Drug Administration for the treatment of opioid addiction, including, but not limited to, the following:**
 - (a) Opioid maintenance;**
 - (b) Opioid detoxification;**
 - (c) Overdose reversal; and**
 - (d) Long acting, antagonist medication;**
- (2) Training for prescribers dispensing narcotic drugs for the treatment and management of opiate-dependent patients consistent with the federal Controlled Substances Act, as amended by Section 303 of the Comprehensive Addiction and Recovery Act of 2016; and**
- (3) Development and adoption of standard processes for obtaining informed consent from patients concerning all available medication-assisted treatment options, including potential benefits and risks."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 5** was adopted.

Representative Hill offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 11, Section 195.070, Lines 24-31, by deleting all of said lines and inserting in lieu thereof the following:

"patient, for any reason, if such practitioner did not originally dispense the drug, **except as provided in section 195.265.**"; and

Further amend said bill, Page 12, Section 195.080, Line 24, by inserting after the words "**treatment for cancer**" the words "**or sickle cell disease**"; and

Further amend said bill, page, and section, Line 28, by inserting after the words "**dispense medication**" the words "**in good faith**"; and

Further amend said bill and page, Section 195.265, Line 1, by inserting immediately after the number "**195.265.**" the following:

"1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users to the extent federal law allows, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household.

2."; and

Further amend said bill and section, Page 13, Line 7, by deleting the word "**mailers**" and inserting in lieu thereof the words "**mail back packages**"; and

Further amend said bill, page, and section, Line 12, by inserting immediately after the word "**location**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page, and section, Line 13, by inserting immediately after the word "**events**" the words "**and mail back events**"; and

Further amend said bill, page, and section, Line 14, by inserting immediately after the word "**event**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page, and section, Line 16, by deleting the words "**4 of section 195.070**" and inserting in lieu thereof the words "**1 of this section**"; and

Further amend said bill, page, and section, Line 18, by inserting after all of said section and line the following:

"208.183. 1. There shall be established an "Advisory Council on Rare Diseases and Personalized Medicine" within the MO HealthNet division. The advisory council shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and such necessary expertise can be provided by experts outside the board. "Beneficiary access", as used in this section, shall mean developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, as well as payment, cost-sharing, drug utilization review, or medication therapy management.

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with a public school of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree, who is active in medical practice, and who is affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state which has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education and who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, P.L. 97-414, and drugs and biological products that are approved by the U.S. Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine.

5. The drug utilization review board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or to require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the drug utilization review board during public hearings.

8. For purposes of this section, a "rare disease drug" shall mean a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill and page, Section 338.010, Line 9, by inserting immediately after the word "[twelve]" the words "**at least**"; and

Further amend said bill, page, and section, Line 10, by inserting after the word "**the**" the phrase "**age recommended by the**"; and

Further amend said bill, page, section, and line, by deleting the word "**recommendations**"; and

Further amend said bill and section, Page 14, Lines 47-48 and 53, by deleting each instance of the phrase "[and administration of viral influenza vaccines]" and inserting in lieu thereof "and administration of viral influenza vaccines"; and

Further amend said bill, Pages 16-17, Section 338.056, Lines 14-31, by deleting all of said lines and inserting in lieu thereof the following:

"2. A pharmacist who receives a prescription for a brand name drug or biological product may~~[-unless requested otherwise by the purchaser,]~~ select a less expensive generically equivalent or interchangeable biological product ~~[under the following circumstances:~~

~~———— (1) If a written prescription is involved, the prescription form used shall have two signature lines at opposite ends at the bottom of the form. Under the line at the right side shall be clearly printed the words:—"Dispense as Written". Under the line at the left side shall be clearly printed the words "Substitution Permitted". The prescriber shall communicate the instructions to the pharmacist by signing the appropriate line] unless:~~

~~(1) the patient requests a brand name drug or biological product; or~~

~~(2) the prescribing practitioner indicates that substitution is prohibited or displays "brand medically necessary", "dispense as written", "do not substitute", "DAW", or words of similar import on the prescription.~~

~~3. No prescription shall be valid without the signature of the prescriber [on one of these lines; ———— (2)] .~~

4. If an oral prescription is involved, the practitioner or the practitioner's agent, communicating the instructions to the pharmacist, shall instruct the pharmacist as to whether or not a therapeutically equivalent generic drug or interchangeable biological product may be substituted. The pharmacist shall note the instructions on the file copy of the prescription."; and

Further amend said bill, Page 17, Section B, Lines 2 and 5, by deleting each instance of the phrase "section 195.070" and inserting in lieu thereof the phrase "sections 195.070 and 195.265"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Hill, **House Amendment No. 6** was adopted.

Representative May offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said section and line the following:

"195.2200. As used in sections 195.2200 to 195.2281, unless the context requires otherwise, the following terms mean:

- (1) "Consumer", a person twenty-one years of age or older who purchases marijuana or marijuana products for personal use by persons twenty-one years of age or older, but not for resale to others;
- (2) "Division", the division of alcohol and tobacco control within the department of public safety;
- (3) "Industrial hemp", the plant of the genus *cannabis* and any part of such plant, whether growing, with a delta-9 THC concentration that does not exceed three-tenths percent on a dry-weight basis;
- (4) "License", to grant a license or registration under sections 195.2200 to 195.2281;
- (5) "Licensed premises", the premises specified in an application for a license under sections 195.2200 to 195.2281, which are owned or in possession of the licensee and within which the licensee is authorized to cultivate, manufacture, distribute, sell, or test marijuana and marijuana products in accordance with sections 195.2200 to 195.2281;
- (6) "Licensee", a person licensed or registered under sections 195.2200 to 195.2281;
- (7) "Local licensing authority", for any locality that has chosen to adopt a local licensing requirement in addition to the state licensing requirements under sections 195.2200 to 195.2281, an authority designated by a town, village, city, county, or city not within a county;
- (8) "Locality", a town, village, city, county, or city not within a county;
- (9) "Location", a particular parcel of land that may be identified by an address or other descriptive means;
- (10) "Marijuana" or "marihuana", all parts of the plant of the genus *cannabis*, whether growing, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marihuana concentrate. "Marijuana" or "marihuana" shall not include industrial hemp, nor shall it include fiber produced from the stalks, oil, or cake made from the seeds of the plant; sterilized seed of the plant that is incapable of germination; or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product;
- (11) "Marijuana accessories", any equipment, products, or materials of any kind that are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body;
- (12) "Marijuana business operator", a person or entity who is not licensed as a marijuana establishment but who is licensed to operate a marijuana establishment, who is an owner of a marijuana establishment, or who receives a portion of the profits of a marijuana establishment;
- (13) "Marijuana establishment", a wholesale marijuana-cultivation facility, a marijuana testing facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store;
- (14) "Marijuana products", concentrated marijuana products and marijuana products that consist of marijuana and other ingredients and are intended for use or consumption including, but not limited to, edible products, ointments, and tinctures;
- (15) "Marijuana testing facility", an entity licensed to analyze and certify the safety and potency of marijuana;
- (16) "Marijuana transporter", a person or entity who is not licensed as a marijuana establishment but who is licensed to provide logistics, distribution, and storage of marijuana and marijuana products;
- (17) "Operating fees", fees that may be charged by a locality for costs including, but not limited to, inspection, administration, and enforcement of marijuana establishments authorized under sections 195.2200 to 195.2281;

(18) "Premises", a distinctly identified, as required by the division, and definite location, which may include a building, a part of a building, a room, or any other definite contiguous area;

(19) "Retail marijuana store", an entity licensed to purchase marijuana from wholesale marijuana-cultivation facilities and marijuana and marijuana products from wholesale marijuana-product manufacturing facilities and to sell marijuana and marijuana products to consumers;

(20) "Sale" or "sell", includes to exchange, barter, or traffic in; to solicit or receive and order, except through a licensee licensed under sections 195.2200 to 195.2281; to deliver for value in any way other than gratuitously; to peddle or possess with intent to sell; or to traffic in for any consideration promised or obtained directly or indirectly;

(21) "THC", tetrahydrocannabinol;

(22) "Unreasonably impracticable", the condition if the measures necessary to comply with the regulations require such a high investment of risk, moneys, time, or any other resource or asset that the operation of a marijuana establishment is not worthy of being carried out in practice by a reasonably prudent businessperson;

(23) "Wholesale marijuana-cultivation facility", an entity licensed to cultivate, prepare, and package marijuana and sell marijuana to retail marijuana stores, to wholesale marijuana-product manufacturing facilities, and to other marijuana-cultivation facilities but not to consumers;

(24) "Wholesale marijuana-product manufacturing facility", an entity licensed to purchase marijuana; manufacture, prepare, and package marijuana products; and sell marijuana and marijuana products to other wholesale marijuana-product manufacturing facilities and to retail marijuana stores but not to consumers.

195.2203. 1. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or the law of any locality within Missouri or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Possessing, using, displaying, purchasing, or transporting marijuana accessories or thirty-five grams or less of marijuana;

(2) Possessing, growing, processing, or transporting no more than six marijuana plants, with three or fewer being mature, flowering plants, and possession of the marijuana produced by the plants on the premises where the plants were grown, provided that the growing takes place in an enclosed, locked space; is not conducted openly or publicly; and is not made available for sale;

(3) Transfer of thirty-five grams or less of marijuana without remuneration to a person who is twenty-one years of age or older;

(4) Consumption of marijuana, provided that nothing in sections 195.2200 to 195.2281 shall permit consumption that is conducted openly and publicly or in a manner that endangers others; or

(5) Assisting another person who is twenty-one years of age or older in any of the acts under subdivisions (1) to (4) of this subsection.

2. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Manufacturing or selling marijuana accessories to a person who is twenty-one years of age or older;

(2) Possessing, displaying, or transporting marijuana or marijuana products; purchasing marijuana from a wholesale marijuana-cultivation facility; purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility; or selling marijuana or marijuana products to consumers if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a retail marijuana store or is acting in his or her capacity as an owner, employee, or agent of a retail marijuana store;

(3) Cultivating, harvesting, processing, packaging, transporting, displaying, or possessing marijuana; delivering or transferring marijuana to a marijuana testing facility; selling marijuana to a wholesale marijuana-cultivation facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store; or purchasing marijuana from a wholesale marijuana-cultivation facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-cultivation facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-cultivation facility;

(4) Packaging, processing, transporting, manufacturing, displaying, or possessing marijuana or marijuana products; delivering or transferring marijuana or marijuana products to a marijuana testing facility; selling marijuana or marijuana products to a retail marijuana store or a wholesale marijuana-product manufacturing facility; purchasing marijuana from a wholesale marijuana-cultivation facility; or purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-product manufacturing facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-product manufacturing facility;

(5) Possessing, cultivating, processing, repackaging, storing, transporting, displaying, transferring, or delivering marijuana or marijuana products if the person has obtained a current, valid license to operate a marijuana testing facility or is acting in his or her capacity as an owner, employee, or agent of a marijuana testing facility; or

(6) Leasing or otherwise allowing the use of property owned, occupied, or controlled by any person, corporation, or other entity for any of the activities conducted lawfully in accordance with subdivisions (1) to (5) of this subsection.

195.2206. 1. Before July 1, 2020, the division shall adopt rules and regulations necessary for implementation of sections 195.2200 to 195.2281. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Such rules and regulations shall not prohibit the operation of marijuana establishments either expressly or through rules and regulations that make their operation unreasonably impracticable. Such rules and regulations shall include, but not be limited to:

(1) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment, with such procedures subject to all requirements of chapter 536;

(2) A schedule of application, licensing, and renewal fees, provided that the application fees shall not exceed five thousand dollars, adjusted annually for inflation, unless the division determines a greater fee is necessary to carry out its responsibilities under sections 195.2200 to 195.2281;

(3) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana establishment including, but not limited to, a requirement for a fingerprint-based criminal history check for all owners, managers, contractors, employees, and other support staff of entities licensed under sections 195.2200 to 195.2281;

(4) Security requirements for marijuana establishments;

(5) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under the age of twenty-one;

(6) Labeling requirements for marijuana and marijuana products sold or distributed by a marijuana establishment that include, but are not limited to:

(a) Warning labels;

(b) The amount of THC per serving and the number of servings per package for marijuana products;

(c) A universal symbol indicating the package contains marijuana or THC; and

(d) The potency of the marijuana or marijuana product highlighted on the label;

(7) Health and safety regulations and standards for the manufacture of marijuana products and the cultivation of marijuana as developed by the department of health and senior services;

(8) Restrictions on the advertising and displaying of marijuana and marijuana products;

(9) Establishing a marijuana and marijuana products independent testing and certification program, within an implementation time frame established by the division, requiring licensees to test marijuana to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health and to ensure correct labeling;

(10) Regulation of the storage of, warehouses for, and transportation of marijuana and marijuana products;

(11) Sanitary requirements for marijuana establishments including, but not limited to, sanitary requirements for the preparation of marijuana products; and

(12) Compliance with, enforcement of, or violation of any provision of sections 195.2200 to 195.2281 or any rule promulgated, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.2200 to 195.2281.

3. In order to ensure that individual privacy is protected, the division shall not require a consumer to provide a retail marijuana store with personal information other than government-issued identification to determine the consumer's age, and a retail marijuana store shall not be required to acquire and record personal information about consumers other than information typically acquired in a financial transaction conducted at a retail liquor store.

4. The division shall begin accepting and processing applications on October 1, 2020.

195.2209. 1. The division shall develop and maintain a seed-to-sale tracking system that tracks marijuana from either seed or immature plant stage until the marijuana or marijuana product is sold to a customer at a retail marijuana store to ensure that no marijuana grown or processed by a marijuana establishment is sold or otherwise transferred except by a retail marijuana store.

2. The division has the authority to:

(1) Grant or refuse state licenses for the cultivation, manufacture, distribution, sale, and testing of marijuana and marijuana products as provided by law; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.2200 to 195.2281 or any rule promulgated. The division may take any action with respect to a registration under sections 195.2200 to 195.2281 as it may with respect to a license under sections 195.2200 to 195.2281, in accordance with the procedures established under sections 195.2200 to 195.2281; and

(2) Develop such forms, licenses, identification cards, and applications as are necessary or convenient in the discretion of the division for the administration of sections 195.2200 to 195.2281 or any rule promulgated.

3. Nothing in sections 195.2200 to 195.2281 shall be construed to limit a law enforcement agency's ability to investigate unlawful activity in relation to a marijuana establishment. A law enforcement agency shall have the authority to run a criminal history record check of a licensee or employee of a licensee during an investigation of unlawful activity related to marijuana and marijuana products.

4. (1) The division shall create a statewide licensure class system for wholesale marijuana-cultivation facilities. The classifications may be based upon square footage of the facility; lights, lumens, or wattage; lit canopy; the number of cultivating plants; a combination of the foregoing; or other reasonable metrics. The division shall create a fee structure for the license class system.

(2) The division may establish limitations upon marijuana production through one or more of the following methods:

(a) Placing or modifying a limit on the number of licenses that it issues, by class or overall, but in placing or modifying the limits, the division shall consider the reasonable availability of new licenses after a limit is established or modified;

(b) Placing or modifying a limit on the amount of production permitted by a wholesale marijuana-cultivation facility license or class of licenses based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, previous months' sales, pending sales, or other reasonable metrics as determined by the division; and

(c) Placing or modifying a limit on the total amount of production by wholesale marijuana-cultivation facility licensees in the state, collectively, based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, as determined by the division.

195.2212. 1. A license provided by sections 195.2200 to 195.2281 shall not be issued to or held by:

(1) A person until the required fee has been paid;

(2) An individual whose criminal history indicates that he or she is not of good moral character;

(3) A person other than an individual if the criminal history of any of its officers, directors, stockholders, or owners indicate that the officers, directors, stockholders, or owners are not of good moral character;

(4) A person financed in whole or in part by any other person whose criminal history indicates he or she is not of good moral character and his or her reputation is not satisfactory to the division or local licensing authority;

(5) A person under twenty-one years of age;

(6) A person licensed under sections 195.2200 to 195.2281 who, during a period of licensure or at the time of application, has failed to:

- (a) File any tax return related to a marijuana establishment; or
- (b) Pay any taxes, interest, or penalties due, as determined by final agency action, relating to a marijuana establishment;
- (7) A person who:
 - (a) Has discharged a sentence for a conviction of a felony in the five years immediately preceding his or her application date; or
 - (b) Has discharged a sentence for a conviction of a felony under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance in the ten years immediately preceding his or her application date, except that the division or local licensing authority may grant a license to a person if the person has a state felony conviction based on possession or use of marijuana or marijuana concentrate that would not be a felony if the person were convicted of the offense on the date he or she applied for licensure;
- (8) A person who employs another person at a marijuana establishment who has not submitted fingerprints for a criminal history record check or whose criminal history record check reveals that the person is ineligible;
- (9) A sheriff, deputy sheriff, police officer, or prosecuting officer, or an officer or employee of the division or a local licensing authority; or
- (10) A person applying for a license for a location that is currently licensed as a retail food establishment or wholesale food registrant.

2. (1) In investigating the qualifications of an applicant or a licensee, the division and local licensing authority may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such agency. In the event the division or local licensing authority considers the applicant's criminal history record, the division or local licensing authority shall also consider any information provided by the applicant regarding such criminal history record including, but not limited to, evidence of rehabilitation, character references, and educational achievements, especially those items pertaining to the time between the applicant's last criminal conviction and the consideration of the application for a state license.

(2) As used in subdivision (1) of this subsection, "criminal justice agency" means any federal, state, or municipal court or any governmental agency or subunit of such agency that administers criminal justice under a statute or executive order and that allocates a substantial part of its annual budget to the administration of criminal justice.

(3) At the time of filing an application for issuance of a state marijuana establishment license, an applicant shall submit a set of his or her fingerprints and file personal history information concerning the applicant's qualifications for a state license on forms prepared by the division. The division or locality shall submit the fingerprints to the Missouri state highway patrol for the purpose of conducting fingerprint-based criminal history record checks. The Missouri state highway patrol shall forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal history record check. The division or locality may acquire a name-based criminal history record check for an applicant or a license holder who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable. An applicant who has previously submitted fingerprints for a state or local license may request that the fingerprints on file be used. The division or locality shall use the information resulting from the fingerprint-based criminal history record check to investigate and determine whether an applicant is qualified to hold a state or local license under sections 195.2200 to 195.2281. The division or locality may verify any of the information an applicant is required to submit.

195.2215. 1. Ninety days prior to the expiration date of an existing license, the division shall notify the licensee of the expiration date by first-class mail at the licensee's address of record with the division. A licensee may apply for the renewal of an existing license to the division no later than thirty days prior to the date of expiration. Upon receipt of an application for renewal of an existing license and any applicable fees, the division shall submit, within seven days, a copy of the application to the locality to determine whether the application complies with all local restrictions on renewal of licenses. The division shall not accept an application for renewal of a license after the date of expiration, except as provided in subsection 3 of this section. The division may extend the expiration date of the license and accept a late application for renewal of a license if the applicant has filed a timely renewal application with the local licensing authority. The division or the local licensing authority, in its discretion, subject to the requirements of this subsection and subsection 3 of this section and based upon reasonable grounds, may waive the thirty-day time requirements set forth in this subsection.

2. The division may require an additional fingerprint request if there is a demonstrated investigative need.

3. (1) Notwithstanding the provisions of subsection 1 of this section, a licensee whose license has been expired for ninety days or less may file a late renewal application upon the payment of a nonrefundable late application fee of five hundred dollars to the division. A licensee who files a late renewal application and pays the requisite fees may continue to operate until the division takes final action to approve or deny the licensee's late renewal application unless the division summarily suspends the license.

(2) The division may administratively continue the license and accept a late application for renewal of a license at its discretion.

(3) Notwithstanding the amount specified for the late application fee in subdivision (1) of this subsection, the division by rule or as otherwise provided by law may reduce the amount of the fee.

195.2218. 1. (1) A retail marijuana store license shall be issued only to a person selling marijuana or marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A retail marijuana store may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility.

(3) The retail marijuana store shall track all of its marijuana and marijuana products from the point that they are transferred from a wholesale marijuana-cultivation facility or wholesale marijuana-product manufacturing facility to the point of sale.

2. (1) Notwithstanding the provisions of this section, a retail marijuana store licensee may also sell marijuana products that are prepackaged and labeled as required by rules of the division.

(2) A retail marijuana store licensee may transact with a wholesale marijuana-product manufacturing facility licensee for the purchase of marijuana products upon the licensed premises of either licensee.

3. (1) A retail marijuana store shall not sell more than thirty-five grams of marijuana or its equivalent in marijuana products, including marijuana concentrate, except for nonedible, nonpsychoactive marijuana products, including ointments, lotions, balms, and other nontransdermal topical products, during a single transaction to a person.

(2) (a) Prior to initiating a sale, the employee of the retail marijuana store making the sale shall verify that the purchaser has a valid identification card showing the purchaser is twenty-one years of age or older. If a person under twenty-one years of age presents fraudulent proof of age, any action relying on the fraudulent proof of age shall not be grounds for the revocation or suspension of any license issued under sections 195.2200 to 195.2281.

(b) If a retail marijuana store licensee or employee has reasonable cause to believe that a person is under twenty-one years of age and is exhibiting fraudulent proof of age in an attempt to obtain any marijuana or marijuana-infused product, the licensee or employee is authorized to confiscate such fraudulent proof of age, if possible, and shall, within seventy-two hours after the confiscation, remit the proof of age to a state or local law enforcement agency. The failure to confiscate such fraudulent proof of age or to remit to a state or local law enforcement agency within seventy-two hours after the confiscation shall not constitute a criminal offense.

4. A retail marijuana store may provide a sample of its products to a facility that has a marijuana testing facility license from the division for testing and research purposes. A retail marijuana store shall maintain a record of what was provided to the testing facility, the identity of the testing facility, and the results of the testing.

5. All marijuana and marijuana products sold at a licensed retail marijuana store shall be packaged and labeled as required by rules of the division.

6. (1) A licensed retail marijuana store shall only sell marijuana, marijuana products, marijuana accessories, nonconsumable products such as apparel, and marijuana-related products such as childproof packaging containers and shall be prohibited from selling or giving away any consumable product including, but not limited to, cigarettes, alcohol, or edible products that do not contain marijuana including, but not limited to, sodas, candies, or baked goods.

(2) A licensed retail marijuana store shall not sell any marijuana or marijuana products that contain nicotine or alcohol, if the sale of the alcohol would require a license.

(3) A licensed retail marijuana store shall not sell marijuana or marijuana products over the internet nor deliver marijuana or marijuana products to a person not physically present in the retail marijuana store's licensed premises.

7. An automatic dispensing machine that contains marijuana or marijuana products may only be located on the licensed premises of a retail marijuana store. If a licensed retail marijuana store uses an automatic dispensing machine that contains marijuana or marijuana products, it shall comply with the regulations promulgated by the division for its use.

8. Marijuana or marijuana products shall not be consumed on the licensed premises of a retail marijuana store.

9. A display case containing marijuana concentrate shall include the potency of the marijuana concentrate next to the name of the product.

10. No more than fifty licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2221. 1. A wholesale marijuana-cultivation facility license may be issued only to a person who cultivates marijuana for sale and distribution to retail marijuana stores, wholesale marijuana-product manufacturing facilities, or other wholesale marijuana-cultivation facilities.

2. A wholesale marijuana-cultivation facility shall track the marijuana it cultivates from seed or immature plant to wholesale purchase.

3. A wholesale marijuana-cultivation facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-cultivation facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and any test results.

4. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-cultivation facility.

5. No more than fifty cultivation licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2224. 1. (1) A wholesale marijuana-product manufacturing facility license may be issued to a person who manufactures marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A wholesale marijuana-product manufacturing facility may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility. A wholesale marijuana-product manufacturing facility shall track all of its marijuana from the time it is either:

- (a) Transferred from its retail marijuana-cultivation facility; or
- (b) Delivered to the wholesale marijuana-product manufacturing facility from a wholesale marijuana-cultivation facility

to the time the marijuana is transferred to a retail marijuana store.

(3) A wholesale marijuana-product manufacturing facility shall not:

- (a) Add any marijuana to a food product if the manufacturer of the food product holds a trademark to the food product's name, except that a wholesale marijuana-product manufacturing facility may use a trademarked food product if it uses the product as a component or as part of a recipe and does not state or advertise to the consumer that the final marijuana product contains a trademarked food product;
- (b) Intentionally or knowingly label or package a marijuana product in a manner that would cause a reasonable consumer confusion as to whether the marijuana product was a trademarked food product; or
- (c) Label or package a product in a manner that violates any federal trademark law or regulation.

2. Marijuana products shall be prepared on a licensed premises that is used exclusively for the manufacture and preparation of marijuana or marijuana products and using equipment that is used exclusively for the manufacture and preparation of marijuana products.

3. All licensed premises on which marijuana products are manufactured shall meet the sanitary standards for marijuana product preparation promulgated by the division.

4. A marijuana product shall be sealed and conspicuously labeled in compliance with sections 195.2200 to 195.2281 and any rules promulgated by the division.

5. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-product manufacturing facility.

6. A wholesale marijuana-product manufacturing facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-product manufacturing

facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and the results of the testing.

7. An edible marijuana product may list its ingredients and compatibility with dietary practices.

8. All marijuana products that require refrigeration to prevent spoilage shall be stored and transported in a refrigerated environment.

195.2227. 1. A marijuana testing facility license may be issued to a person who performs testing and research on marijuana. The facility may test marijuana products.

2. The division shall promulgate rules relating to acceptable testing and research practices including, but not limited to, testing, standards, quality control analysis, equipment certification and calibration, and chemical identification and other substances used in bona fide research methods.

3. A person who has an interest in a marijuana testing facility license from the division for testing purposes shall not have any interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility. A person that has an interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility shall not have an interest in a marijuana testing facility license.

195.2230. 1. (1) A marijuana transporter license may be issued to a person to provide logistics, distribution, and storage of marijuana and marijuana products. Notwithstanding any other provisions of law, a marijuana transporter license is valid for two years and cannot be transferred with a change of ownership. A marijuana transporter is responsible for the marijuana and marijuana products once it takes control of the product.

(2) A marijuana transporter may contract with multiple marijuana establishments.

(3) All marijuana transporters shall hold a valid marijuana transporter license, except that an entity licensed under sections 195.2200 to 195.2281 that provides its own distribution is not required to have a marijuana transporter license to transport and distribute its products.

2. A marijuana transporter may maintain a licensed premises to temporarily store marijuana and marijuana products and to use as a centralized distribution point. The licensed premises shall be located in a jurisdiction that permits the operation of retail marijuana stores. A marijuana transporter may store and distribute marijuana and marijuana products from this location. A storage facility shall meet the same security requirements that are required of a wholesale marijuana-cultivation facility.

3. A marijuana transporter shall use the seed-to-sale tracking system developed under section 195.2209 to create shipping manifests documenting the transport of marijuana and marijuana products throughout the state.

4. A marijuana transporter licensee may:

(1) Maintain and operate one or more warehouses in the state to handle marijuana and marijuana products; and

(2) Deliver marijuana products on orders previously taken if the place where orders are taken and delivered is licensed under sections 195.2200 to 195.2281.

195.2233. A marijuana business operator license may be issued to a person who operates a marijuana establishment licensed under sections 195.2200 to 195.2281, who is an owner licensed under sections 195.2200 to 195.2281, or who may receive a portion of the profits as compensation.

195.2236. 1. The division shall charge and collect fees under sections 195.2200 to 195.2281. The application fee for a person applying for a license under sections 195.2200 to 195.2281 shall be five hundred dollars. The division shall transfer two hundred fifty dollars of the fee to the marijuana cash fund established in subsection 3 of this sections and submit two hundred fifty dollars to the locality in which the license is proposed to be issued.

2. A locality in which a license under sections 195.2200 to 195.2281 is permitted may adopt and impose operating fees in an amount determined by the locality on marijuana establishments within its jurisdiction.

3. (1) There is hereby created in the state treasury the "Marijuana Cash Fund", which shall consist of moneys collected under sections 195.2200 to 195.2281. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 195.2200 to 195.2281.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

195.2239. 1. Before October 1, 2020, each locality shall enact an ordinance or regulation specifying the entity within the locality that is responsible for processing applications submitted for a license to operate a marijuana establishment within the boundaries of the locality and for the issuance of such licenses should the issuance by the locality become necessary because of a failure by the division to adopt regulations or because of a failure by the division to process and issue licenses under sections 195.2200 to 195.2281.

2. A locality may enact ordinances or regulations, not in conflict with sections 195.2200 to 195.2281 or with rules and regulations, to:

(1) Govern the time, place, manner, and number of marijuana establishment operations;
(2) Establish procedures for the issuance, suspension, and revocation of a license issued by the locality in accordance with sections 195.2200 to 195.2281;

(3) Establish a schedule of annual operating, licensing, and application fees for marijuana establishments, provided that the application fee shall only be due if an application is submitted to a locality in accordance with sections 195.2200 to 195.2281 and provided that a licensing fee shall only be due if a license is issued by a locality in accordance with sections 195.2200 to 195.2281; and

(4) Establish civil penalties for violation of an ordinance or regulation governing the time, place, and manner of a marijuana establishment that may operate in such locality.

A locality may prohibit the operation of wholesale marijuana-cultivation facilities, wholesale marijuana-product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or through an initiated or referred measure, provided that any initiative or referendum measure to prohibit the operation of any marijuana establishment shall appear on a general election ballot.

3. If the division receives an application for original licensing or renewal of an existing license for any marijuana establishment, the division shall provide, within seven days, a copy of the application to the locality in which the establishment is to be located. The locality shall determine whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses. The locality shall inform the division whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses.

4. A locality may impose a separate local licensing requirement as a part of its restrictions on time, place, manner, and number of marijuana businesses. A locality may decline to impose any local licensing requirements, but a locality shall notify the division that it either approves or denies each application it receives.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.2242. 1. If a locality issues local licenses for a marijuana establishment, a locality may schedule a public hearing on the application. If the locality schedules a hearing, it shall post and publish public notice thereof no later than ten days prior to the hearing. The locality shall give public notice by posting a sign in a conspicuous place on the license applicant's premises for which a local license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are to be located.

2. If a locality does not issue local licenses, the locality may give public notice of the state license application by posting a sign in a conspicuous place on the state license applicant's premises for which a state license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are located.

195.2245. 1. Applications for a state license under the provisions of sections 195.2200 to 195.2281 shall be made to the division on forms prepared and furnished by the division and shall set forth such information as the division may require to enable the division to determine whether a state license should be granted. The information shall include the name and address of the applicant and the names and addresses of the officers, directors, or managers. Each application shall be verified by the oath or affirmation of such person or persons as the division may prescribe. The division may issue a state license to an applicant under this section upon completion of the applicable criminal history background check associated with the application, and the state license is conditioned upon locality approval. A license applicant is prohibited from

operating a marijuana establishment without the division's and locality's approval. If the applicant does not receive locality approval within one year from the date of the division's approval, the state license shall expire and shall not be renewed. If an application is denied by the local licensing authority, the division shall revoke the state-issued license.

2. Nothing in sections 195.2200 to 195.2281 preempts or otherwise impairs the power of a local government to enact ordinances or resolutions concerning matters authorized to local governments.

195.2248. 1. Localities are authorized to adopt and enforce regulations for marijuana establishments that are at least as restrictive as the provisions of sections 195.2200 to 195.2281 and any rule promulgated by the division.

2. A marijuana establishment shall not operate until it is licensed by the division under sections 195.2200 to 195.2281 and approved by the locality. In connection with a license, the applicant shall provide a complete and accurate application as required by the division.

3. A marijuana establishment shall notify the division in writing of the name, address, and date of birth of an owner, officer, or manager before the new owner, officer, or manager begins managing, owning, or associating with the operation. The owner, officer, manager, or employee shall pass a fingerprint-based criminal history record check as required by the division and obtain the required identification prior to being associated with, managing, owning, or working at the operation.

4. A marijuana establishment shall not acquire, possess, cultivate, deliver, transfer, transport, supply, or dispense marijuana for any purpose except as provided in sections 195.2200 to 195.2281.

5. All managers and employees of a marijuana establishment shall be residents of Missouri upon the date of their license application. All licenses granted under sections 195.2200 to 195.2281 are valid for a period of one year after the date of issuance unless revoked or suspended under sections 195.2200 to 195.2281 or the rules promulgated.

6. Before granting a state license, the division may consider, except if specifically provided otherwise in sections 195.2200 to 195.2281, the requirements of sections 195.2200 to 195.2281 and any rules promulgated, and all other reasonable restrictions that are or may be placed upon the licensee by the division or locality.

7. (1) Each license issued under sections 195.2200 to 195.2281 is separate and distinct. It is unlawful for a person to exercise any of the privileges granted under a license other than the license that the person holds or for a licensee to allow any other person to exercise the privileges granted under the licensee's license. A separate license shall be required for each specific business or business entity and each geographical location.

(2) At all times, a licensee shall possess and maintain possession of the premises for which the license is issued by ownership, lease, rental, or other arrangement for possession of the premises.

8. The licenses issued under sections 195.2200 to 195.2281 shall specify the date of issuance, the period of licensure, the name of the licensee, and the premises licensed. The licensee shall conspicuously place the license on the licensed premises at all times.

9. In computing any time prescribed by sections 195.2200 to 195.2281, the day of the act, event, or default from which the designated time begins to run shall not be included. Saturdays, Sundays, and legal holidays shall be counted as any other day.

10. Each licensee shall manage the licensed premises himself or herself or employ a separate and distinct manager on the licensed premises and shall report the name of the manager to the division and local licensing authority. The licensee shall report any change in manager to the division and local licensing authority within seven days after the change.

195.2251. 1. A tax shall be levied upon the sale of marijuana or transfer of marijuana by a wholesale marijuana-cultivation facility to a wholesale marijuana-product manufacturing facility or to a retail marijuana store at a rate of twenty percent. The department of revenue shall direct the division to establish procedures for the collection of all taxes levied. The tax shall be evidenced by stamps, which shall be furnished by and purchased from the department of revenue, and the department shall enforce any such tax in a manner similar to taxes levied on cigarettes under chapter 149.

2. All such tax revenue shall be deposited to the credit of the general revenue; however, no more than ten percent shall be used to fund higher education, ten percent to fund elementary and secondary education, and five percent to fund programs assisting children with mental health issues, and no such tax revenue shall be used to fund any pension or public retirement plan.

3. Nothing in this section shall prohibit a locality from imposing its own sales tax or a sales tax upon consumers.

195.2254. 1. The division shall deny a state license if the premises on which the applicant proposes to conduct its business does not meet the requirements set forth under sections 195.2200 to 195.2281. The division may refuse or deny a license renewal, reinstatement, or initial license issuance for good cause. For purposes of this subsection, "good cause" means:

(1) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of sections 195.2200 to 195.2281; any rules promulgated; or any supplemental local law, rule, or regulation;

(2) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license under an order of the division or local licensing authority; or

(3) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

2. If the division denies a state license under subsection 1 of this section, the applicant shall be entitled to a hearing. The division shall provide written notice of the grounds for denial of the state license to the applicant and to the locality no later than fifteen days prior to the hearing.

195.2257. 1. In addition to any other sanctions prescribed by sections 195.2200 to 195.2281 or any rules promulgated, the division has the power, on its own motion or upon complaint and after investigation and opportunity for a public hearing at which the licensee shall be afforded an opportunity to be heard, to fine a licensee or to suspend or revoke a license issued by the division for a violation by the licensee or by any of the agents or employees of the licensee of the provisions of sections 195.2200 to 195.2281, any of the rules promulgated, or any of the terms, conditions, or provisions of the license issued by the division. The division has the power to administer oaths and issue subpoenas to require the presence of persons and the production of papers, books, and records necessary to the determination of a hearing that the division is authorized to conduct.

2. The division shall provide notice of suspension, revocation, fine, or other sanction, as well as the required notice of the hearing under subsection 1 of this section, by mailing the same in writing to the licensee at the address contained in the license and, if different, at the last address furnished to the division or locality by the licensee. Except in the case of a summary suspension, a suspension shall not be for a period longer than six months. If a license is suspended or revoked, a part of the fees paid therefor shall not be returned to the licensee. Any license may be summarily suspended by the division without notice pending any prosecution, investigation, or public hearing. Nothing in this section shall prevent the summary suspension of a license.

195.2260. 1. Every licensee licensed under sections 195.2200 to 195.2281 shall be deemed, by virtue of applying for, holding, or renewing such person's license, to have expressly consented to the procedures set forth in this section.

2. The division or locality shall not be required to cultivate or care for any marijuana or marijuana product belonging to or seized from a licensee. The division or locality shall not be authorized to sell marijuana, retail or otherwise.

3. If the division issues a final agency order imposing a disciplinary action against a licensee under section 195.2254, then, in addition to any other remedies, the division's or locality's final agency order may specify that some or all of the licensee's marijuana or marijuana product is not marijuana or a marijuana product and is an illegal controlled substance. The order may further specify that the licensee shall lose any interest in any of the marijuana or marijuana product even if the marijuana or marijuana product previously qualified as marijuana or a marijuana product. The final agency order may direct the destruction of any such marijuana and marijuana products, except as provided under subsections 4 and 5 of this section. The authorized destruction may include the incidental destruction of any containers, equipment, supplies, and other property associated with the marijuana or marijuana product.

4. Following the issuance of a final agency order by the division against a licensee and ordering destruction authorized by subsection 3 of this section, a licensee shall have fifteen days within which to file a petition for stay of agency action with the circuit court. The action shall be filed in the circuit court of Cole County. The licensee shall serve the petition in accordance with the Missouri rules of civil procedure. The circuit court shall promptly rule upon the petition and determine whether the licensee has a substantial likelihood of success on judicial review so as to warrant delay of the destruction authorized by subsection 3 of this section or whether other circumstances warrant delay of such destruction including, but not limited to, the need for preservation of evidence. If destruction is so delayed under judicial order, the court shall issue an order setting forth terms and conditions under which the licensee may maintain the marijuana and

marijuana product pending judicial review and prohibiting the licensee from using or distributing the marijuana or marijuana product pending the review. The division shall not carry out the destruction authorized by subsection 3 of this section until fifteen days have passed without the filing of a petition for stay of agency action or until the court has issued an order denying stay of agency action under this subsection.

5. A prosecuting attorney shall notify the division if it begins investigating a marijuana establishment. If the division has received notification from a prosecuting attorney that an investigation is being conducted, the division shall not destroy any marijuana or marijuana products from the marijuana establishment until the destruction is approved by the prosecuting attorney.

195.2263. 1. Each licensee shall keep a complete set of all records necessary to show fully the business transactions of the licensee, all of which shall be open at all times during business hours for the inspection and examination by the division or its duly authorized representatives. The division may require any licensee to furnish such information as it considers necessary for the proper administration of sections 195.2200 to 195.2281 and may require an audit to be made of the books of account and records on such occasions as it may consider necessary by an auditor to be selected by the division, who shall likewise have access to all books and records of the licensee, and the expense thereof shall be paid by the licensee.

2. The licensed premises, including any places of storage where marijuana or marijuana products are stored, cultivated, sold, dispensed, or tested shall be subject to inspection by the division or locality and its investigators, during all business hours and other times of apparent activity, for the purpose of inspection or investigation. Access shall be required during business hours for examination of any inventory or books and records required to be kept by the licensees. If any part of the licensed premises consists of a locked area, upon demand to the licensee, such area shall be made available for inspection without delay, and, upon request by authorized representatives of the division or locality, the licensee shall open the area for inspection.

3. Each licensee shall retain all books and records necessary to show fully the business transactions of the licensee for a period of the current tax year and the three immediately preceding tax years.

195.2266. If the division does not issue a license to an applicant within ninety days of receipt of the application filed in accordance with sections 195.2200 to 195.2281 and does not notify the applicant of the specific reason for the denial in writing and within such time period or if the division has adopted rules and regulations and has accepted applications but has not issued any licenses by January 1, 2021, the applicant may resubmit its application directly to the locality, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the resubmitted application unless the locality finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation, and the locality shall notify the division if an annual license has been issued to the applicant. If an application is submitted to a locality under this section, the division shall forward to the locality the application fee paid by the applicant to the division upon request by the locality. A license issued by a locality in accordance with this section shall have the same force and effect as a license issued by the division. A subsequent or renewed license may be issued under this section on an annual basis only upon resubmission to the locality of a new application submitted to the division.

195.2269. If the division does not adopt rules and regulations required by sections 195.2200 to 195.2281, an applicant may submit an application directly to a locality after October 1, 2020, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the application unless it finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation and shall notify the division if an annual license has been issued to the applicant. A license issued by a locality in accordance with this subsection shall have the same force and effect as a license issued by the division in accordance with sections 195.2200 to 195.2281. A subsequent or renewed license may be issued under this section on an annual basis if the division has not adopted regulations required by sections 195.2200 to 195.2281 at least ninety days prior to the date upon which such subsequent or renewed license would be effective or if the division has adopted regulations but has not, at least ninety days after the adoption of such regulations, issued licenses under sections 195.2200 to 195.2281.

195.2272. Nothing in sections 195.2200 to 195.2281 shall require an employer to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or growing of marijuana in the workplace or to affect the ability of employers to have policies restricting the use of marijuana by employees.

195.2275. Nothing in sections 195.2200 to 195.2281 shall allow driving under the influence of marijuana or driving while impaired by marijuana or to supersede statutory laws related to driving under

the influence of marijuana or driving while impaired by marijuana, nor shall sections 195.2200 to 195.2281 prevent the state from enacting and imposing penalties for driving under the influence of or while impaired by marijuana.

195.2278. Nothing in sections 195.2200 to 195.2281 shall permit the transfer of marijuana, with or without remuneration, to a person under twenty-one years of age or to allow a person under twenty-one years of age to purchase, possess, use, transport, grow, or consume marijuana.

195.2281. Nothing in sections 195.2200 to 195.2281 shall prohibit a person, employer, school, hospital, detention facility, corporation, or any other entity that occupies, owns, or controls a property from prohibiting or otherwise regulating the possession, consumption, use, display, transfer, distribution, sale, transportation, or growing of marijuana on or in such property."; and

Further amend said bill, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"579.001. Any person convicted and serving a sentence for a nonviolent felony involving marijuana or marijuana drug paraphernalia under this chapter may petition the court for, and the court may grant, parole to such person.

579.015. 1. A person commits the offense of possession of a controlled substance if he or she knowingly possesses a controlled substance, except as authorized by this chapter or chapter 195.

2. The offense of possession of any controlled substance except thirty-five grams or less of marijuana or any synthetic cannabinoid is a class D felony.

3. The offense of possession of more than ten grams but thirty-five grams or less of marijuana or any synthetic cannabinoid is a class A misdemeanor, **except as provided in sections 195.2200 to 195.2281.**

4. The offense of possession of not more than ten grams of marijuana or any synthetic cannabinoid is a class D misdemeanor. If the defendant has previously been found guilty of any offense of the laws related to controlled substances of this state, or of the United States, or any state, territory, or district, the offense is a class A misdemeanor. Prior findings of guilt shall be pleaded and proven in the same manner as required by section 558.021. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

5. In any complaint, information, or indictment, and in any action or proceeding brought for the enforcement of any provision of this chapter or chapter 195, it shall not be necessary to include any exception, excuse, proviso, or exemption contained in this chapter or chapter 195, and the burden of proof of any such exception, excuse, proviso or exemption shall be upon the defendant.

579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly distributes or delivers a controlled substance;
 (2) Attempts to distribute or deliver a controlled substance;
 (3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or

(4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.

2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.

3. Except as otherwise provided under subsection 4 of this section **or in sections 195.2200 to 195.2281,** the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.

4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.

5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

579.055. 1. A person commits the offense of manufacture of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly manufactures, produces, or grows a controlled substance;

- (2) Attempts to manufacture, produce, or grow a controlled substance; or
- (3) Knowingly possesses a controlled substance with the intent to manufacture, produce, or grow any amount of controlled substance.

2. The offense of manufacturing or attempting to manufacture any amount of controlled substance is a class B felony when committed within two thousand feet of the real property comprising a public or private elementary, vocational, or secondary school, community college, college, or university. It is a class A felony if a person has suffered serious physical injury or has died as a result of a fire or explosion started in an attempt by the defendant to produce methamphetamine. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

3. The offense of manufacturing or attempting to manufacture any amount of a controlled substance, except thirty-five grams or less of marijuana or synthetic cannabinoid, is a class C felony.

4. The offense of manufacturing thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony, **except as provided in sections 195.2200 to 195.2281.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Knight raised a point of order that **House Amendment No. 7** goes beyond the scope of the bill.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

Representative Baringer offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

- "192.945. 1. As used in this section, the following terms shall mean:
- (1) "Department", the department of health and senior services;
 - (2) "Hemp extract", as such term is defined in section 195.207;
 - (3) "Hemp extract registration card", a card issued by the department under this section;
 - (4) [~~"Intractable epilepsy", epilepsy that as determined by a neurologist does not respond to three or more treatment options overseen by the neurologist;~~
 - ~~_____ (5) "Neurologist", a physician who is licensed under chapter 334 and board certified in neurology;~~
 - ~~_____ (6)] "Parent", a parent or legal guardian of a minor who is responsible for the minor's medical care;~~
 - (5) "Physician", any person currently licensed to practice medicine under chapter 334;**
 - ~~[(7)] (6) "Registrant", an individual to whom the department issues a hemp extract registration card under this section;~~
 - (7) "Seizure disorders", epilepsy or nonepileptic seizures that are triggered by other physical or psychological disorders and conditions;**
 - (8) "Serious condition":**
 - (a) Cancer, positive status for human immunodeficiency virus or acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Parkinson's disease, multiple sclerosis, damage to the nervous tissue of the spinal cord with objective neurological indication of intractable spasticity, epilepsy, inflammatory bowel disease, neuropathies, Huntington's disease, post-traumatic stress disorder, rheumatoid arthritis; or**
 - (b) Any of the following conditions clinically associated with, or a complication of, a condition under this subdivision or its treatment: cachexia or wasting syndrome, severe or chronic pain, severe nausea, seizures, severe or persistent muscle spasms.**
2. The department shall issue a hemp extract registration card to an individual who:

- (1) Is eighteen years of age or older;
 - (2) Is a Missouri resident;
 - (3) Provides the department with a ~~[statement]~~ **recommendation** signed by a ~~[neurologist]~~ **physician** that:
 - (a) Indicates that the individual suffers from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; ~~[and]~~
 - (b) Is consistent with a record from the ~~[neurologist]~~ **physician** concerning the individual contained in the database described in subsection 9 of this section;
 - (c) **Indicates the physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
 - (d) **States that the individual is under the physician's continuing care for the serious condition or seizure disorder;**
 - (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
 - (5) Submits an application to the department on a form created by the department that contains:
 - (a) The individual's name and address;
 - (b) A copy of the individual's valid photo identification; and
 - (c) Any other information the department considers necessary to implement the provisions of this section.
3. The department shall issue a hemp extract registration card to a parent who:
 - (1) Is eighteen years of age or older;
 - (2) Is a Missouri resident;
 - (3) Provides the department with a ~~[statement]~~ **recommendation** signed by a ~~[neurologist]~~ **physician** that:
 - (a) Indicates that a minor in the parent's care suffers from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** and may benefit from treatment with hemp extract; ~~[and]~~
 - (b) Is consistent with a record from the ~~[neurologist]~~ **physician** concerning the minor contained in the database described in subsection ~~[9]~~ **10** of this section;
 - (c) **The physician, by training or experience, is qualified to treat the serious condition or seizure disorder; and**
 - (d) **The minor is under the physician's continuing care for the serious condition or seizure disorder;**
 - (4) Pays the department a fee in an amount established by the department under subsection 6 of this section; and
 - (5) Submits an application to the department on a form created by the department that contains:
 - (a) The parent's name and address;
 - (b) The minor's name;
 - (c) A copy of the parent's valid photo identification; and
 - (d) Any other information the department considers necessary to implement the provisions of this section.
4. The department shall maintain a record of the name of each registrant and the name of each minor receiving care from a registrant.
5. The department **may promulgate rules to authorize clinical trials involving hemp extract and** shall promulgate rules to:
 - (1) Implement the provisions of this section including establishing the information the applicant is required to provide to the department and establishing in accordance with recommendations from the department of public safety the form and content of the hemp extract registration card; and
 - (2) Regulate the distribution of hemp extract from a cannabidiol oil care center to a registrant, which shall be in addition to any other state ~~[or federal]~~ regulations~~[-and The department may promulgate rules to authorize clinical trials involving hemp extract].~~
6. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section.
7. The registration cards issued under this section shall be valid for one year and renewable if at the time of renewal the registrant meets the requirements of either subsection 2 or 3 of this section.
8. **Only the physician may recommend hemp extract and sign the recommendation described in subsection 2 or 3 of this section as part of the treatment plan of a patient diagnosed with a serious condition or seizure disorder.**
9. The ~~[neurologist]~~ **physician** who signs the ~~[statement]~~ **recommendation** described in subsection 2 or 3 of this section shall:
 - (1) Keep a record of the ~~[neurologist's]~~ **physician's** evaluation and observation of a patient who is a registrant or minor under a registrant's care including the patient's response to hemp extract; ~~[and]~~

(2) Transmit the record described in subdivision (1) of this subsection to the department; and

(3) Notify the patient or the patient's parent or guardian if the patient is a minor, prior to providing a recommendation, that hemp extract has not been approved by the Federal Drug Administration and by using such treatment the patient or patient's parent or guardian is accepting the risks involved in using an unapproved product.

[9-] **10.** The department shall maintain a database of the records described in subsection [8] **9** of this section and treat the records as identifiable health data.

[10-] **11.** The department may share the records described in subsection [9] **10** of this section with a higher education institution for the purpose of studying hemp extract.

[11-] **12.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, shall be invalid and void.

192.947. 1. No individual or health care entity organized under the laws of this state shall be subject to any adverse action by the state or any agency, board, or subdivision thereof, including civil or criminal prosecution, denial of any right or privilege, the imposition of a civil or administrative penalty or sanction, or disciplinary action by any accreditation or licensing board or commission if such individual or health care entity, in its normal course of business and within its applicable licenses and regulations, acts in good faith upon or in furtherance of any order or recommendation by a ~~neurologist~~ **physician** authorized under section 192.945 relating to the medical use and administration of hemp extract with respect to an eligible patient.

2. The provisions of subsection 1 of this section shall apply to the recommendation, possession, handling, storage, transfer, destruction, dispensing, or administration of hemp extract, including any act in preparation of such dispensing or administration.

3. ~~[This section shall not be construed to limit the rights provided under law for a patient to bring a civil action for damages against a physician, hospital, registered or licensed practical nurse, pharmacist, any other individual or entity providing health care services, or an employee of any entity listed in this subsection]~~
Notwithstanding the provisions of section 538.210 or any other law to the contrary, any physician licensed under chapter 334, any hospital licensed under chapter 197, any pharmacist licensed under chapter 338, any nurse licensed under chapter 335, or any other person employed or directed by any of the above, which provides care, treatment or professional services to any patient under section 192.945 shall not be liable for any civil damages for acts or omissions unless the damages were occasioned by gross negligence or by willful or wanton acts or omissions by such physician, hospital, pharmacist, nurse or person in rendering such care and treatment."; and

Further amend said bill, Page 12, Section 195.080, Line 46, by inserting immediately after all of said section and line the following:

"195.207. 1. As used in sections 192.945, 261.265, 261.267, and this section, the term "hemp extract" shall mean an extract from a cannabis plant or a mixture or preparation containing cannabis plant material that:

- (1) Is composed of no more than ~~three-tenths~~ **nine-tenths** percent tetrahydrocannabinol by weight;
- (2) Is composed of at least ~~five~~ **one and one-half** percent cannabidiol by weight; and
- (3) Contains no other psychoactive substance.

2. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who has been issued a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, and possesses or uses hemp extract is not subject to the penalties described in this chapter **or chapter 579** for possession or use of the hemp extract if the individual:

- (1) Possesses or uses the hemp extract only to treat ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** as defined in section 192.945;
- (2) Originally obtained the hemp extract from a sealed container with a label indicating the hemp extract's place of origin and a number that corresponds with a certificate of analysis;
- (3) Possesses, in close proximity to the hemp extract, a certificate of analysis that:
 - (a) Has a number that corresponds with the number on the label described in subdivision (2) of this subsection;

- (b) Indicates the hemp extract's ingredients including its percentages of tetrahydrocannabinol and cannabidiol by weight;
 - (c) Is created by a laboratory that is not affiliated with the producer of the hemp extract and is licensed in the state where the hemp extract was produced; and
 - (d) Is transmitted by the laboratory to the department of health and senior services; and
 - (4) Has a current hemp extract registration card issued by the department of health and senior services under section 192.945.
3. Notwithstanding any other provision of this chapter **or chapter 579**, an individual who possesses hemp extract lawfully under subsection 2 of this section and administers hemp extract to a minor suffering from ~~[intractable epilepsy]~~ **a serious condition or seizure disorder** is not subject to the penalties described in this chapter **or chapter 579** for administering the hemp extract to the minor if:
- (1) The individual is the minor's parent or legal guardian; and
 - (2) The individual is registered with the department of health and senior services as the minor's parent under section 192.945.
4. An individual who has ~~[been issued]~~ a valid hemp extract registration card under section 192.945, or is a minor under a registrant's care, may possess up to twenty ounces of hemp extract pursuant to this section. Subject to any rules or regulations promulgated by the department of health and senior services, an individual may apply for a waiver if a physician provides a substantial medical basis in a signed, written statement asserting that, based on the patient's medical history, in the physician's professional judgment, twenty ounces is an insufficient amount to properly alleviate the patient's medical condition or symptoms associated with such medical condition."; and

Further amend said bill, Page 13, Section 195.265, Line 18, by inserting after all of said line the following:

- "261.265. 1. For purposes of this section, the following terms shall mean:
- (1) "Cannabidiol oil care center", the premises specified in an application for a cultivation and production facility license in which the licensee is authorized to distribute processed hemp extract to persons possessing a hemp extract registration card issued under section 192.945;
 - (2) "Cultivation and production facility", the land and premises specified in an application for a cultivation and production facility license on which the licensee is authorized to grow, cultivate, process, and possess hemp and hemp extract;
 - (3) "Cultivation and production facility license", a license that authorizes the licensee to grow, cultivate, process, and possess hemp and hemp extract, and distribute hemp extract to its cannabidiol oil care centers;
 - (4) "Department", the department of agriculture;
 - (5) **"Entity", a person, corporation, nonprofit corporation, limited liability corporation, general or limited partnership, or other legal entity;**
 - (6) "Grower", a nonprofit entity issued a cultivation and production facility license by the department of agriculture that produces hemp extract for the treatment of ~~[intractable epilepsy]~~ **a serious condition or seizure disorder as such terms are defined under section 192.945;**
 - ~~[(6)]~~ (7) "Hemp":
 - (a) All nonseed parts and varieties of the *cannabis sativa* plant, whether growing or not, that contain a crop-wide average tetrahydrocannabinol (THC) concentration that does not exceed the lesser of:
 - a. ~~[Three-tenths]~~ **Nine-tenths** of one percent on a dry weight basis; or
 - b. The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq.;
 - (b) Any *cannabis sativa* seed that is:
 - a. Part of a growing crop;
 - b. Retained by a grower for future planting; or
 - c. For processing into or use as agricultural hemp seed.

This term shall not include industrial hemp commodities or products;

~~[(7)]~~ (8) "Hemp monitoring system", an electronic tracking system that includes, but is not limited to, testing and data collection established and maintained by the cultivation and production facility and is available to the department for the purposes of documenting the hemp extract production and retail sale of the hemp extract.

2. The department shall issue a cultivation and production facility license to ~~[a nonprofit]~~ **an** entity to grow or cultivate the cannabis plant used to make hemp extract as defined in subsection 1 of section 195.207 or hemp on the entity's property if the entity has submitted to the department an application as required by the department under subsection 7 of this section, ~~[the entity]~~ meets all requirements of this section and the department's rules, and there

are fewer than ~~two~~ **ten** licensed cultivation and production facilities operating in the state. **Any cultivation and production facility license issued before August 28, 2018, shall continue to be valid even if the licensed entity does not meet the residency requirement under this subsection, and the licensed entity may implement the new provisions defined in this section upon its enactment.**

3. A grower may produce and manufacture hemp and hemp extract, and distribute hemp extract as defined in section 195.207 for the treatment of persons suffering from ~~intractable epilepsy as defined in section 192.945~~ **a serious condition or seizure disorder**, consistent with any and all state ~~or federal~~ regulations regarding the production, manufacture, or distribution of such product. The department shall not issue more than ~~two~~ **five** cultivation and production facility licenses for the operation of such facilities at any one time **in 2018, and not more than ten cultivation and production facility licenses for the operation of such facilities at any one time in 2019.**

4. The department shall maintain a list of growers.

5. All growers shall keep records in accordance with rules adopted by the department. Upon at least three days' notice, the director of the department may audit the required records during normal business hours. The director may conduct an audit for the purpose of ensuring compliance with this section.

6. In addition to an audit conducted in accordance with subsection 5 of this section, the director may inspect independently, or in cooperation with the state highway patrol or a local law enforcement agency, any hemp crop during the crop's growth phase and take a representative composite sample for field analysis. If a crop contains an average tetrahydrocannabinol (THC) concentration exceeding the lesser of:

(1) ~~Three-tenths~~ **Nine-tenths** of one percent on a dry weight basis; or

(2) The percent based on a dry weight basis determined by the federal Controlled Substances Act under 21 U.S.C. Section 801, et seq., the director may detain, seize, or embargo the crop.

7. The department shall promulgate rules including, but not limited to:

(1) Application requirements for licensing, including requirements for the submission of fingerprints and the completion of a criminal background check;

(2) Security requirements for cultivation and production facility premises, including, at a minimum, lighting, physical security, video and alarm requirements;

(3) Rules relating to hemp monitoring systems as defined in this section;

(4) Other procedures for internal control as deemed necessary by the department to properly administer and enforce the provisions of this section, including reporting requirements for changes, alterations, or modifications of the premises;

(5) Requirements that any hemp extract received from a legal source be submitted to a testing facility designated by the department to ensure that such hemp extract complies with the provisions of section 195.207 and to ensure that the hemp extract does not contain any pesticides. Any hemp extract that is not submitted for testing or which after testing is found not to comply with the provisions of section 195.207 shall not be distributed or used and shall be submitted to the department for destruction; and

(6) Rules regarding the manufacture, storage, and transportation of hemp and hemp extract, which shall be in addition to any other state or federal regulations.

8. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after July 14, 2014, **shall be invalid and void.**

9. All hemp waste from the production of hemp extract shall either be destroyed, recycled by the licensee at the hemp cultivation and production facility, or donated to the department or an institution of higher education for research purposes, and shall not be used for commercial purposes.

10. In addition to any other liability or penalty provided by law, the director may revoke or refuse to issue or renew a cultivation and production facility license and may impose a civil penalty on a grower for any violation of this section, or section 192.945 or 195.207. The director may not impose a civil penalty under this section that exceeds two thousand five hundred dollars.

11. The department shall establish fees that are no greater than the amount necessary to cover the cost the department incurs to implement the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Baringer moved that **House Amendment No. 8** be adopted.

Which motion was defeated.

Representative Hill offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 12, Section 195.080, Line 28, by inserting after the words "**dispense medication**" the words "**in good faith**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Morris (140) offered **House Substitute Amendment No. 1 for House Amendment No. 9**.

*House Substitute Amendment No. 1
for
House Amendment No. 9*

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 17, Section 338.056, Line 38, by inserting after all of said section and line the following:

"376.387. 1. For purposes of this section, the following terms shall mean:

- (1) "Covered person", the same meaning as such term is defined in section 376.1257;**
- (2) "Health benefit plan", the same meaning as such term is defined in section 376.1350;**
- (3) "Health carrier", the same meaning as such term is defined in section 376.1350;**
- (4) "Pharmacy benefits manager", the same meaning as such term is defined in section 376.388.**

2. No pharmacy benefits manager shall charge or collect from a covered person a co-payment for a prescription or pharmacy service that exceeds the amount retained by the pharmacist or pharmacy from all payment sources for filling the prescription or providing the service.

3. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy with which the pharmacy benefits manager has entered a contract from doing either of the following:

(1) Informing a covered person of the difference between the covered person's co-payment for a prescription drug and the amount the covered person would pay if the covered person did not use a health benefit plan to cover the cost; or

(2) Selling a prescription drug to a covered person who chooses not to use a health benefit plan to cover the cost, provided the cost to the covered person is less than the covered person's co-payment for the drug.

4. No pharmacy benefits manager shall restrict or interfere with a pharmacist's ability to provide pharmacy care to a covered person, including providing pharmacist-patient communications and discussing alternative drug options.

5. No pharmacy benefits manager shall charge or hold a pharmacist or pharmacy responsible for any fee that is related to a claim unless the amount of the fee can be determined and has been disclosed to the pharmacist or pharmacy at the time of the claim's adjudication.

6. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy from making any written or oral statement to any state, county, or municipal official or before any state, county, or municipal committee, body, or proceeding.

7. The department of insurance, financial institutions and professional registration shall enforce the provisions of this section.

8. Any person aggrieved by a pharmacy benefits manager's violation of this section may bring a civil action against the pharmacy benefits manager that violated the provisions of this section.

9. If any person believes that a pharmacy benefits manager has committed a violation of subsections 2 through 5 of this section, they may mail written notice to the pharmacy benefits manager describing the alleged violation and allow the pharmacy benefits manager ten business days from the date the notice was postmarked to remedy such alleged violation. If such alleged violation is not so remedied, then such person may request the department of insurance, financial institutions and professional registration to conduct an arbitration proceeding in a manner prescribed by such division, provided that the division shall issue a ruling within seventy days of receiving the request. The division may join similar claims and claims presenting a common issue of fact. The department may establish a reasonable fee, which shall be paid by the non-prevailing party. The division's ruling shall be final and binding on all parties unless appealed as provided in chapter 536.

10. The department of insurance, financial institutions and professional registration may promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Morris (140), **House Substitute Amendment No. 1 for House Amendment No. 9** was adopted.

Representative Lavender offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 826, Page 13, Section 195.265, Line 18, by inserting after all of said line the following:

"326.319. 1. All moneys payable pursuant to the provisions of this chapter shall be collected by the division of professional registration who shall transmit them to the department of revenue for deposit in the state treasury to the credit of a fund to be known as the "State Board of Accountancy Fund" which is hereby created.

2. Notwithstanding the provisions of section 33.080 to the contrary, money in the fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule certificate or permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. In any proceeding in which a remedy provided by subsection 1 or 2 of section 326.310 is imposed, the board may also require the respondent licensee to pay the costs of the proceeding if the board is a prevailing party or in settlement. The moneys shall be placed in the state treasury to the credit of the "Missouri State Board of Accountancy Investigation Fund", which is hereby created, to be used solely for investigations as provided in this chapter. The moneys shall not be considered in calculating amounts to be transferred to general revenue as provided in subsection 2 of this section. The fund shall be used solely for board investigations.

4. The board shall set the amount of the fees which this chapter authorizes and requires by rule pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

327.081. 1. All funds received pursuant to the provisions of this chapter shall be deposited in the state treasury to the credit of the "State Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated to the board by the general assembly from this fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

332.061. All funds received pursuant to the provisions of this chapter shall be transmitted by the director of the division of professional registration to the department of revenue for deposit in the state treasury to the credit of the "Dental Board Fund" which is hereby established. All expenditures authorized by this chapter shall be paid from funds appropriated from the dental board fund by the legislature. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium ~~[is]~~ **exceeds** two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

333.231. 1. All fees payable under this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Embalmers and Funeral Directors' Fund".

2. All compensation of board members and employees and all expenses incident to the administration of this chapter shall be paid out of the board of embalmers and funeral directors' fund. No expense of this board shall ever be paid out of any other fund of the state, either by deficiency bill or otherwise.

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

334.050. 1. There is hereby established in the office of the state treasurer a fund to be known as the "Board of Registration for the Healing Arts Fund". All fees of any kind and character authorized to be charged by the board shall be collected by the director of the division of professional registration and shall be transmitted to the department of revenue for deposit in the state treasury for credit to this fund, to be disbursed only in payment of expenses of maintaining the board and for the enforcement of the provisions of law concerning professions regulated by the board; and no other money shall be paid out of the state treasury for carrying out these provisions. Warrants shall be issued on the state treasurer for payment out of said fund.

2. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

3. The board shall charge each person applying to and appearing before it for examination for certificate of licensure to practice as physician and surgeon, an examination fee. Should the examination prove unsatisfactory and

the board refuse to issue a license thereon, the applicant failing to pass the examination may return to any meeting and be examined upon payment of a reexamination fee.

335.036. 1. The board shall:

(1) Elect for a one-year term a president and a secretary, who shall also be treasurer, and the board may appoint, employ and fix the compensation of a legal counsel and such board personnel as defined in subdivision (4) of subsection 10 of section 324.001 as are necessary to administer the provisions of sections 335.011 to 335.096;

(2) Adopt and revise such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 335.011 to 335.096;

(3) Prescribe minimum standards for educational programs preparing persons for licensure pursuant to the provisions of sections 335.011 to 335.096;

(4) Provide for surveys of such programs every five years and in addition at such times as it may deem necessary;

(5) Designate as "approved" such programs as meet the requirements of sections 335.011 to 335.096 and the rules and regulations enacted pursuant to such sections; and the board shall annually publish a list of such programs;

(6) Deny or withdraw approval from educational programs for failure to meet prescribed minimum standards;

(7) Examine, license, and cause to be renewed the licenses of duly qualified applicants;

(8) Cause the prosecution of all persons violating provisions of sections 335.011 to 335.096, and may incur such necessary expenses therefor;

(9) Keep a record of all the proceedings; and make an annual report to the governor and to the director of the department of insurance, financial institutions and professional registration;

(10) Establish an impaired nurse program.

2. The board shall set the amount of the fees which this chapter authorizes and requires by rules and regulations. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter.

3. All fees received by the board pursuant to the provisions of sections 335.011 to 335.096 shall be deposited in the state treasury and be placed to the credit of the state board of nursing fund. All administrative costs and expenses of the board shall be paid from appropriations made for those purposes. The board is authorized to provide funding for the nursing education incentive program established in sections 335.200 to 335.203.

4. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule, permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average. However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this chapter shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void."; and

Further amend said bill, Page 17, Section 338.056, Line 38, by inserting after all of said line the following:

"338.070. 1. The board of pharmacy shall set the amount of the fees which this chapter authorizes and requires by rules and regulations promulgated pursuant to chapter 536. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering this chapter. All fees shall be paid before an applicant may be admitted to examination or his or her name placed upon the register of pharmacists, or before any license or permit, or any renewal thereof, is issued by the board.

2. All fees payable pursuant to the provisions of this chapter shall be collected by the division of professional registration and transmitted to the department of revenue for deposit in the state treasury to the credit of the fund to be known as the "Board of Pharmacy Fund".

3. The provisions of section 33.080 to the contrary notwithstanding, money in this fund shall not be transferred and placed to the credit of general revenue until the amount in the fund at the end of the biennium exceeds two times the **average** amount of ~~[the appropriation]~~ **expenses** from the board's funds for the preceding **three completed** fiscal ~~[year or, if the board requires by rule permit renewal less frequently than yearly, then three times the appropriation from the board's funds for the preceding fiscal year]~~ **years**. The amount, if any, in the fund which shall lapse is that amount in the fund ~~[which]~~ **that** exceeds **two times** the ~~[appropriate multiple of the appropriations from the board's funds for the preceding fiscal year]~~ **amount of such three-year average**. **However, no moneys in this fund shall be transferred and placed to the credit of general revenue in fiscal year 2020.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 10** goes beyond the scope of the bill.

Representative Chipman requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Ross, **HCS SS SCS SB 826, as amended**, was adopted.

On motion of Representative Ross, **HCS SS SCS SB 826, as amended**, was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeier	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfausch	Phillips	Pierson Jr	Pike	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 012

Berry	Curtis	Ellington	Green	Hurst
Kidd	Marshall	May	McDaniel	Moon
Pogue	Smith 85			

PRESENT: 000

ABSENT WITH LEAVE: 015

Austin	Brattin	Burns	Cookson	Gregory
Houx	Korman	McCann Beatty	Peters	Pietzman
Plocher	Rehder	Rone	Schroer	Mr. Speaker

VACANCIES: 002

Representative Chipman declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 124

Anders	Anderson	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Basye	Beard
Beck	Bernskoetter	Black	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	White	Wood	Mr. Speaker	

NOES: 022

Alferman	Berry	Bondon	Curtis	Eggleston
Ellington	Gray	Green	Hurst	Marshall
Matthiesen	May	McDaniel	Moon	Mosley
Pogue	Roden	Schroer	Smith 85	Washington
Wessels	Wilson			

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Andrews	Austin	Brattin	Burns
Cookson	Gregory	Korman	Mathews	McCann Beatty
Peters	Plocher	Rone	Spencer	Wiemann

VACANCIES: 002

THIRD READING OF SENATE BILLS - INFORMAL

HCS SS SCS SB 775, as amended, with House Amendment No. 1 to House Amendment No. 2 and House Amendment No. 2, pending, relating to reimbursement allowance taxes, was taken up by Representative Fitzpatrick.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Alferman offered **House Amendment No. 2 to House Amendment No. 2**.

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 775, Page 1, Line 3, by deleting the word "**sixty**" and inserting in lieu thereof the word "**forty-five**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 2 to House Amendment No. 2** was adopted.

On motion of Representative Wood, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS SS SCS SB 775, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS SS SCS SB 775, as amended**, was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green

Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Lavender	Love
Lynch	May	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wilson
Wood	Mr. Speaker			

NOES: 003

Marshall Neely Pogue

PRESENT: 000

ABSENT WITH LEAVE: 021

Andrews	Austin	Barnes 60	Brattin	Burns
Cookson	Gregory	Korman	Lichtenegger	Mathews
Matthiesen	McCann Beatty	McDaniel	McGee	Peters
Plocher	Rhoads	Rone	Shumake	Wessels
Wiemann				

VACANCIES: 002

Representative Chipman declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 2438, relating to workers' compensation, was taken up by Representative Remole.

On motion of Representative Remole, the title of **HB 2438** was agreed to.

On motion of Representative Remole, **HB 2438** was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 96, relating to Move Over or Slow Down Awareness Month, was taken up by Representative Conway (104).

Speaker Richardson resumed the Chair.

On motion of Representative Conway (104), **HCR 96** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Arthur
Bangert	Baringer	Barnes 28	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Frederick	Gannon	Gray	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
May	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 029

Andrews	Austin	Bahr	Barnes 60	Brattin
Butler	Cookson	Cornejo	Ellington	Francis
Franks Jr	Green	Gregory	Grier	Haahr
Korman	Mathews	Matthiesen	McCann Beatty	McDaniel
Neely	Peters	Plocher	Rehder	Roden
Rone	Schroer	Spencer	Wiemann	

VACANCIES: 002

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HCS HB 2407** was agreed to.

Representative Schroer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2407, Page 3, Section 208.183, Line 85, by inserting after all of said section and line the following:

"Section 1. The month of August shall be known and designated as "Rare Disease Awareness Month". The citizens of the state of Missouri are encouraged to participate in appropriate activities and events to increase awareness of rare diseases that affect Missourians of all ages."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Schroer, **House Amendment No. 1** was adopted.

On motion of Representative Ruth, **HCS HB 2407, as amended**, was adopted.

On motion of Representative Ruth, **HCS HB 2407, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Financial Institutions, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 2657**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Redmon, Rowland (29) and Walker (3)

Noes (2): Green and Shaul (113)

Absent (2): Nichols and Smith (85)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SCS SB 600**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Arthur

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SB 597**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Tate, Unsicker, Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Stephens (128)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 80**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Butler and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1359**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Shull (16)

Absent (1): Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1565**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1725**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1856**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 2061 & 2219**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2276**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2284**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2403**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2410**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2425**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2539**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2567**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Butler, Curtis, Haahr and Rhoads

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bills were referred to the Committee indicated:

HCB 15 - Fiscal Review

HCB 16 - Fiscal Review

HCB 23 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SCS SB 629 - Fiscal Review

SS SB 705 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2001**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2002** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2003** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2004** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2005** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **HCS SB 569, as amended**.

Senators: Cunningham, Wieland, Crawford, Walsh and Sifton

COMMITTEE CHANGES

April 25, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Kevin Corlew from the Rules - Administrative Oversight Committee and appoint Representative Delus Johnson.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, April 26, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, April 26, 2018, upon adjournment, House Hearing Room 3.

Executive session will be held: HB 2019

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: SB 819

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 26, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1579

Executive session will be held: HB 1556, HB 2198

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 26, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: CCR SS SCS HB 1291, SS HB 1858, HCS SS SCS SBs 894 & 921

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Thursday, April 26, 2018, 1:45 PM or upon adjournment (whichever is later), House Hearing Room 7.

Executive session will be held: SCS SBs 807 & 577

Executive session may be held on any matter referred to the committee.

To reconsider SCS SBs 807 & 577.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Thursday, April 26, 2018, 8:15 AM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

CORRECTED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Second quarter meeting.

JUDICIARY

Thursday, April 26, 2018, 9:30 AM, House Hearing Room 7.

Executive session will be held: SS SCS SB 966

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, April 26, 2018, 8:00 AM, House Hearing Room 4.

Executive session will be held: SS SCS SB 586

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21) RSMO., portions of the meeting may be closed.

VETERANS

Tuesday, May 1, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SCR 42

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-SECOND DAY, THURSDAY, APRIL 26, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HB 2015 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 23, (Fiscal Review 4/25/18) - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 – Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson

HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 – Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 11 - Neely

HCB 16, (Fiscal Review 4/25/18) - Houghton

HCB 14 - Reiboldt

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 1554, (Fiscal Review 4/24/18) - Neely

HCS HB 1739 - Smith (163)

HB 2179 - Haahr

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR THIRD READING

SCS SB 644 - Brattin

HCS SCS SB 718 - Rhoads

SB 625 - Miller

HCS SS SCS SB 547 - Curtman

HCS SS SB 870 - Alferman

HCS SB 806 - Neely

HCS SB 743 - Redmon

SCS SB 862 - Mathews

SB 757 - Tate

SB 768 - Berry

HCS SS SCS SBs 894 & 921, (Fiscal Review 4/23/18) - Fitzwater

SCS SB 990 - Alferman

SCS SB 814 - Rowland (155)

SB 840 - Bernskoetter

HCS SCS SB 917 - Fitzwater

SCS SB 629, (Fiscal Review 4/25/18) - Rehder

HCS SB 660 - Fitzwater

SB 683 - Kolkmeyer

SS SB 705, (Fiscal Review 4/25/18) - Bondon

HCS SB 727 - Bondon

SCS SB 892 - Walker (3)

HCS SB 681 - Ruth

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SB 626 - Kidd
SB 708 - Fitzpatrick

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1858, (Fiscal Review 4/24/18) - Christofanelli
SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger
SCS HCS HB 2002 - Fitzpatrick
SCS HCS HB 2003 - Fitzpatrick
SCS HCS HB 2004 - Fitzpatrick
SCS HCS HB 2005 - Fitzpatrick

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended (Fiscal Review 4/18/18) - Henderson
HCS SB 569, as amended - Fraker

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTY-SECOND DAY, THURSDAY, APRIL 26, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Finally, brethren, be of one mind, live in peace: and the God of love and peace shall be with you.
(II Corinthians 13:11)

O Loving God, who is the light of all who put their trust in You and the life of those who walk in Your ways, we draw near to You in the quiet of this moment of prayer seeking strength and wisdom for the tasks of this day.

We bring to You our responsibilities to ourselves, to one another, and to our state, and that we would see them in the light of Your will for us. Empowered by Your spirit, we would carry them with honor to You, to the people, and to ourselves.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Macie Evers.

The Journal of the sixty-first day was approved as printed.

SPECIAL RECOGNITION

Representative Bernskoetter introduced a delegation of members of the Parliamentary Service Commission of the National Parliament of Kenya.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCB 16**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163) and Swan

Noes (3): Morgan, Unsicker and Wessels

Absent (2): Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCB 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Anderson, Conway (104), Fraker, Haefner, Morris (140) and Wessels

Noes (3): Alferman, Morgan and Unsicker

Absent (5): Rowland (29), Smith (163), Swan, Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **CCR SS SCS HB 1291, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (3): Alferman, Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (2): Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SBs 894 & 921**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163) and Swan

Noes (3): Morgan, Unsicker and Wessels

Absent (3): Alferman, Wiemann and Wood

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2006** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018, and ending June 30, 2019.

With Senate Amendment No. 1 and Senate Amendment No. 2.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, Page 23, Section 6.305, Line 38, by inserting immediately after said line the following:

“Section 6.310. To the Department of Natural Resources
For Refunds
From State Parks Earnings Fund (0415).....\$574,372”; and

Further amend bill totals accordingly

Senate Amendment No. 2

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2006, Page 17, Section 6.225, Line 147, by inserting immediately thereafter said line the following:

“For Contaminated Acquisition Home Program
From General Revenue Fund.....\$1,000,000”; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2007** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 11, Section 7.150, Line 6, by striking the number “\$15,734,261” and inserting in lieu thereof the number “17,984,261”; and

Further amend section and bill totals accordingly

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2008** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2009** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HCS HB 2010** entitled:

An act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2011** entitled:

An act to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2012** entitled:

An act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 2013** entitled:

An act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019.

In which the concurrence of the House is respectfully requested.

HCS HB 2247, HB 2384 and HB 1662 were placed back on the House Bills for Perfection Calendar.

SB 649 was placed back on the Senate Bills for Third Reading Calendar.

HCR 55 was placed back on the House Concurrent Resolutions for Third Reading Calendar.

HOUSE BILLS WITH SENATE AMENDMENTS

SS HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

Representative Christofanelli moved that the House refuse to adopt **SS HB 1858** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 1268 was placed on the Informal Calendar.

SCS HCS HB 2002, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2002** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2003, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2003** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2004, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2004** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2005, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2005** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2006, as amended, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2006, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2007, as amended, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2007, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2008, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2008** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2009, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2009** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SS SCS HCS HB 2010, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SS SCS HCS HB 2010** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2011, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2011** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2012, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2012** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

SCS HCS HB 2013, relating to appropriations for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick moved that the House refuse to adopt **SCS HCS HB 2013** and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HB 2015, to appropriate money for supplemental purposes for the Department of Economic Development, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HB 2015** was agreed to.

On motion of Representative Fitzpatrick, **HB 2015** was ordered perfected and printed.

Representative Lynch assumed the Chair.

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, relating to political subdivisions, was taken up by Representative Henderson.

On motion of Representative Henderson, **CCR SS SCS HB 1291, as amended**, was adopted by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Henderson
Higdon	Houghton	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Knight	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Muntzel	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Ross	Rowland 155	Rowland 29
Ruth	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 012

Brattin	Christofanelli	Helms	Hurst	Kidd
Korman	Marshall	McDaniel	Moon	Roeber
Schroer	Taylor			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 018

Chipman	Conway 10	Conway 104	Cross	DeGroot
Gray	Hill	Houx	Mathews	McCann Beatty
Mosley	Neely	Peters	Pogue	Rehder
Rone	Runions	Mr. Speaker		

VACANCIES: 002

On motion of Representative Henderson, **CCS SS SCS HB 1291** was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Curtis
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Henderson	Higdon	Houghton
Justus	Kelly 141	Kendrick	Knight	Kolkmeier
Lant	Lauer	Lavender	Love	Lynch
Matthiesen	May	McCreery	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Ross	Rowland 155	Rowland 29	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 017

Brattin	Christofanelli	Curtman	Ellington	Helms
Hurst	Johnson	Korman	Marshall	McDaniel
Moon	Pietzman	Roeber	Schroer	Spencer
Stacy	Taylor			

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Chipman	Cross	DeGroot	Gannon
Gray	Harris	Hill	Houx	Kelley 127
Kidd	Lichtenegger	Mathews	McCann Beatty	McGee
Mosley	Peters	Pogue	Rehder	Rone
Runions	Smith 85	Mr. Speaker		

VACANCIES: 002

Representative Lynch declared the bill passed.

THIRD READING OF HOUSE COMMITTEE BILLS

HCB 11, relating to persons under protective custody, was taken up by Representative Neely.

On motion of Representative Neely, **HCB 11** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 005

Ellington	Hurst	McCreery	Mitten	Washington
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PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Burns	Chipman	Conway 104	Cross
DeGroot	Gray	Hill	Houx	Kelley 127
Mathews	McCann Beatty	Mosley	Muntzel	Peters
Pogue	Rehder	Rone	Runions	Mr. Speaker

VACANCIES: 002

Representative Lynch declared the bill passed.

HCB 16, relating to agriculture, was taken up by Representative Houghton.

On motion of Representative Houghton, **HCB 16** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Conway 10	Ellebracht	Ellington	Green	Hurst
Kendrick	Lavender	Marshall	May	McCreery
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Burns	Chipman	Cross	DeGroot
Franks Jr	Gray	Hill	McCann Beatty	McGee
Mosley	Peters	Pogue	Rone	Runions
Walker 74				

VACANCIES: 002

Representative Lynch declared the bill passed.

HCB 14, relating to the designation of state highways, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HCB 14** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roden	Roeber	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 008

Cornejo	Ellington	Hurst	Meredith 71	Mitten
Moon	Newman	Unsicker		

PRESENT: 001

Roberts

ABSENT WITH LEAVE: 017

Barnes 60	Burns	Chipman	Cross	DeGroot
Gray	Hill	McCann Beatty	Mosley	Peters
Pietzman	Pogue	Reisch	Rone	Runions
Walker 74	Mr. Speaker			

VACANCIES: 002

Representative Lynch declared the bill passed.

PERFECTION OF HOUSE COMMITTEE BILLS

HCB 23, as amended, relating to political subdivisions, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCB 23, as amended**, was ordered perfected and printed.

THIRD READING OF SENATE BILLS

SCS SB 644, HCS SCS SB 718, SB 625, HCS SS SCS SB 547, HCS SS SB 870, HCS SB 806, HCS SB 743, SCS SB 862, SB 757 and SB 768 were placed on the Informal Calendar.

HCS SS SCS SBs 894 & 921, relating to education curriculum involving science and technology, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS SS SCS SBs 894 & 921** was agreed to.

HCS SS SCS SBs 894 & 921 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 2634 - Special Committee on Innovation and Technology

REFERRAL OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was referred to the Committee indicated:

SJR 27 - Government Efficiency

REFERRAL OF SENATE REVISION BILLS

The following Senate Revision Bill was referred to the Committee indicated:

SRB 975 - Special Committee on Government Oversight

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 655 - Judiciary

SCS SB 824 - Professional Registration and Licensing

SB 954 - General Laws

SB 973 - Crime Prevention and Public Safety

SS SB 982 - Children and Families

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was returned **HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1556**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Franks Jr., Hansen, Henderson, Higdon, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (2): Conway (104) and Mosley

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1579**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Conway (104), Franks Jr., Hansen, Henderson, Higdon, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (1): Mosley

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2198**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Conway (104), Franks Jr., Hansen, Henderson, Higdon, Morse (151), Nichols, Remole and Roden

Noes (0)

Absent (1): Mosley

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **SCS SB 953**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Hannegan, Hill, Lauer, Phillips and Wessels

Noes (1): McDaniel

Absent (3): Barnes (60), Franks Jr. and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SS SCS SBs 603, 576 & 898**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bahr, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (3): Bangert, Burnett and Morgan

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 687**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Committee on Financial Institutions, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SCS SB 769**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Green, Helms, Redmon, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Houx, Nichols and Smith (85)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 871**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Present (1): Cornejo

Absent (1): Arthur

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2433**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Arthur, Frederick, Haefner, Pfautsch, Smith (163), Stevens (46), Walker (74) and Wiemann

Noes (1): Stephens (128)

Absent (2): Messenger and Morris (140)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2463**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Arthur, Frederick, Haefner, Pfautsch, Smith (163), Stephens (128), Stevens (46) and Walker (74)

Noes (0)

Absent (3): Messenger, Morris (140) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2611**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Morris (140)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 780**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (2): Beard and Mitten

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SS#2 SCS SB 590**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (3): Bangert, Merideth (80) and Washington

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SB 695**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Brattin, Christofanelli, Hill, Merideth (80), Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (1): Washington

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SS SCS SB 843**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Brattin, Christofanelli, Hill, Messenger, Moon, Stacy, Taylor and Toalson Reisch

Noes (3): Barnes (28), Merideth (80) and Washington

Absent (1): Brown (57)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SCR 36**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (2): Franklin and Miller

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee**

Substitute, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller and Pierson Jr.

Noes (0)

Absent (3): Berry, Plocher and Roberts

Mr. Speaker: Your Committee on Utilities, to which was referred **SCR 43**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr. and Roberts

Noes (0)

Absent (2): Berry and Plocher

Mr. Speaker: Your Committee on Utilities, to which was referred **SCS SB 598**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr. and Roberts

Noes (0)

Absent (2): Berry and Plocher

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1964**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Roden and Schroer

Noes (5): Brown (27), Ellington, Gray, Mosley and Shull (16)

Absent (1): Rhoads

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2620**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Roden, Schroer and Shull (16)

Noes (4): Brown (27), Ellington, Gray and Mosley

Absent (1): Rhoads

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 87**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1524**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2507**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2568**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 659**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Engler, Evans, Franks Jr., Johnson, Runions, Sommer and Unsicker

Noes (0)

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 782**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Berry, Engler, Evans, Johnson, Runions and Sommer

Noes (2): Franks Jr. and Unsicker

Absent (6): Austin, Barnes (60), Carpenter, Mathews, Roeber and Wiemann

The following members' presence was noted: Chipman, Cross, DeGroot, Hill, and Runions.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, April 30, 2018.

COMMITTEE HEARINGS

CONSENT AND HOUSE PROCEDURE

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: SB 819

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: SB 582, HB 2565, HB 2705

Executive session will be held: HB 2625, HB 2529, HB 2458

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, April 30, 2018, 2:00 PM, House Hearing Room 4.

Executive session will be held: SCS SB 629, SS SB 705

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, May 1, 2018, 9:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, May 2, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, May 3, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Friday, May 4, 2018, 9:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, May 1, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.

Public hearing will be held: SB 808

Executive session will be held: SB 808

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: SJR 27

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, April 30, 2018, 12:00 PM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Second quarter meeting.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HCS HB 1975, HCS HB 2088, HCS SS SCS SBs 603, 576 & 898, HCS SCS SB 672, HCS SB 687, HCS SB 695, HCS SS SCS SB 843, HCS SS SB 881

Executive session may be held on any matter referred to the committee.

SS#2 SCS SB 590 removed.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 1.

Executive session will be held: SCR 36, HCR 60, HCS HCR 77, HCS HCR 105, SS SCS

SB 652, SS SB 666, SS SCS SB 752, HCS SB 909, HB 2223, HB 2564
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, May 1, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: SCR 40

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing
Room 4.

Executive session will be held: SS SCS SB 586.

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri
Constitution, and 610.021 (10), (19), (20) and (21), RSMo, portions of the meeting may be
closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, May 2, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2634

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, April 30, 2018, 1:00 PM, House Hearing Room 6.

Executive session will be held: HB 2635

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, April 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing
Room 5.

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri
Constitution.

CORRECTED

TRANSPORTATION

Monday, April 30, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: HB 2287, SB 919, SS#2 SCS SB 1050

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, May 01, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SCR 42

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, April 30, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: SS#2 SB 674

Executive session will be held: SB 631, SCS SBs 632 & 675, SS SB 882

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTY-THIRD DAY, MONDAY, APRIL 30, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2234 - Rehder

HCS HB 1444 - Eggleston

HCS HB 1722 - Moon

HB 2211 - Kidd

HB 2421 - Pfautsch

HB 2159 - Hurst

HCS HB 2125 - Helms

HB 1977 - Redmon

HB 2232 - Ross

HCS HB 2233 - Ross

HB 2409 - Fraker

HCS HB 2295 - Helms

HB 2334 - Shaul (113)

HCS HB 2335 - Black

HCS HB 2180 - Kolkmeier

HB 2184 - Bondon

HCS HB 1929 - Corlew

HB 1837 - Rhoads

HCS HB 2411 - Pike

HB 2453 - Austin

HB 2590 - Gregory

HB 1811 - Smith (85)
HCS HB 2397 - Dogan
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HB 2549 - Morse (151)
HCS HBs 2061 & 2219 - Kidd
HCS HB 1260 - Schroer
HB 1742 - Davis
HCS#2 HB 1802 - Miller
HCS HB 2257 - Redmon
HCS HB 2324 - Korman
HCS HB 2393 - Cookson
HB 2403 - Muntzel
HB 2425 - Alferman
HCS HB 2410 - Bernskoetter
HB 2480 - Rhoads
HCS HB 2580 - Bondon
HB 2681 - Corlew
HCS HB 2247 - Roeber
HB 2384 - Barnes (60)
HB 1662 - Swan

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd

HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HB 2015 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR THIRD READING

HCB 15, (Fiscal Review 4/25/18), E.C. - Frederick

HOUSE BILLS FOR THIRD READING

HCS HB 1554, (Fiscal Review 4/24/18) - Neely
HCS HB 1739 - Smith (163)
HB 2179 - Haahr
HB 2538 - Pietzman
HB 2499 - Hansen
HB 2438 - Remole
HCS HB 2407 - Ruth

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR THIRD READING

HCS SS SCS SBs 894 & 921 - Fitzwater
SCS SB 990 - Alferman
SCS SB 814 - Rowland (155)
SB 840 - Bernskoetter
HCS SCS SB 917 - Fitzwater
SCS SB 629, (Fiscal Review 4/25/18) - Rehder
HCS SB 660 - Fitzwater
SB 683 - Kolkmeier
SS SB 705, (Fiscal Review 4/25/18) - Bondon
HCS SB 727 - Bondon
SCS SB 892 - Walker (3)
HCS SB 681 - Ruth
SB 649 - Engler

SENATE BILLS FOR THIRD READING - INFORMAL

SS SCS SB 549 - Rehder
SB 626 - Kidd
SB 708 - Fitzpatrick
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Curtman
HCS SS SB 870 - Alferman
HCS SB 806 - Neely
HCS SB 743 - Redmon
SCS SB 862 - Mathews
SB 757 - Tate
SB 768 - Berry

HOUSE BILLS WITH SENATE AMENDMENTS - INFORMAL

SCS HCS HB 1268, (Fiscal Review 4/24/18) - Lichtenegger

BILLS CARRYING REQUEST MESSAGES

SS HB 1858, (request Senate recede/grant conference) - Christofanelli
SCS HCS HB 2002, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2003, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2004, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2005, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2006, as amended, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2007, as amended, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2008, (request Senate recede/grant conference) - Fitzpatrick

SCS HCS HB 2009, (request Senate recede/grant conference) - Fitzpatrick
SS SCS HCS HB 2010, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2011, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2012, (request Senate recede/grant conference) - Fitzpatrick
SCS HCS HB 2013, (request Senate recede/grant conference) - Fitzpatrick

BILLS IN CONFERENCE

HCS SB 569, as amended - Fraker

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-FIFTH DAY, MONDAY, APRIL 16, 2018

The House met pursuant to adjournment.

Representative Higdon in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 27, relating to members of the general assembly.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 582, relating to personal information data of students.

SB 687, relating to the allocation of moneys to school district professional development committees.

SS SCS SB 843, relating to the existence of certain state boards and commissions, with an emergency clause for certain sections.

SB 891, relating to buy Missouri week.

SS#2 SCS SB 1050, relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HJR 53**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

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Ayes (6): Franklin, Gannon, Justus, Moon, Neely and Stacy

Noes (2): Beck and Unsicker

Absent (3): Cookson, Ruth and Walker (74)

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HJR 84**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Burns, Kolkmeier, Korman, Reiboldt, Runions and Ruth

Noes (0)

Absent (5): Corlew, Cornejo, Hurst, May and Tate

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 568** entitled:

An act to repeal sections 50.327 and 50.333, RSMo, and to enact in lieu thereof two new sections relating to salaries of county officials.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 674** entitled:

An act to repeal sections 32.200, 143.011, 143.071, 143.431, 143.451, 143.461, 143.471, and 620.1350, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 1023** entitled:

An act to repeal sections 367.031, 486.200, 486.205, 486.210, 486.215, 486.220, 486.225, 486.230, 486.235, 486.240, 486.245, 486.250, 486.255, 486.260, 486.265, 486.270, 486.275, 486.280, 486.285, 486.290, 486.295, 486.300, 486.305, 486.310, 486.315, 486.320, 486.325, 486.330, 486.335, 486.340, 486.345, 486.350, 486.355, 486.360, 486.365, 486.370, 486.375, 486.380, 486.385, 486.390, 486.395, 486.396, and 486.405, RSMo, and to enact in lieu thereof seventy-four new sections relating to notaries public, with an existing penalty provision and a delayed effective date.

In which the concurrence of the House is respectfully requested.

The following members' presence was noted: Alferman, Anders, Andrews, Bahr, Bangert, Baringer, Basye, Beck, Berry, Bondon, Brown (27), Burnett, Burns, Butler, Chipman, Christofanelli, Conway (10), Cornejo, Curtis, Curtman, Davis, DeGroot, Dinkins, Dogan,

Eggleston, Ellington, Fitzwater, Francis, Franks Jr, Haefner, Harris, Henderson, Higdon, Houx, Hurst, Kelley (127), Kendrick, Kidd, Lant, Lauer, Lavender, Lichtenegger, Marshall, McGaugh, McGee, Merideth (80), Miller, Moon, Morse (151), Pfautsch, Phillips, Pierson Jr, Quade, Razer, Rehder, Reiboldt, Reisch, Remole, Revis, Rhoads, Roberts, Rowland (155), Rowland (29), Runions, Shull (16), Smith (85), Spencer, Stacy, Tate, Trent, Vescovo, Walker (3), Walker (74), White, and Wood.

ADJOURNMENT

On motion of Representative Higdon, the House adjourned until 4:00 p.m., Tuesday, April 17, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SCS SB 918, HCS HB 1907

Executive session will be held: SS SCS SBs 627 & 925

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, April 17, 2018, 1:00 PM, House Hearing Room 6.

Executive session will be held: SB 850

Executive session may be held on any matter referred to the committee.

CORRECTED

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, April 17, 2018, 12:30 PM, House Hearing Room 6.

Executive session will be held: HB 2336

Executive session may be held on any matter referred to the committee.

Hearing Room changed from 4 to 6.

CORRECTED

GENERAL LAWS

Tuesday, April 17, 2018, 12:00 PM, House Hearing Room 5.

Public hearing will be held: SCS SB 574, SB 773, SB 884

Executive session will be held: HB 1924, HB 2370, SS SB 666, SB 693, SB 909, SB 951

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2433, HB 2463, HB 2509, HB 2611

Executive session will be held: HB 2293

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2408

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Second quarter meeting.

JUDICIARY

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1331, HB 1648, HB 2366, SB 800, SCS SBs 946 & 947

Executive session may be held on any matter referred to the committee.

Removed HCR 86, SB 780, HB 1720, HB 1848, and HB 1970

AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: SS#2 SCS SB 590

Executive session will be held: SB 695, HB 1825, HB 2548

Executive session may be held on any matter referred to the committee.

CANCELLED

SPECIAL COMMITTEE ON TOURISM

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 7.

Executive session will be held: SCS SBs 999 & 1000, HCR 105, HCR 98

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 17, 2018, 8:00 AM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

CORRECTED

TRANSPORTATION

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 5.

Executive session will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917

Executive session will be held: SS SB 705

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2227

Executive session will be held: HB 1964, HB 2620

Executive session may be held on any matter referred to the committee.

AMENDED

HOUSE CALENDAR

FIFTY-SIXTH DAY, TUESDAY, APRIL 17, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory

HCS HB 1857 - Shaul (113)

HCS HB 1289 - Engler

HCS HB 1542 - Morris (140)

HCS HB 1803 - Matthiesen

HCS HB 1739 - Smith (163)

HCS HB 1885 - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HCS HB 1999 - Bondon

HCS HB 2407 - Ruth

HB 2438 - Remole

HB 2460 - Vescovo

HB 1590 - Smith (163)

HB 2381 - Sommer

HB 2352 - Fraker

HB 1728 - Lant

HB 1378 - Trent

HCS HB 1424 - Roeber

HB 1569 - Christofanelli

HCS HB 1549 - Alferman

HB 1626 - Morris (140)

HCS HB 1363 - Kidd

HB 1290 - Henderson

HCS HB 1248 - Pike

HCS HB 2364 - Bondon

HCS HB 2356 - Haefner

HB 1906 - Higdon

HCS HB 2038 - Fraker

HCS HB 1273 - Kendrick

HCS HB 1577 - Wiemann

HCS HB 1870 - Barnes (60)

HB 1901 - Cross

HB 1972 - Wiemann

HB 1431 - Barnes (28)

HB 1454 - May

HCS HB 1554 - Neely

HB 1795 - Bernskoetter

HCS HB 2157 - Bahr

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591 - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson
HCS HB 1264 - Schroer
HB 1249 - Plocher
HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261 - Schroer
HCS HB 2540, with HCA 3 - Haahr

SENATE BILLS FOR SECOND READING

SS SCS SB 568
SS#2 SB 674
SS SCS SB 1023

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SIXTH DAY, TUESDAY, APRIL 17, 2018

The House met pursuant to adjournment.

Representative Chipman in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

We are laborers together with God. (I Corinthians 3:9)

Eternal God, from whom we come, with whom we live, and in whose fellowship is our true life, we bring our hearts and minds to You in this moment of prayer. From the confusion and unrest of these past few days, we enter the sanctuary of Your presence seeking peace, strength and wisdom as we face the serious duties of this week.

Empower all within this hallowed and historic chamber who labor for the good of our State and who endeavor to lead our people in just ways. Give them the strength to always do their best, to stand for the truth, siding with justice, and strengthening the honor of our State on this tax day.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifty-third day was approved as printed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gray	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaughey
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Quade	Razer	Redmon	Reiboldt	Revis
Rhoads	Roberts	Roden	Roeber	Rone

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Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 031

Bernskoetter	Christofanelli	Cookson	Curtis	Curtman
Francis	Gannon	Green	Gregory	Hansen
Kelley 127	Lichtenegger	May	Messenger	Mitten
Morris 140	Newman	Peters	Pietzman	Plocher
Pogue	Rehder	Reisch	Remole	Shumake
Stephens 128	Trent	Walker 74	Washington	Wilson
Mr. Speaker				

VACANCIES: 002

The Journal of the fifty-fourth day was approved as printed.

The Journal of the fifty-fifth day was approved as printed.

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 6783.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 568, relating to salaries of county officials.

SS#2 SB 674, relating to taxation.

SS SCS SB 1023, relating to notaries public, with an existing penalty provision and a delayed effective date.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2540, with House Committee Amendment No. 3, relating to state revenues, was taken up by Representative Haahr.

On motion of Representative Haefner, **House Committee Amendment No. 3** was adopted.

On motion of Representative Haahr, **HCS HB 2540, as amended**, was read the third time and passed by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeier
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfausch
Phillips	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Mr. Speaker				

NOES: 061

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 28	Beck	Berry	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Conway 10	Cookson	Corlew	Curtis	Dogan
Ellebracht	Ellington	Engler	Franks Jr	Frederick
Gray	Green	Harris	Higdon	Kendrick
Kidd	Lauer	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Mosley	Neely
Nichols	Pierson Jr	Pogue	Quade	Razer
Rehder	Revis	Roberts	Rowland 29	Runions
Smith 85	Spencer	Stevens 46	Unsicker	Wessels
White				

PRESENT: 000

ABSENT WITH LEAVE: 009

Barnes 60	Kelley 127	Newman	Peters	Shumake
Walker 74	Washington	Wilson	Wood	

VACANCIES: 002

Representative Chipman declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HBs 2523 & 2524, relating to the sunshine law, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HBs 2523 & 2524** was agreed to.

Representative Plocher assumed the Chair.

On motion of Representative Gregory, **HCS HBs 2523 & 2524** was adopted.

On motion of Representative Gregory, **HCS HBs 2523 & 2524** was ordered perfected and printed.

HCS HB 1857 was placed on the Informal Calendar.

HCS HB 1289, relating to ballot initiatives and referendums, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HB 1289** was agreed to.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1289, Page 1, Section A, Line 4, by inserting after all of said section and line the following:

"115.961. 1. The secretary of state shall establish by rule a program that will accept electronic signatures for voter registration applications and any name or address changes submitted by persons submitting such applications. Such program shall be used by the department of revenue for any voter registration applications, name or address changes submitted under section 115.160, and by any voter registration agency that accepts voter registration applications under section 115.162. Any person that submits a voter registration application using an electronic signature shall be deemed registered as of the time the person's completed, signed, and sworn registration application is submitted, as provided in sections 115.160 or 115.162.

2. Notwithstanding any other provision of law to the contrary, the secretary of state and local election authorities shall accept electronic signatures under section 432.230.4 on all initiative petitions.

3. The secretary of state shall review current privacy and security measures applicable to the existing electronic voter registration files, and establish enhanced standards and procedures to further safeguard the privacy, integrity, and security of voter registration information.

116.045. Petition signature pages shall be printed on a form as prescribed by the secretary of state, which shall include all of the information and statements set forth in sections 116.030 and 116.040, as applicable, and comply with section 116.050. The form shall be made available in electronic format for printing and circulating petitions."; and

Further amend said bill and page, Section 116.050, Line 3, by deleting said line and inserting in lieu thereof the following:

"be double-spaced in a font no smaller than twelve-point Times New Roman and have margins"; and

Further amend said bill, Page 3, Sections 116.150, Lines 1-12, by deleting all of said section and lines from the bill; and

Further amend said bill and page, Section 116.160, Line 15, by deleting "~~articles.]~~" and inserting in lieu thereof "~~articles]~~"; and

Further amend said bill, Page 5, Section 116.270, Line 19, by deleting "~~for in~~" and inserting in lieu thereof "~~forth in~~"; and

Further amend said bill, Page 5, Section 116.275, Lines 1-24, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 6, Section 116.332, Line 14, by deleting all of said line and inserting in lieu thereof the following:

"with the Constitution of the United States and the Constitution of Missouri and approve or reject"; and

Further amend said bill, section and page, Line 26, by deleting all of said line and inserting in lieu thereof the following:

"of the United States and the Constitution of Missouri. If the petition is rejected [~~as to form~~], the"; and

Further amend said bill, Page 7, Section B, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

"Section B. The repeal and reenactment of sections 115.961, 116.045, 116.050, 116.160, 116.230, 116.270, 116.332, and 116.334 shall become effective on November 7, 2018."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1289, Pages 2-3, Section 116.100, Lines 1-21, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

On motion of Representative Engler, **HCS HB 1289, as amended**, was adopted.

On motion of Representative Engler, **HCS HB 1289, as amended**, was ordered perfected and printed.

HCS HB 1542, relating to pharmacy benefits managers, was taken up by Representative Morris (140).

On motion of Representative Morris (140), the title of **HCS HB 1542** was agreed to.

Representative Unsicker offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1542, Page 2, Section 376.387, Line 28, by inserting after all of said line the following:

"6. No pharmacy benefits manager shall prohibit a pharmacist or pharmacy from making any written or oral statement to any state, county, or municipal official or before any state, county, or municipal committee, body, or proceeding.

7. The department of insurance, financial institutions and professional registration shall enforce the provisions of this section.

8. Any person aggrieved by a pharmacy benefits manager's violation of this section may bring a civil action against the pharmacy benefits manager that violated the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1542, Page 2, Section 376.387, Line 28, by inserting after all of said line the following:

"6. If any person believes that a pharmacy benefits manager has committed a violation of subsection 2 through 5 of this section, they may mail written notice to the pharmacy benefits manager describing the alleged violation and allow the pharmacy benefits manager ten business days from the date the notice was postmarked to remedy such alleged violation. If such alleged violation is not so remedied, then such person may request the department of insurance, financial institutions and professional registration, to conduct an arbitration proceeding in a manner prescribed by such division, provided that the division shall issue a ruling within seventy days of receiving the request. The division may join similar claims and claims presenting a common issue of fact. The department may establish a reasonable fee, which shall be paid by the non-prevailing party. The division's ruling shall be final and binding on all parties unless appealed as provided in Chapter 536.

7. The department of insurance, financial institutions, and professional registration may promulgate rules as necessary to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010 that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

On motion of Representative Morris (140), **HCS HB 1542, as amended**, was adopted.

On motion of Representative Morris (140), **HCS HB 1542, as amended**, was ordered perfected and printed.

HCS HB 1803 and **HCS HB 1739** were placed on the Informal Calendar.

HCS HB 1885, relating to structured family caregiving for MO HealthNet home- and community-based care, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS HB 1885**, relating to home and community based care and personal care assistant services, was agreed to.

Representative Quade offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1885, Page 3, Section 208.896, Line 56, by inserting immediately after said section and line the following:

- "208.909. 1. Consumers receiving personal care assistance services shall be responsible for:
- (1) Supervising their personal care attendant;
 - (2) Verifying wages to be paid to the personal care attendant;
 - (3) Preparing and submitting time sheets, signed by both the consumer and personal care attendant, to the vendor on a biweekly basis;
 - (4) Promptly notifying the department within ten days of any changes in circumstances affecting the personal care assistance services plan or in the consumer's place of residence;
 - (5) Reporting any problems resulting from the quality of services rendered by the personal care attendant to the vendor. If the consumer is unable to resolve any problems resulting from the quality of service rendered by the personal care attendant with the vendor, the consumer shall report the situation to the department; ~~and~~
 - (6) Providing the vendor with all necessary information to complete required paperwork for establishing the employer identification number; **and**
 - (7) **Allowing the vendor to comply with its quality assurance and supervision process, which shall include, but not be limited to, bi-annual face-to-face home visits and monthly case management activities.**
2. Participating vendors shall be responsible for:
- (1) Collecting time sheets or reviewing reports of delivered services and certifying the accuracy thereof;
 - (2) The Medicaid reimbursement process, including the filing of claims and reporting data to the department as required by rule;
 - (3) Transmitting the individual payment directly to the personal care attendant on behalf of the consumer;
 - (4) Monitoring the performance of the personal care assistance services plan. **Such monitoring shall occur during the bi-annual face-to-face home visits under section 208.918. The vendor shall document whether the attendant was present and if services are being provided to the consumer as set forth in the plan of care.**
3. No state or federal financial assistance shall be authorized or expended to pay for services provided to a consumer under sections 208.900 to 208.927, if the primary benefit of the services is to the household unit, or is a household task that the members of the consumer's household may reasonably be expected to share or do for one another when they live in the same household, unless such service is above and beyond typical activities household members may reasonably provide for another household member without a disability.
4. No state or federal financial assistance shall be authorized or expended to pay for personal care assistance services provided by a personal care attendant who is listed on any of the background check lists in the family care safety registry under sections 210.900 to ~~[210.937]~~ **210.936**, unless a good cause waiver is first obtained from the department in accordance with section 192.2495.
5. (1) All vendors shall, by July 1, 2015, have, maintain, and use a telephone tracking system for the purpose of reporting and verifying the delivery of consumer-directed services as authorized by the department of health and senior services or its designee. ~~[Use of such a system prior to July 1, 2015, shall be voluntary.]~~ The telephone tracking system shall be used to process payroll for employees and for submitting claims for reimbursement to the MO HealthNet division. At a minimum, the telephone tracking system shall:
- (a) Record the exact date services are delivered;
 - (b) Record the exact time the services begin and exact time the services end;
 - (c) Verify the telephone number from which the services are registered;
 - (d) Verify that the number from which the call is placed is a telephone number unique to the client;
 - (e) Require a personal identification number unique to each personal care attendant;
 - (f) Be capable of producing reports of services delivered, tasks performed, client identity, beginning and ending times of service and date of service in summary fashion that constitute adequate documentation of service; and

(g) Be capable of producing reimbursement requests for consumer approval that assures accuracy and compliance with program expectations for both the consumer and vendor.

~~(2) [The department of health and senior services, in collaboration with other appropriate agencies, including centers for independent living, shall establish telephone tracking system pilot projects, implemented in two regions of the state, with one in an urban area and one in a rural area. Each pilot project shall meet the requirements of this section and section 208.918. The department of health and senior services shall, by December 31, 2013, submit a report to the governor and general assembly detailing the outcomes of these pilot projects. The report shall take into consideration the impact of a telephone tracking system on the quality of the services delivered to the consumer and the principles of self-directed care.~~

~~————(3)]~~ As new technology becomes available, the department may allow use of a more advanced tracking system, provided that such system is at least as capable of meeting the requirements of this subsection.

~~[(4)]~~ (3) The department of health and senior services shall promulgate by rule the minimum necessary criteria of the telephone tracking system. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2010, shall be invalid and void.

~~[6. In the event that a consensus between centers for independent living and representatives from the executive branch cannot be reached, the telephony report issued to the general assembly and governor shall include a minority report which shall detail those elements of substantial dissent from the main report.~~

~~————7. No interested party, including a center for independent living, shall be required to contract with any particular vendor or provider of telephony services nor bear the full cost of the pilot program.]~~

208.918. 1. In order to qualify for an agreement with the department, the vendor shall have a philosophy that promotes the consumer's ability to live independently in the most integrated setting or the maximum community inclusion of persons with physical disabilities, and shall demonstrate the ability to provide, directly or through contract, the following services:

(1) Orientation of consumers concerning the responsibilities of being an employer[;] **and supervision of personal care attendants including the preparation and verification of time sheets. Such orientation shall include notifying consumers that falsification of personal care attendant time sheets shall be considered fraud and shall be reported to the department;**

(2) Training for consumers about the recruitment and training of personal care attendants;

(3) Maintenance of a list of persons eligible to be a personal care attendant;

(4) Processing of inquiries and problems received from consumers and personal care attendants;

(5) Ensuring the personal care attendants are registered with the family care safety registry as provided in sections 210.900 to ~~[210.937]~~ **210.936**; and

(6) The capacity to provide fiscal conduit services through a telephone tracking system by the date required under section 208.909.

2. In order to maintain its agreement with the department, a vendor shall comply with the provisions of subsection 1 of this section and shall:

(1) Demonstrate sound fiscal management as evidenced on accurate quarterly financial reports ~~[and annual audit]~~ submitted to the department; ~~[and]~~

(2) **Attest that all adequate documentation for all information is provided on reports, and billing records have sufficient required documentation to support the amounts claimed;**

(3) Demonstrate a positive impact on consumer outcomes regarding the provision of personal care assistance services as evidenced on accurate quarterly and annual service reports submitted to the department;

~~[(3)]~~ (4) Implement a quality assurance and supervision process that ensures program compliance and accuracy of records:

(a) **The department of health and senior services shall promulgate by rule a consumer-directed services division provider certification manager course; and**

(b) **The vendor shall perform with the consumer at least bi-annual face-to-face home visits to provide ongoing monitoring of the provision of services in the plan of care and assess the quality of care being delivered. The bi-annual face-to-face home visits do not preclude the vendor's responsibility from its ongoing diligence of case management oversight; [and]**

~~————(4)]~~ (5) Comply with all provisions of sections 208.900 to 208.927, and the regulations promulgated thereunder; **and**

(6) **Maintain a proper business location, the criteria for which shall be defined by the department of health and senior services by rule.**

3. No state or federal funds shall be authorized or expended if the owner, primary operator, certified manager, or any direct employee of the consumer-directed services vendor is also the personal care attendant.

208.924. A consumer's personal care assistance services may be discontinued under circumstances such as the following:

(1) The department learns of circumstances that require closure of a consumer's case, including one or more of the following: death, admission into a long-term care facility, no longer needing service, or inability of the consumer to consumer-direct personal care assistance service;

(2) The consumer has falsified records; **provided false information of his or her condition, functional capacity, or level of care needs;** or committed fraud;

(3) The consumer is noncompliant with the plan of care. Noncompliance requires persistent actions by the consumer which negate the services provided in the plan of care;

(4) The consumer or member of the consumer's household threatens or abuses the personal care attendant or vendor to the point where their welfare is in jeopardy and corrective action has failed;

(5) The maintenance needs of a consumer are unable to continue to be met because the plan of care hours exceed availability; and

(6) The personal care attendant is not providing services as set forth in the personal care assistance services plan and attempts to remedy the situation have been unsuccessful."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Quade, **House Amendment No. 1** was adopted.

On motion of Representative Bahr, **HCS HB 1885, as amended**, was adopted.

On motion of Representative Bahr, **HCS HB 1885, as amended**, was ordered perfected and printed.

HCS HB 1915, relating to the no-call list, was taken up by Representative Roden.

On motion of Representative Roden, the title of **HCS HB 1915**, relating to consumer protection, was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1915, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"407.315. 1. As used in this section, the following terms mean:

(1) **"American Indian tribe", any Indian tribe federally recognized by the Bureau of Indian Affairs of the United States Department of the Interior;**

(2) **"American Indian", a person who is a citizen or enrolled member of an American Indian tribe;**

(3) **"Imitation American Indian art or craft", any basic article purporting to be of American Indian style, make, origin, or design that was not made by American Indian labor and workmanship;**

(4) **"Authentic American Indian art or craft", any article of American Indian style, make, origin, or design that was made wholly or in part by American Indian labor and workmanship including, but not limited to, any Kachina doll, rosette, necklace, choker, barrette, hair tie, medallion, pin, pendant, bolo tie, belt, belt buckle, cuff links, tie clasp, tie bar, ring, earring, purse, blanket, shawl, moccasin, drum, or pottery or any visual or performing arts or literature;**

(5) "Merchant", any person engaged in the sale to the public of imitation American Indian art or craft or authentic American Indian art or craft.

2. No merchant shall distribute, trade, sell, or offer for sale or trade within this state any article represented as being made by American Indians unless the article is an authentic American Indian art or craft. All such articles purporting to be of silver shall be made of coin or sterling silver.

3. Any merchant who knowingly and willfully tags or labels any article as being an American Indian art or craft when it does not meet the specifications of this section shall be subject to a fine of not less than twenty-five dollars and not more than two hundred dollars, to imprisonment for not less than thirty days and not more than ninety days, or to both such fine and imprisonment."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

On motion of Representative Roden, **HCS HB 1915, as amended**, was adopted.

On motion of Representative Roden, **HCS HB 1915, as amended**, was ordered perfected and printed.

HB 2155, relating to the transfer of intoxicating liquor, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 2155** was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2155, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"311.020. The term "intoxicating liquor" as used in this chapter shall mean and include alcohol for beverage purposes, alcoholic, spirituous, vinous, fermented, malt, or other liquors, or combination of liquors, a part of which is spirituous, vinous, or fermented, and all preparations or mixtures for beverage purposes, containing in excess of one-half of one percent by volume. **The term "intoxicating liquor" shall include "powdered alcohol", which means alcohol that is prepared in a powdered, crystalline, or capsule form either for direct use or for reconstitution in a nonalcoholic liquid; "powdered alcohol" shall also include gum or candy infused with powdered or other alcohol.** All beverages having an alcoholic content of less than one-half of one percent by volume shall be exempt from the provisions of this chapter, but subject to inspection as provided by sections 196.365 to 196.445.

311.070. 1. Distillers, wholesalers, winemakers, brewers or their employees, officers or agents shall not, except as provided in this section, directly or indirectly, have any financial interest in the retail business for sale of intoxicating liquors, and shall not, except as provided in this section, directly or indirectly, loan, give away or furnish equipment, money, credit or property of any kind, except ordinary commercial credit for liquors sold to such retail dealers. However, notwithstanding any other provision of this chapter to the contrary, for the purpose of the promotion of tourism, a distiller whose manufacturing establishment is located within this state may apply for and the supervisor of liquor control may issue a license to sell intoxicating liquor, as in this chapter defined, by the drink at retail for consumption on the premises where sold; and provided further that the premises so licensed shall be in close proximity to the distillery and may remain open between the hours of 6:00 a.m. and 1:30 a.m., Monday through Saturday and between the hours of 9:00 a.m. and midnight, Sunday. The authority for the collection of fees by cities and counties as provided in section 311.220, and all other laws and regulations relating to the sale of liquor by the drink for consumption on the premises where sold, shall apply to the holder of a license issued under the provisions of this section in the same manner as they apply to establishments licensed under the provisions of section 311.085, 311.090, or 311.095.

2. Any distiller, wholesaler, winemaker, or brewer who shall violate the provisions of subsection 1 of this section, or permit his **or her** employees, officers or agents to do so, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished as follows:

- (1) For the first offense, by a fine of one thousand dollars;
- (2) For a second offense, by a fine of five thousand dollars; and
- (3) For a third or subsequent offense, by a fine of ten thousand dollars or the license of such person shall be revoked.

3. As used in this section, the following terms mean:

(1) "Consumer advertising specialties", advertising items that are designed to be carried away by the consumer, such items include, but are not limited to: trading stamps, nonalcoholic mixers, pouring racks, ash trays, bottle or can openers, cork screws, shopping bags, matches, printed recipes, pamphlets, cards, leaflets, blotters, postcards, pencils, shirts, caps and visors;

(2) "Equipment and supplies", glassware (or similar containers made of other material), **table umbrellas**, dispensing accessories, carbon dioxide (and other gasses used in dispensing equipment), or ice. "Dispensing accessories" include, **but are not limited to, items such as** standards, ~~[faucets, cold plates,]~~ rods, ~~[vents,]~~ taps, tap standards, ~~[hoses, washers, couplings, gas gauges,]~~ vent tongues, ~~[shanks, and]~~ check valves, **portable coil boxes, air pumps, tubs, blankets, coolers, rolling coolers, portable bars, agitating tanks, carbon dioxide and nitrogen-driven cold plates or jockey boxes, tents not to exceed ten square feet in size, or other coverings for the temporary wrapping of barrels;**

(3) "Nonrefrigeration keg flow accessories" include, **tap markers, regulators, gauges, vents, nuts, clamps, splicers, keg stickers, washers, couplings, shanks, faucets, non-insulated intoxicating liquor hoses, air hoses, and wall brackets;**

(4) "Permanent point-of-sale advertising materials", advertising items designed to be used within a retail business establishment for an extended period of time to attract consumer attention to the products of a distiller, wholesaler, winemaker, or brewer. Such materials shall only include inside signs (electric, mechanical or otherwise), mirrors, and sweepstakes/contest prizes displayed on the licensed premises;

~~[(4)]~~ (5) "Product display", wine racks, bins, barrels, casks, shelving, or similar items the primary function of which is to hold and display consumer products;

~~[(5)]~~ (6) "Promotion", an advertising and publicity campaign to further the acceptance and sale of the merchandise or products of a distiller, wholesaler, winemaker, or brewer;

~~[(6)]~~ (7) "Temporary point-of-sale advertising materials", advertising items designed to be used for short periods of time. Such materials include, but are not limited to: banners, decorations reflecting a particular season or a limited-time promotion, or paper napkins, coasters, cups, **ice buckets, condiment caddies, napkin holders, bar rail mats, shakers, salt rimmers,** or menus.

4. Notwithstanding other provisions contained herein, the distiller, wholesaler, winemaker, or brewer, or their employees, officers or agents may engage in the following activities with a retail licensee licensed pursuant to this chapter:

(1) The distiller, wholesaler, winemaker, or brewer may give or sell product displays to a retail business if all of the following requirements are met:

(a) The total value of all product displays given or sold to a retail business shall not exceed ~~[three]~~ **four** hundred dollars per brand at any one time in any one retail outlet. There shall be no combining or pooling of the ~~[three]~~ **four** hundred dollar limits to provide a retail business a product display in excess of ~~[three]~~ **four** hundred dollars per brand. The value of a product display is the actual cost to the distiller, wholesaler, winemaker, or brewer who initially purchased such product display. Transportation and installation costs shall be excluded;

(b) All product displays shall bear in a conspicuous manner substantial advertising matter on the product or the name of the distiller, wholesaler, winemaker, or brewer. The name and address of the retail business may appear on the product displays; and

(c) The giving or selling of product displays may be conditioned on the purchase of intoxicating beverages advertised on the displays by the retail business in a quantity necessary for the initial completion of the product display. No other condition shall be imposed by the distiller, wholesaler, winemaker, or brewer on the retail business in order for such retail business to obtain the product display;

(2) Notwithstanding any provision of law to the contrary, the distiller, wholesaler, winemaker, or brewer may provide, give or sell any permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, and consumer advertising specialties to a retail business if all the following requirements are met:

(a) The total value of all permanent point-of-sale advertising materials provided to a retail business by a distiller, wholesaler, winemaker, or brewer shall not exceed ~~[five]~~ **seven** hundred dollars per calendar year, per brand, per retail outlet. **The replacement of similar in appearance, type, and dollar value permanent point-of-sale advertising materials that are damaged and nonfunctioning shall not count towards the maximum of seven hundred dollars per calendar year, per brand, per retail outlet.** The value of permanent point-of-sale advertising materials is the actual cost to the distiller, wholesaler, winemaker, or brewer who initially purchased such item. Transportation and installation costs shall be excluded. All permanent point-of-sale advertising materials provided to a retailer shall be recorded, and records shall be maintained for a period of ~~[three]~~ **two** years;

(b) The provider of permanent point-of-sale advertising materials shall own and otherwise control the use of permanent point-of-sale advertising materials that are provided by any distiller, wholesaler, winemaker, or brewer;

(c) All permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, and consumer advertising specialties shall bear in a conspicuous manner substantial advertising matter about the product or the name of the distiller, wholesaler, winemaker, or brewer. The name, address and logos of the retail business may appear on the permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, or the consumer advertising specialties; and

(d) The distiller, wholesaler, winemaker, or brewer shall not directly or indirectly pay or credit the retail business for using or distributing the permanent point-of-sale advertising materials, temporary point-of-sale advertising materials, or consumer advertising specialties or for any incidental expenses arising from their use or distribution;

(3) A distiller, wholesaler, winemaker, or brewer may give a gift not to exceed a value of one thousand dollars per year to a holder of a temporary permit as ~~[defined]~~ **described** in section 311.482;

(4) The distiller, wholesaler, winemaker, or brewer may sell equipment ~~[or]~~ **and** supplies to a retail business if all the following requirements are met:

(a) The equipment and supplies shall be sold at a price not less than the cost to the distiller, wholesaler, winemaker, or brewer who initially purchased such equipment and supplies; and

(b) The price charged for the equipment and supplies shall be collected in accordance with credit regulations as established in the code of state regulations;

(5) The ~~[distiller,]~~ wholesaler~~[-winemaker]~~ or brewer may **lend, give, rent or sell, and they may** install ~~[dispensing] or repair nonrefrigeration keg flow accessories at the retail business establishment[,-which shall include for the purposes of beer equipment to properly preserve and serve draught beer only and]~~ to facilitate the ~~[delivery to the retailer the brewers and wholesalers may lend, give, rent or sell and they may install or repair any of the following items or render to retail licensees any of the following services: beer coils and coil cleaning, sleeves and wrappings, box couplings and draft arms, beer faucets and tap markers, beer and air hose, taps, vents and washers, gauges and regulators, beer and air distributors, beer line insulation, coil flush hose, couplings and bucket pumps; portable coil boxes, air pumps, blankets or other coverings for temporary wrappings of barrels, coil box overflow pipes, tilting platforms, bumper boards, skids, cellar ladders and ramps, angle irons, ice box grates, floor runways; and damage caused by any beer delivery excluding normal wear and tear and a complete record of equipment furnished and installed and repairs and service made or rendered must be kept by the brewer or wholesalers furnishing, making or rendering same for a period of not less than one year]~~ **dispensing of draft beer;**

(a) **All other dispensing accessories as described in this section that are installed by a wholesaler or brewer to a retailer shall be sold in the same manner as other equipment and supplies, or may be loaned by a wholesaler or brewer to a retailer only if a deposit is given by the retailer in an amount that covers the cost of such dispensing accessories, and the deposit shall not be refunded to the retailer until such loaned dispensing accessories are returned to the wholesaler or brewer. An actual deposit payment, other than a charge to a retailer's account, shall be received if the dispensing accessories are loaned for more than ten days within a thirty day period; and**

(b) **A complete record of dispensing accessories and nonrefrigeration keg flow accessories given, rented, sold, installed, and loaned, and repairs and services made to a retailer shall be retained for a period of not less than two years by the wholesaler or brewer;**

(6) The distiller, wholesaler, winemaker, or brewer may furnish, give or sell coil cleaning service to a retailer of distilled spirits, wine or malt ~~[beverages]~~ **liquor;**

(7) A wholesaler of intoxicating liquor may furnish or give and a retailer may accept a sample of distilled spirits or wine as long as the retailer has not previously purchased the brand from that wholesaler, if all the following requirements are met:

(a) The wholesaler may furnish or give not more than seven hundred fifty milliliters of any brand of distilled spirits and not more than seven hundred fifty milliliters of any brand of wine; if a particular product is not available in a size within the quantity limitations of this subsection, a wholesaler may furnish or give to a retailer the next larger size;

(b) The wholesaler shall keep a record of the name of the retailer and the quantity of each brand furnished or given to such retailer;

(c) For the purposes of this subsection, no samples of intoxicating liquor provided to retailers shall be consumed on the premises nor shall any sample of intoxicating liquor be opened on the premises of the retailer except as provided by the retail license;

(d) For the purpose of this subsection, the word "brand" refers to differences in brand name of product or differences in nature of product; examples of different brands would be products having a difference in: brand name; class, type or kind designation; appellation of origin (wine); viticulture area (wine); vintage date (wine); age (distilled spirits); or proof (distilled spirits); differences in packaging such as a different style, type, size of container, or differences in color or design of a label are not considered different brands;

(8) The distiller, wholesaler, winemaker, or brewer may package and distribute intoxicating beverages in combination with other nonalcoholic items as originally packaged by the supplier for sale ultimately to consumers; notwithstanding any provision of law to the contrary, for the purpose of this subsection, intoxicating liquor and wine wholesalers are not required to charge for nonalcoholic items any more than the actual cost of purchasing such nonalcoholic items from the supplier;

(9) The distiller, wholesaler, winemaker, or brewer may sell or give the retail business newspaper cuts, mats, or engraved blocks for use in the advertisements of the retail business;

(10) The distiller, wholesaler, winemaker, or brewer may in an advertisement list the names and addresses of two or more unaffiliated retail businesses selling its product if all of the following requirements are met:

(a) The advertisement shall not contain the retail price of the product;

(b) The listing of the retail businesses shall be the only reference to such retail businesses in the advertisement;

(c) The listing of the retail businesses shall be relatively inconspicuous in relation to the advertisement as a whole; and

(d) The advertisement shall not refer only to one retail business or only to a retail business controlled directly or indirectly by the same retail business;

(11) Distillers, winemakers, wholesalers, brewers or retailers may conduct a local or national sweepstakes/contest upon a licensed retail premise. The sweepstakes/contest prize dollar amount shall not be limited and can be displayed in a photo, banner, or other temporary point-of-sale advertising materials on a licensed premises, if the following requirements are met:

(a) No money or something of value is given to the retailer for the privilege or opportunity of conducting the sweepstakes or contest; and

(b) The actual sweepstakes/contest prize is not displayed on the licensed premises if the prize value exceeds the permanent point-of-sale advertising materials dollar limit provided in this section;

(12) The distiller, wholesaler, winemaker, or brewer may stock, rotate, rearrange or reset the products sold by such distiller, wholesaler, winemaker, or brewer at the establishment of the retail business so long as the products of any other distiller, wholesaler, winemaker or brewer are not altered or disturbed;

(13) The distiller, wholesaler, winemaker, or brewer may provide a recommended shelf plan or shelf schematic for distilled spirits, wine, or malt beverages;

(14) The distiller, wholesaler, winemaker, or brewer participating in the activities of a retail business association may do any of the following:

(a) Display, serve, or donate its products at or to a convention or trade show;

(b) Rent display booth space if the rental fee is the same paid by all others renting similar space at the association activity;

(c) Provide its own hospitality which is independent from the association activity;

(d) Purchase tickets to functions and pay registration or sponsorship fees if such purchase or payment is the same as that paid by all attendees, participants or exhibitors at the association activity;

(e) Make payments for advertisements in programs or brochures issued by retail business associations if the total payments made for all such advertisements are fair and reasonable;

(f) Pay dues to the retail business association if such dues or payments are fair and reasonable;

(g) Make payments or donations for retail employee training on preventive sales to minors and intoxicated persons, checking identifications, age verification devices, and the liquor control laws;

(h) Make contributions not to exceed one thousand dollars per calendar year for transportation services that shall be used to assist patrons from retail establishments to his or her residence or overnight accommodations;

(i) Donate or serve up to five hundred dollars per event of alcoholic products at retail business association activities; and

(j) Any retail business association that receives payments or donations shall, upon written request, provide the division of alcohol and tobacco control with copies of relevant financial records and documents to ensure compliance with this subsection;

(15) The distiller, wholesaler, winemaker, or brewer may sell or give a permanent outside sign to a retail business if the following requirements are met:

(a) The sign, which shall be constructed of metal, glass, wood, plastic, or other durable, rigid material, with or without illumination, or painted or otherwise printed onto a rigid material or structure, shall bear in a conspicuous manner substantial advertising matter about the product or the name of the distiller, wholesaler, winemaker, or brewer;

(b) The retail business shall not be compensated, directly or indirectly, for displaying the permanent sign or a temporary banner;

(c) The cost of the permanent sign shall not exceed five hundred dollars; and

(d) Temporary banners of a seasonal nature or promoting a specific event shall not be constructed to be permanent outdoor signs and may be provided to retailers. The total cost of temporary outdoor banners provided to a retailer in use at any one time shall not exceed five hundred dollars per brand;

(16) A wholesaler may, but shall not be required to, exchange for an equal quantity of identical product or allow credit against outstanding indebtedness for intoxicating liquor with alcohol content of less than five percent by weight **and malt liquor** that was delivered in a damaged condition or damaged while in the possession of the retailer;

(17) To assure and control product quality, wholesalers at the time of a regular delivery may, but shall not be required to, withdraw, with the permission of the retailer, a quantity of intoxicating liquor with alcohol content of less than five percent by weight **and malt liquor** in its undamaged original carton from the retailer's stock, if the wholesaler replaces the product with an equal quantity of identical product;

(18) In addition to withdrawals authorized pursuant to subdivision (17) of this subsection, to assure and control product quality, wholesalers at the time of a regular delivery may, but shall not be required to, withdraw, with the permission of the retailer, a quantity of intoxicating liquor with alcohol content of less than five percent by weight **and malt liquor** in its undamaged original carton from the retailer's stock and give the retailer credit against outstanding indebtedness for the product if:

(a) The product is withdrawn at least thirty days after initial delivery and within twenty-one days of the date considered by the manufacturer of the product to be the date the product becomes inappropriate for sale to a consumer; and

(b) The quantity of product withdrawn does not exceed the equivalent of twenty-five cases of twenty-four twelve-ounce containers; and

(c) To assure and control product quality, a wholesaler may, but not be required to, give a retailer credit for intoxicating liquor with an alcohol content of less than five percent by weight **and malt liquor**, in a container with a capacity of four gallons or more, delivered but not used, if the wholesaler removes the product within seven days of the initial delivery; and

(19) Nothing in this section authorizes consignment sales.

5. (1) A distiller, wholesaler, winemaker, or brewer that is also in business as a bona fide producer or vendor of nonalcoholic beverages shall not condition the sale of its alcoholic beverages on the sale of its nonalcoholic beverages nor combine the sale of its alcoholic beverages with the sale of its nonalcoholic beverages, except as provided in subdivision (8) of subsection 4 of this section. The distiller, wholesaler, winemaker, or brewer that is also in business as a bona fide producer or vendor of nonalcoholic beverages may sell, credit, market, and promote nonalcoholic beverages in the same manner in which the nonalcoholic products are sold, credited, marketed, or promoted by a manufacturer or wholesaler not licensed by the supervisor of alcohol and tobacco control.

(2) Any fixtures, equipment, or furnishings provided by any distiller, wholesaler, winemaker, or brewer in furtherance of the sale of nonalcoholic products shall not be used by the retail licensee to store, service, display, advertise, furnish, or sell, or aid in the sale of alcoholic products regulated by the supervisor of alcohol and tobacco control. All such fixtures, equipment, or furnishings shall be identified by the retail licensee as being furnished by a licensed distiller, wholesaler, winemaker, or brewer.

6. Distillers, wholesalers, brewers, and winemakers, or their officers or directors shall not require, by agreement or otherwise, that any retailer purchase any intoxicating liquor from such distillers, wholesalers, brewers, or winemakers to the exclusion in whole or in part of intoxicating liquor sold or offered for sale by other distillers, wholesalers, brewers, or winemakers.

7. ~~[Notwithstanding any other provisions of this chapter to the contrary, a distiller or wholesaler may install dispensing accessories at the retail business establishment, which shall include for the purposes of distilled spirits equipment to properly preserve and serve premixed distilled spirit beverages only. To facilitate delivery to the retailer, the distiller or wholesaler may lend, give, rent or sell and the distiller or wholesaler may install or repair any of the following items or render to retail licensees any of the following services: coils and coil cleaning, draft arms, faucets and tap markers, taps, tap standards, tapping heads, hoses, valves and other minor tapping equipment components, and damage caused by any delivery excluding normal wear and tear. A complete record of equipment furnished and installed and repairs or service made or rendered shall be kept by the distiller or wholesaler furnishing, making or rendering the same for a period of not less than one year]~~ **The distiller, wholesaler, or winemaker may lend, give, rent, or sell and they may install or repair distilled spirits and wine nonrefrigeration keg flow accessories at the retail business establishment to facilitate the dispensing of distilled spirits and wine;**

(1) All other dispensing accessories as described in this section that are installed by a distiller, wholesaler, or winemaker to a retailer shall be sold in the same manner as other equipment and supplies or may be loaned by a distiller, wholesaler, or winemaker to a retailer only if a deposit is given by the retailer in an amount that covers the cost of such dispensing accessories, and the deposit shall not be refunded to the retailer until such loaned dispensing accessories are returned to the distiller, wholesaler, or winemaker. An actual deposit payment, other than a charge to a retailer's account, shall be received if the dispensing accessories are loaned for more than ten days within a thirty day period; and

(2) A complete record of dispensing accessories and nonrefrigeration keg flow accessories given, rented, sold, installed, and loaned, and repairs and services made to a retailer, shall be retained for a period of not less than two years by the distiller, wholesaler, or winemaker.

8. Distillers, wholesalers, winemakers, brewers or their employees or officers shall be permitted to make contributions of money or merchandise to a licensed retail liquor dealer that is a charitable, fraternal, civic, service, veterans', or religious organization as defined in section 313.005, or an educational institution if such contributions are unrelated to such organization's retail operations.

9. Distillers, brewers, wholesalers, and winemakers may make payments for advertisements in programs or brochures of tax-exempt organizations licensed under section 311.090 if the total payments made for all such advertisements are the same as those paid by other vendors.

10. A brewer or manufacturer, its employees, officers or agents may have a financial interest in the retail business for sale of intoxicating liquors at entertainment facilities owned, in whole or in part, by the brewer or manufacturer, its subsidiaries or affiliates including, but not limited to, arenas and stadiums used primarily for concerts, shows and sporting events of all kinds.

11. For the purpose of the promotion of tourism, a wine manufacturer, its employees, officers or agents located within this state may apply for and the supervisor of liquor control may issue a license to sell intoxicating liquor, as defined in this chapter, by the drink at retail for consumption on the premises where sold, if the premises so licensed is in close proximity to the winery. Such premises shall be closed during the hours specified under section 311.290 and may remain open between the hours of 9:00 a.m. and midnight on Sunday. **A wine manufacturer who is a holder of a license to sell intoxicating liquor by the drink at retail for consumption on the premises shall be exempt from the provisions of section 311.280 for such intoxicating liquor that is produced on the premises in accordance with the provisions of this chapter.**

12. For the purpose of the promotion of tourism, a person may apply for and the supervisor of liquor control may issue a license to sell intoxicating liquor by the drink at retail for consumption on the premises where sold, but seventy-five percent or more of the intoxicating liquor sold by such licensed person shall be Missouri-produced wines received from manufacturers licensed under section 311.190. Such premises may remain open between the hours of 6:00 a.m. and midnight, Monday through Saturday, and between the hours of 11:00 a.m. and 9:00 p.m. on Sundays.

311.185. 1. Notwithstanding any rule, law, or regulation to the contrary, any person currently licensed in this state or any other state as a wine manufacturer may apply for and the supervisor of alcohol and tobacco control may issue a wine direct shipper license, as provided in this section, which allows a wine manufacturer to ship up to two cases of wine per month directly to a resident of this state who is at least twenty-one years of age for such

resident's personal use and not for resale. Before sending any shipment to a resident of this state, the wine manufacturer shall first obtain a wine direct shipper license as follows:

- (1) File an application with the division of alcohol and tobacco control; and
 - (2) Provide to the division of alcohol and tobacco control a true copy of its current alcoholic beverage license issued in this state or any other state, as well as a copy of the winery license from the Alcohol and Tobacco Tax and Trade Bureau.
2. All wine direct shipper licensees shall:
- (1) Not ship more than two cases of wine per month to any person for his or her personal use and not for resale;
 - (2) Not use any carrier for shipping of wine that is not licensed under this section;
 - (3) Only ship wine that is properly registered with the Alcohol and Tobacco Tax and Trade Bureau;
 - (4) Only ship wine manufactured on the winery premises;
 - (5) Ensure that all containers of wine delivered directly to a resident of this state are conspicuously labeled with the words "CONTAINS ALCOHOL: SIGNATURE OF PERSON AGE 21 OR OLDER REQUIRED FOR DELIVERY" or are conspicuously labeled with wording preapproved by the division of alcohol and tobacco control;
 - (6) If the winery is located outside of this state, by January thirty-first, make a report under oath to the supervisor of alcohol and tobacco control setting out the total amount of wine shipped into the state the preceding year;
 - (7) If the winery is located outside of this state, pay the division of alcohol and tobacco control all excise taxes due on the amount to be calculated as if the sale were in this state at the location where the delivery is made;
 - (8) If the winery is located within this state, provide the division of alcohol and tobacco control any additional information deemed necessary beyond that already required for retail sales from the winery tasting room to ensure compliance with this section;
 - (9) Permit the division of alcohol and tobacco control to perform an audit of the wine direct shipper licensees' records upon request; and
 - (10) Be deemed to have consented to the jurisdiction of the division of alcohol and tobacco control or any other state agency and the Missouri courts concerning enforcement of this section and any related laws, rules, or regulations.
3. The wine direct shipper licensee may annually renew its license with the division of alcohol and tobacco control by providing the division of alcohol and tobacco control all required items provided in subsection 1 of this section.
4. Notwithstanding any law, rule, or regulation to the contrary, any carrier may apply for and the supervisor of alcohol and tobacco control may issue an alcohol carrier license, as provided in this section, which allows the carrier to transport and deliver shipments of wine **or powdered alcohol, as defined in section 311.020**, directly to a resident of this state who is at least twenty-one years of age or older. Before transporting any shipment of wine **or powdered alcohol** to a resident of this state, the carrier shall first obtain an alcohol carrier license by filing an application with the division of alcohol and tobacco control.
5. All alcohol carrier licensees shall:
- (1) Not deliver to any person under twenty-one years of age, or to any intoxicated person, or any person appearing to be in a state of intoxication;
 - (2) Require valid proof of identity and age;
 - (3) Obtain the signature of an adult as a condition of delivery; and
 - (4) Keep records of wine **or powdered alcohol** shipped which include the license number and name of the winery or retailer, quantity of wine **or powdered alcohol** shipped, recipient's name and address, and an electronic or paper form of signature from the recipient of the wine **or powdered alcohol**.
6. The division of alcohol and tobacco control may promulgate rules to effectuate the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.
- 311.188. No person shall ship or deliver powdered alcohol, as defined in section 311.020, to a resident of this state for personal use and not for resale except through an alcohol carrier licensed under subsection 4 of section 311.185.**

311.190. 1. For the privilege of manufacturing wine or brandy, which manufacturing shall be in accordance with all provisions of federal law applicable thereto except as may otherwise be specified in this section, in quantities not to exceed five hundred thousand gallons, not in excess of eighteen percent of alcohol by weight for wine, or not in excess of thirty-four percent of alcohol by weight for brandy, from grapes, berries, other fruits, fruit products, honey, and vegetables produced or grown in the state of Missouri, exclusive of sugar, water and spirits, there shall be paid to and collected by the director of revenue, in lieu of the charges provided in section 311.180, a license fee of five dollars for each five hundred gallons or fraction thereof of wine or brandy produced up to a maximum license fee of three hundred dollars.

2. Notwithstanding the provisions of subsection 1 of this section, a manufacturer licensed under this section may use in any calendar year such wine- and brandy-making material produced or grown outside the state of Missouri in a quantity not exceeding fifteen percent of the manufacturer's wine entered into fermentation in the prior calendar year.

3. In any year when a natural disaster causes substantial loss to the Missouri crop of grapes, berries, other fruits, fruit products, honey or vegetables from which wines are made, the director of the department of agriculture shall determine the percent of loss and allow a certain additional percent, based on the prior calendar year's production of such products, to be purchased outside the state of Missouri to be used and offered for sale by Missouri wineries.

4. **Notwithstanding any other provision of section 311.373 to the contrary**, a manufacturer licensed under this section may purchase and sell bulk or packaged wines or brandies received from other manufacturers licensed under this section and may also purchase in bulk, bottle and sell to duly licensed wineries, wholesalers and retail dealers on any day except Sunday, and a manufacturer licensed under this section may offer samples of wine, may sell wine and brandy in its original package directly to consumers at the winery, and may open wine so purchased by customers so that it may be consumed on the winery premises on Monday through Saturday between 6:00 a.m. and midnight and on Sunday between 9:00 a.m. and 10:00 p.m."; and

Further amend said bill and page, Section 311.300, Lines 4-11, by deleting all of said lines and inserting in lieu thereof the following:

"2. In any place of business licensed in accordance with section 311.200, persons at least eighteen years of age may stock, arrange displays, operate the cash register or scanner connected to a cash register and accept payment for, ~~[and] sack, [for carryout]~~ **and carry out to the customer's vehicle**, intoxicating liquor. Delivery of intoxicating liquor away from the licensed business premises cannot be performed by anyone under the age of twenty-one years. Any licensee who employs any person under the age of twenty-one years, as authorized by this subsection, shall, when at least fifty percent of the licensee's gross sales does not consist of nonalcoholic sales, have an employee twenty-one years of age or older on the licensed premises during all hours of operation."; and

Further amend said bill and section, Page 2, Line 28, by inserting after all of said section and line the following:

"311.355. 1. Manufacturers of intoxicating liquor other than beer or wine shall be permitted to offer consumer cash rebate coupons as provided in this subsection:

(1) Consumer cash rebate coupons may be published or advertised by manufacturers in newspapers, magazines and other mass media;

(2) Coupon advertisements may list the amount of the cash rebate, but not the retail price of the intoxicating liquor after the rebate;

(3) Applications for cash rebates must be made directly from the consumer to the manufacturer, and not through retailers or wholesalers;

(4) Cash rebates must be made directly to consumers by manufacturers;

(5) Wholesalers and manufacturers may deliver cash rebate coupons to retailers, either for distribution at the point of sale or in connection with packaging.

2. Manufacturers of intoxicating liquor including beer and wine may offer coupons redeemable for nonalcoholic merchandise, except that such redeemable coupons must be made available without a purchase requirement to consumers at the point of sale, or by request through the mail, or at the retailer's cash register. Redeemable coupons may be published or advertised by manufacturers in newspapers, magazines and other mass

media. Advertisements must state that no purchase is required to obtain the nonalcoholic merchandise and provide information on the procedure to obtain such merchandise. The retail value of the nonalcoholic merchandise shall not be stated in the advertisement or on the product. Wholesalers and manufacturers may deliver these redeemable coupons at the point of sale or in connection with packaging.

3. A wholesaler shall not directly or indirectly fund the cost of any cash rebate coupon program allowed under this section.

4. Notwithstanding any other provision of law to the contrary, except for the provisions of subsection 6 of this section, retailers of intoxicating liquor:

(1) May offer any coupon, premium, prize, rebate, loyalty program, or discount of any type to consumers as an inducement to purchase nonalcoholic merchandise or intoxicating liquor;

(2) Who offer a loyalty program for intoxicating liquor purchases shall include all intoxicating liquors in the loyalty program and the rewards shall be applied at the same rate for all intoxicating liquor purchases; and

(3) May purchase, publish, or display advertisements of intoxicating liquors that list the amount of the rebate or discount and the retail price after the rebate or discount.

5. The retailer shall assume the cost of the sale or discounted price permitted under subsection 4 of this section. No manufacturer shall directly or indirectly fund the cost of any cash rebate coupon program or loyalty program allowed under this subsection.

6. No advertisement of intoxicating liquor or nonintoxicating beer authorized under subsection 4 of this section shall contain a price that is below the retailer's actual cost, including any combination of coupons, premiums, prizes, rebates, loyalty programs, or other discounts.

311.367. 1. The provisions of this section shall apply to all persons, firms, or corporations who own and operate more than one premises licensed to sell intoxicating liquor containing alcohol in excess of five percent by weight at retail.

2. Any person, firm, or corporation described in subsection 1 of this section, with the permission of the supervisor of liquor control, may designate one or more places in this state as a central warehouse to which intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, ordered and purchased by a person, firm, or corporation from licensed wholesalers in this state may be delivered by licensed wholesalers in this state and at which intoxicating liquors so owned by a person, firm, or corporation may be stored.

3. Any person, firm, or corporation described in subsection 1 of this section who owns and stores intoxicating liquors in a central warehouse may transfer all or any part of the intoxicating liquors, except beer and other intoxicating malt liquor due to the perishability and limited life span of beer and intoxicating malt liquor, so stored from the central warehouse in this state to any premises licensed to sell intoxicating liquors at retail which is owned and operated by the same person, firm, or corporation and which is located in the state.

311.373. All [malt beverages] intoxicating liquor purchased for resale in this state prior to being resold at retail shall physically come into the possession of a licensed wholesaler and be unloaded in and distributed from the licensed wholesaler's warehouse in this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

Representative Conway (104) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 2155, Page 2, Section 311.300, Line 28, by inserting immediately after said section and line the following:

"311.735. 1. There is hereby created in the state treasury the "Division of Alcohol and Tobacco Control Fund". The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, money in the fund shall be used solely by the division of alcohol and tobacco control for the administration, [of this chapter and

implementation, and enforcement of sections 311.010 to 311.880 and sections 407.925 to 407.934, and any duties under such [chapter and] sections relating to licensing, training, technical assistance, and regulations needed for administering, implementing, and enforcing such sections.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. Appropriation of funds by the general assembly from the fund shall be used to support the division of alcohol and tobacco control for the purposes provided under subsection 1 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (104), **House Amendment No. 2** was adopted.

On motion of Representative Schroer, **HB 2155, as amended**, was ordered perfected and printed.

HB 1397 and **HCS HB 2210** were placed on the Informal Calendar.

HCS HB 1999, relating to rate adjustments outside of general rate proceedings for certain public utilities, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HCS HB 1999** was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1999, Page 2, Section 386.266, Line 29, by deleting the phrase "**or sewer**"; and

Further amend said bill, page, and section, Line 32, by deleting the phrase "**or sewer**"; and

Further amend said bill, page, and section, Line 34, by deleting the phrase "**or sewer**"; and

Further amend said bill and section, Page 3, Line 82, by deleting the phrase "[or] water, **or sewer**" and inserting in lieu thereof the phrase "or water"; and

Further amend said bill and section, Page 4, Line 95, by inserting immediately after all of said section and line the following:

"393.358. 1. For purposes of this section, the following terms shall mean:

(1) "**Commission**", the Missouri public service commission established under section 386.040;

(2) "**Water corporation**", a corporation with more than one thousand Missouri retail customers that otherwise meets the definition of "water corporation" in section 386.020.

2. Water corporations shall develop a qualification process open to all contractors seeking to provide construction and construction-related services for planned infrastructure projects on the water corporation's distribution system. The water corporation shall specify qualification requirements and goals for contractors seeking to perform such work, including but not limited to experience, performance criteria, safety record and policies, technical expertise, scheduling needs and available resources, supplier diversity and insurance requirements. Contractors that meet the qualification requirements shall be eligible to participate in a competitive bidding process for providing construction and construction-related services for planned infrastructure projects on the water corporation's distribution system, and the contractor making the lowest

and best bid shall be awarded such contract. For contractors not qualifying through the competitive bid process, the water corporation, upon request from the contractor, shall provide information from the process in which the contractor can be informed as to how to be better positioned to qualify for such bid opportunities in the future. Nothing in this section shall be construed as requiring any water corporation to use third parties instead of its own employees to perform such work, to use the contractor qualification or competitive bidding process in the case of an emergency project, or to terminate any existing contract with a contractor prior to its expiration.

3. Within thirty days after the effective date of this section and with the filing of a general rate proceeding initiated by the water corporation, the water corporation shall file a statement with the commission confirming it has established a qualification process meeting the requirements of this section and that such process is used for no less than ten percent of the corporation's external expenditures for planned infrastructure projects on the water corporation's distribution system. The commission shall have the authority to verify the statements to ensure compliance with this section.

4. By December 31, 2020, the commission shall submit a report to the general assembly on the effects of this section, including water corporation compliance, the costs of performing planned infrastructure projects prior to the implementation of this section compared to after the implementation of this section, and any other information regarding the process established under this section that the commission deems necessary."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1999, Page 2, Section 386.266, Line 38, by deleting the word "**usage**." and inserting in lieu thereof the following:

"**usage, but not due to any revenue variation resulting from economic downturns, natural disasters, or any imprudence on behalf of the water or sewer corporation in calculating a previous rate adjustment under this subsection.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative McCreery offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1999, Page 2, Section 386.266, Line 33, by deleting the word "**equal**" and inserting in lieu thereof the word "**approach**"; and

Further amend said bill, page, and section, Line 38, by inserting after the word "**usage**." the following:

"**Provided that rate adjustments under this subsection shall not in the aggregate between general rate proceedings increase rate schedules by two percent.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Bondon, **HCS HB 1999, as amended**, was adopted.

On motion of Representative Bondon, **HCS HB 1999, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1261, relating to professional registration, was taken up by Representative Schroer.

On motion of Representative Schroer, **HCS HB 1261** was read the third time and passed by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Johnson	Justus	Kelley 127	Kelly 141	Knight
Lant	Lauer	Love	Lynch	Marshall
Mathews	McDaniel	Messenger	Morris 140	Muntzel
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Schroer
Shaul 113	Shull 16	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Carpenter	Conway 104	Corlew	Curtis
Ellebracht	Ellington	Harris	Hurst	Kidd
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Moon	Morgan	Morse 151
Mosley	Nichols	Pierson Jr	Pogue	Quade
Razer	Revis	Roberts	Rowland 29	Ruth
Shumake	Stevens 46	Unsicker		

PRESENT: 000

1830 *Journal of the House*

ABSENT WITH LEAVE: 031

Barnes 60	Butler	Conway 10	Cookson	Cross
Franklin	Franks Jr	Gray	Green	Higdon
Houx	Kendrick	Kolkmeyer	Korman	Lichtenegger
Matthiesen	McGaugh	Miller	Mitten	Neely
Newman	Peters	Rehder	Roden	Runions
Smith 85	Smith 163	Walker 74	Washington	Wessels
Wilson				

VACANCIES: 002

Representative Plocher declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 2286, relating to local log trucks, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HB 2286** was read the third time and passed by the following vote:

AYES: 120

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Black	Bondon	Brown 27	Brown 57	Burns
Carpenter	Chipman	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Lant
Lauer	Lavender	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Messenger	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 005

Bernskoetter	Burnett	Hurst	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 035

Bahr	Brattin	Butler	Christofanelli	Conway 10
Cookson	Cross	Franklin	Franks Jr	Gray
Green	Higdon	Houx	Kendrick	Kolkmeyer
Korman	Lichtenegger	Marshall	Matthiesen	McGaugh
Merideth 80	Miller	Mitten	Neely	Newman
Peters	Rehder	Roden	Runions	Smith 85
Smith 163	Walker 74	Washington	Wessels	Wilson

VACANCIES: 002

Representative Plocher declared the bill passed.

HB 2360, relating to public safety officer or employee survivor benefits, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 2360** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Lant
Lauer	Lavender	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wood

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

1832 *Journal of the House*

ABSENT WITH LEAVE: 032

Bahr	Butler	Conway 10	Cookson	Cross
Franklin	Franks Jr	Gray	Green	Higdon
Houx	Kendrick	Kolkmeyer	Korman	Lichtenegger
Matthiesen	McGaugh	Miller	Mitten	Neely
Newman	Peters	Rehder	Roden	Runions
Smith 85	Smith 163	Walker 74	Washington	Wessels
Wilson	Mr. Speaker			

VACANCIES: 002

Representative Plocher declared the bill passed.

HB 2117, relating to eye drops for newborn infants, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HB 2117** was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Lant	Lavender
Love	Lynch	Marshall	Mathews	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wood				

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 033

Bahr	Barnes 60	Butler	Conway 10	Cookson
Cross	Franklin	Franks Jr	Gray	Green
Haahr	Higdon	Kendrick	Kolkmeyer	Korman
Lauer	Lichtenegger	Matthiesen	McGaugh	Miller
Mitten	Neely	Newman	Peters	Rehder
Roden	Runions	Smith 85	Walker 74	Washington
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Plocher declared the bill passed.

Representative Rhoads assumed the Chair.

HCS HB 1591, relating to watercraft operation, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 1591** was read the third time and passed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gannon	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kidd	Knight	Lant
Lavender	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	

NOES: 004

Ellington	Marshall	Moon	Pogue
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PRESENT: 000

1834 *Journal of the House*

ABSENT WITH LEAVE: 033

Barnes 60	Butler	Conway 10	Cookson	Cross
Franklin	Franks Jr	Gray	Haahr	Higdon
Kelley 127	Kendrick	Kolkmeyer	Korman	Lauer
Lichtenegger	Matthiesen	McGaugh	Miller	Mitten
Neely	Newman	Peters	Rehder	Roden
Runions	Smith 85	Swan	Walker 74	Washington
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Rhoads declared the bill passed.

HB 2336 and **HCS HB 2129** were placed on the Informal Calendar.

HCS HB 1264, relating to certain civil actions, was taken up by Representative Schroer.

On motion of Representative Schroer, **HCS HB 1264** was read the third time and passed by the following vote:

AYES: 100

Adams	Alferman	Anderson	Andrews	Austin
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Burns	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Lant	Love	Lynch	Mathews	McDaniel
Meredith 71	Messenger	Morris 140	Morse 151	Pfautsch
Phillips	Pietzman	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood

NOES: 027

Anders	Arthur	Barnes 28	Beck	Brown 27
Burnett	Carpenter	Curtis	Ellington	Hurst
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Merideth 80	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Roberts
Stevens 46	Unsicker			

PRESENT: 000

ABSENT WITH LEAVE: 034

Bahr	Barnes 60	Butler	Conway 10	Cookson
Cross	Franklin	Franks Jr	Gray	Haahr
Higdon	Kendrick	Kolkmeyer	Korman	Lauer
Lichtenegger	Matthiesen	McGaugh	Miller	Mitten
Muntzel	Neely	Newman	Peters	Rehder
Roden	Runions	Schroer	Smith 85	Walker 74
Washington	Wessels	Wilson	Mr. Speaker	

VACANCIES: 002

Representative Rhoads declared the bill passed.

HB 1249, relating to municipal courts, was taken up by Representative Plocher.

On motion of Representative Plocher, **HB 1249** was read the third time and passed by the following vote:

AYES: 123

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Lant	Lavender
Love	Lynch	Marshall	Mathews	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
White	Wiemann	Wood		

NOES: 005

DeGroot	Hurst	Moon	Pogue	Reisch
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PRESENT: 000

ABSENT WITH LEAVE: 033

Bahr	Butler	Conway 10	Cookson	Cross
Ellington	Franklin	Franks Jr	Gray	Haahr
Higdon	Kendrick	Kolkmeyer	Korman	Lauer
Lichtenegger	Matthiesen	McGaugh	Miller	Mitten
Neely	Newman	Peters	Rehder	Roden
Runions	Shull 16	Smith 85	Walker 74	Washington
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Representative Rhoads declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 102 - Economic Development

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SS SCS SB 775 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SBs 627 & 925**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2302**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2370**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SS SB 666**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1524**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2209**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2706**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SB 660**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SB 840**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Haefner and Messenger

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2669**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Baringer, Berry, Davis, Evans, Gray, Johnson, Pfautsch and Ruth

Noes (2): Korman and Unsicker

Absent (4): Fitzwater, Grier, Lauer and Pierson Jr.

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:30 a.m., Wednesday, April 18, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 18, 2018, 8:30 AM, House Hearing Room 1.

Executive session will be held: SB 659, SS SCS SB 782

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20

Executive session will be held: HB 1986

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 2336

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2433, HB 2463, HB 2509, HB 2611

Executive session will be held: HB 2293

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2408

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

2nd quarter meeting..

JUDICIARY

Thursday, April 19, 2018, 8:15 AM, House Hearing Room 7.

Public hearing will be held: SB 780

Executive session will be held: SB 780

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Executive session will be held: HCS HB 1236, HB 1847, HB 1878, HCS HB 2324, HCS HB 2332, HCS HB 2354, HCS HB 2555, HCS SB 681, SB 757, SB 768, SCS SB 814, HCS SS SCS SBs 894 & 921, SCS SB 990

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 18, 2018, 12:15 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Executive session will be held: HCS SS SCS SB 547, SB 625, HCS SB 806, HCS SS SB 870, HB 2159, HB 2495, HB 2589

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Wednesday, April 18, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: SS#2 SCS SB 590

Executive session will be held: HB 1825, HB 2548, SB 695

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 7.

Executive session will be held: SCS SBs 999 & 1000, HCR 105, HCR 98

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 18, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, April 19, 2018, 8:00 AM, Room B-22, 201 West Capitol Ave; Jefferson City MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 5.

Executive session will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917

Executive session will be held: SS SB 705

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 18, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2017 - Fitzpatrick

HCS HB 2018 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HCB 14 - Reiboldt

HCB 15 - Frederick

HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2407 - Ruth

HB 2438 - Remole

HB 2460 - Vescovo

HB 1590 - Smith (163)

HB 2381 - Sommer

HB 2352 - Fraker

HB 1728 - Lant

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HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775, (Fiscal Review 4/17/18) - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SEVENTH DAY, WEDNESDAY, APRIL 18, 2018

The House met pursuant to adjournment.

Representative Evans in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 039

Alferman	Anders	Barnes 60	Basye	Beck
Bernskoetter	Black	Bondon	Brown 27	Burnett
Cookson	Curtman	DeGroot	Dinkins	Fraker
Francis	Gannon	Harris	Henderson	Houghton
Hurst	Justus	Korman	Lauer	Lichtenegger
May	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pogue	Redmon	Remole	Rowland 29
Taylor	Walsh	Washington	White	

NOES: 001

Curtis

PRESENT: 069

Anderson	Andrews	Austin	Bahr	Bangert
Barnes 28	Beard	Berry	Brown 57	Chipman
Christofanelli	Conway 10	Conway 104	Cross	Davis
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Franklin	Gregory	Grier	Haahr
Haefner	Helms	Hill	Houx	Johnson
Kendrick	Knight	Lant	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McDaniel	McGaugh
Merideth 80	Miller	Mitten	Morgan	Nichols
Pietzman	Pike	Quade	Razer	Reisch
Rhoads	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Tate	Trent
Vescovo	Walker 3	Wiemann	Mr. Speaker	

ABSENT WITH LEAVE: 052

Adams	Arthur	Baringer	Brattin	Burns
Butler	Carpenter	Corlew	Cornejo	Dogan
Ellington	Engler	Franks Jr	Frederick	Gray
Green	Hannegan	Hansen	Higdon	Kelley 127
Kelly 141	Kidd	Kolkmeier	Lavender	Marshall

1846 *Journal of the House*

McCreery	McGee	Meredith 71	Messenger	Moon
Mosley	Neely	Newman	Peters	Pierson Jr
Plocher	Rehder	Reiboldt	Revis	Roberts
Roden	Roeber	Smith 85	Spencer	Stephens 128
Stevens 46	Swan	Unsicker	Walker 74	Wessels
Wilson	Wood			

VACANCIES: 002

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If we hope for what we do not see, we wait for it with patience. (Romans 8:25)

O God, creator and preserver of the world, we commend to Your loving care and wide guidance the men and women who lead our state in these times of distraction and doubt. Support and strengthen them to make decisions that will lead our people in the ways of justice, by the roads of righteousness, and along the paths of peace.

We pray for all who serve under the glorious banner of our great state. Bless all that work in this great capitol and bring them peace and insight.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Charlie Korte.

The Journal of the fifty-sixth day was approved as corrected by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts

Roden	Roeber	Rone	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann			

NOES: 002

McDaniel Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Butler	Carpenter	Ellington	Evans	Gray
Green	Kelley 127	Kolkmeyer	Lynch	May
Messenger	Newman	Peters	Plocher	Ross
Smith 85	Spencer	Stephens 128	Walker 74	Wilson
Wood	Mr. Speaker			

VACANCIES: 002

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the second time:

HB 2015, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

On motion of Representative Cookson, **HCS HB 2129** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Haahr	Haefner	Hannegan	Hansen	Harris

1848 *Journal of the House*

Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kendrick
Kidd	Knight	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 005

Hurst	Marshall	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 011

Butler	Ellington	Grier	Kelly 141	Kolkmeyer
Newman	Peters	Smith 85	Walker 74	Washington
Wilson				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF SENATE BILLS

HCS SCS SB 623, relating to foreclosure proceeds, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HCS SCS SB 623** was agreed to.

On motion of Representative Plocher, **HCS SCS SB 623** was adopted.

On motion of Representative Plocher, **HCS SCS SB 623** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis

DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wood

NOES: 003

Ellington	McDaniel	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 013

Andrews	Butler	Ellebracht	Kelly 141	Newman
Peters	Shull 16	Smith 85	Swan	Walker 74
Wessels	Wilson	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

Speaker Richardson assumed the Chair.

HCS SB 569, relating to trusts, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HCS SB 569** was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for Senate Bill No. 569, Page 1, Section 456.006, Line 13, by inserting after all of said section and line the following:

"456.985. 1. Except as otherwise provided in the terms of an instrument creating or exercising a power of appointment, sections 456.970 to 456.1135 govern powers of appointment.

2. The terms of an instrument creating or exercising a power of appointment prevail over any provisions of sections 456.970 to 456.1135 except:

(1) **The requisites for the creation of a power of appointment under subsections 1 to 4 of section 456.990;**

(2) The transferability of a power of appointment by a powerholder under subsection 1 of section 456.995;

~~[(2)]~~ (3) The limitations on the authority of a donor to extend a general power of appointment beyond the death of a powerholder under subsection 3 of section 456.995;

~~[(3)]~~ (4) The power is exclusionary if the permissible appointees of a power of appointment are not defined and limited under subsection 3 of section 456.1005;

~~[(4)]~~ (5) The requisites for the exercise of a power of appointment under section 456.1015;

~~[(5)]~~ (6) The effect of an impermissible appointment under section 456.1045;

~~[(6)]~~ (7) A general power of appointment which is presently exercisable may be reached by the creditors of the powerholder or the powerholder's estate under section 456.1100.

456.1035. 1. A powerholder of a general power of appointment that permits appointment to the powerholder or the powerholder's estate may make any appointment, including an appointment in trust or creating a new power of appointment, that the powerholder could make in disposing of the powerholder's own property.

2. A powerholder of a general power of appointment that permits appointment only to the creditors of the powerholder or of the powerholder's estate may appoint only to those creditors.

3. The powerholder of a nongeneral power may:

(1) Make an appointment in any form, including an appointment in trust, in favor of a permissible appointee;

(2) Create a general power **or nongeneral power** in a permissible appointee; or

(3) Create a nongeneral power in any person to appoint to one or more of the permissible appointees of the original nongeneral power.

456.1080. As provided by sections 469.010 to ~~[469.210]~~ **469.120**, a powerholder may disclaim all or part of a power of appointment, and a permissible appointee, appointee, or taker in default of appointment may disclaim all or part of an interest in appointive property."; and

Further amend said bill, Page 2, Section 456.1-103, Lines 16-18, by deleting all of said lines and inserting in lieu thereof the following:

(7) **"Directed trust", any trust, including a split interest trust, in which the trust instrument authorizes a trust protector to instruct or direct the trustee or that charges a trust protector with any responsibilities regarding the trust or that grants the trust protector one or more powers over the trust;**"; and

Further amend said bill and section, Page 4, Line 96, by deleting all of said line and inserting in lieu thereof the following:

~~"[(29)]~~ (30) **"Trust protector", any person, group of persons, or entity not serving as a trustee and not the settlor or a beneficiary designated in a trust instrument to instruct or direct the trustee or charged in the trust instrument with any responsibilities regarding the trust or expressly granted in the trust instrument one or more powers over the trust. The term "trust protector" includes, but is not limited to, persons or entities identified in the trust instrument as trust advisors, trust directors, distribution advisors, or investment advisors;**

(31) "Trustee", includes an original, additional, and successor trustee, and a"; and

Further amend said bill and page, Section 456.4-414, Line 10, by inserting after all of said section and line the following:

"456.4-420. 1. If a trust instrument containing a no-contest clause is or has become irrevocable, an interested person may file a petition to the court for an interlocutory determination whether a particular motion, petition, or other claim for relief by the interested person would trigger application of the no-contest clause or would otherwise trigger a forfeiture that is enforceable under applicable law and public policy.

2. The petition described in subsection 1 of this section shall be verified under oath. The petition may be filed by an interested person either as a separate judicial proceeding, or brought with other claims for relief in a single judicial proceeding, all in the manner prescribed generally for such proceedings under this chapter. If a

petition is joined with other claims for relief, the court shall enter its order or judgment on the petition before proceeding any further with any other claim for relief joined therein. In ruling on such a petition, the court shall consider the text of the clause, the context to the terms of the trust instrument as a whole, and in the context of the verified factual allegations in the petition. No evidence beyond the pleadings and the trust instrument shall be taken except as required to resolve an ambiguity in the no-contest clause.

3. An order or judgment determining a petition described in subsection 1 of this section shall have the effect set forth in subsections 4 and 5 of this section, and shall be subject to appeal as with other final judgments. If the order disposes of fewer than all claims for relief in a judicial proceeding, that order is subject to interlocutory appeal in accordance with the applicable rules for taking such an appeal. If an interlocutory appeal is taken, the court may stay the pending judicial proceeding until final disposition of said appeal on such terms and conditions as the court deems reasonable and proper under the circumstances. A final ruling on the applicability of a no-contest clause shall not preclude any later filing and adjudication of other claims related to the trust.

4. An order or judgment, in whole or in part, on a petition described in subsection 1 of this section shall result in the no-contest clause being enforceable to the extent of the court's ruling, and shall govern application of the no-contest clause to the extent that the interested person then proceeds forward with the claims described therein. In the event such an interlocutory order or judgment is vacated, reversed, or otherwise modified on appeal, no interested person shall be prejudiced by any reliance, through action, inaction, or otherwise, on the order or judgment prior to final disposition of the appeal.

5. An order or judgment shall have effect only as to the specific trust terms and factual basis recited in the petition. If claims are later filed that are materially different than those upon which the order or judgment is based, then to the extent such new claims are raised, the party in whose favor the order or judgment was entered shall have no protection from enforcement of the no-contest clause otherwise afforded by the order and judgment entered under this section.

6. For purposes of this section, a "no-contest clause" shall mean a provision in a trust instrument purporting to rescind a donative transfer to, or a fiduciary appointment of, any person, or that otherwise effects a forfeiture of some or all of an interested person's beneficial interest in a trust estate as a result of some action taken by the beneficiary. This definition shall not be construed in any way as determining whether a no-contest clause is enforceable under applicable law and public policy in a particular factual situation. As used in this section, the term "no-contest clause" shall also mean an "in terrorem clause".

7. A no-contest clause is not enforceable against an interested person in, but not limited to, the following circumstances:

- (1) Filing a motion, petition, or other claim for relief objecting to the jurisdiction or venue of the court over a proceeding concerning a trust, or over any person joined, or attempted to be joined, in such a proceeding;
- (2) Filing a motion, petition, or other claim for relief concerning an accounting, report, or notice that has or should have been made by a trustee, provided the interested person otherwise has standing to do so under applicable law, including, but not limited to, section 456.6-603;
- (3) Filing a motion, petition, or other claim for relief under chapter 475 concerning the appointment of a guardian or conservator for the settlor;
- (4) Filing a motion, petition, or other claim for relief under chapter 404 concerning the settlor;
- (5) Disclosure to any person of information concerning a trust instrument or that is relevant to a proceeding before the court concerning the trust instrument or property of the trust estate, unless such disclosure is otherwise prohibited by law;
- (6) Filing a motion, pleading, or other claim for relief seeking approval of a nonjudicial settlement agreement concerning a trust instrument, as set forth in section 456.1-111;
- (7) **Filing a motion, pleading, or other claim for relief concerning a breach of trust by a trustee including, but not limited to, a claim under section 456.10-1001. For purposes of this subdivision, "breach of trust" means a trustee's violation of the terms of a trust instrument, a violation of the trustee's general fiduciary obligations, or a trustee's violation of a duty that equity imposes on a trustee;**
- (8) **Filing a motion, pleading, or other claim for relief concerning removal of a trustee including, but not limited to, a claim for removal under section 456.7-706; and**
- (9) To the extent a petition under subsection 1 of this section is limited to the procedure and purpose described therein.

8. In any proceeding brought under this section, the court may award costs, expenses, and attorneys' fees to any party, as provided in section 456.10-1004."; and

Further amend said bill, Pages 5-8, Section 456.8-808, Lines 1-116, by deleting all of said lines and inserting in lieu thereof the following:

"456.8-808. 1. While a trust is revocable, the trustee may follow a direction of the settlor that is contrary to the terms of the trust.

2. A trust instrument may provide for ~~the appointment of a trust protector. For purposes of this section, a "trust protector", whether referred to in the trust instrument by that name or by some other name, is a person, other than the settlor, a trustee, or a beneficiary, who is expressly granted in the trust instrument one or more powers over the trust]~~ **one or more persons, not then serving as a trustee and not the settlor or a beneficiary, to be given any powers over the trust as expressly granted in the trust instrument. Any such person may be identified and appointed as a trust protector or similar term. Whenever a trust instrument names, appoints, authorizes, or otherwise designates a trust protector, the trust shall be deemed a directed trust.**

3. A trust protector appointed in the trust instrument shall have only the powers granted to the trust protector by the express terms of the trust instrument, and a trust protector is only authorized to act within the scope of the authority expressly granted in the trust instrument. Without limiting the authority of the settlor to grant powers to a trust protector, the express powers that may be granted include, but are not limited to, the following:

- (1) Remove and appoint a trustee **or a trust protector** or name a successor trustee or trust protector;
- (2) Modify or amend the trust instrument to:
 - (a) Achieve favorable tax status or respond to changes in the Internal Revenue Code or state law, or the rulings and regulations under such code or law;
 - (b) Reflect legal changes that affect trust administration;
 - (c) Correct errors or ambiguities that might otherwise require court construction; or
 - (d) Correct a drafting error that defeats a grantor's intent;
- (3) Increase, decrease, modify, or restrict the interests of the beneficiary or beneficiaries of the trust;
- (4) Terminate the trust in favor of the beneficiary or beneficiaries of the trust;
- (5) Change the applicable law governing the trust and the trust situs; or
- (6) Such other powers as are expressly granted to the trust protector in the trust instrument.

4. Notwithstanding any provision in the trust instrument to the contrary, a trust protector shall have no power to modify a trust to:

(1) Remove a requirement from a trust created to meet the requirements of 42 U.S.C. Section 1396p(d)(4) to pay back a governmental entity for benefits provided to the permissible beneficiary of the trust at the death of that beneficiary; or

(2) Reduce or eliminate an income interest of the income beneficiary of any of the following types of trusts:

(a) A trust for which a marital deduction has been taken for federal tax purposes under Section 2056 or 2523 of the Internal Revenue Code or for state tax purposes under any comparable provision of applicable state law, during the life of the settlor's spouse;

(b) A charitable remainder trust under Section 664 of the Internal Revenue Code, during the life of the noncharitable beneficiary;

(c) A grantor retained annuity trust under Section 2702 of the Internal Revenue Code, during any period in which the settlor is a beneficiary; or

(d) A trust for which an election as a qualified Sub-Chapter S Trust under Section 1361(d) of the Internal Revenue Code is currently in place.

5. Except to the extent otherwise provided in a trust instrument specifically referring to this subsection, the trust protector shall not exercise a power in a way that would result in a taxable gift for federal gift tax purposes or cause the inclusion of any assets of the trust in the trust protector's gross estate for federal estate tax purposes.

6. Except to the extent otherwise provided in the trust instrument and in subsection 7 of this section, and notwithstanding any provision of sections 456.1-101 to 456.11-1106 to the contrary:

(1) A trust protector shall act in a fiduciary capacity in carrying out the powers granted to the trust protector in the trust instrument, and shall have such duties to the beneficiaries, the settlor, or the trust as set forth in the trust instrument, **provided that the trust instrument may provide that the trust protector shall act in a nonfiduciary capacity.** A trust protector is not a trustee, and is not liable or accountable as a trustee when performing or declining to perform the express powers given to the trust protector in the trust instrument. A trust protector is not liable for the acts or omissions of any fiduciary or beneficiary under the trust instrument;

(2) A trust protector is exonerated from any and all liability for the trust protector's acts or omissions, or arising from any exercise or nonexercise of the powers expressly conferred on the trust protector in the trust

instrument, unless it is established by a preponderance of the evidence that the acts or omissions of the trust protector were done or omitted in breach of the trust protector's duty, in bad faith or with reckless indifference;

(3) A trust protector is authorized to exercise the express powers granted in the trust instrument at any time and from time to time after the trust protector acquires knowledge of their appointment as trust protector and of the powers granted. **The trust protector may take any action, judicial or otherwise, necessary to carry out the duties given to the trust protector in the trust instrument;**

(4) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reasonable compensation, and reimbursement of the reasonable costs and expenses incurred, in determining whether to carry out, and in carrying out, the express powers given to the trust protector in the trust instrument;

(5) A trust protector is entitled to receive, from the assets of the trust for which the trust protector is acting, reimbursement of the reasonable costs and expenses, including attorney's fees, of defending any claim made against the trust protector arising from the acts or omissions of the trust protector acting in that capacity unless it is established by clear and convincing evidence that the trust protector was acting in bad faith or with reckless indifference; and

(6) The express powers granted in the trust instrument shall not be exercised by the trust protector for the trust protector's own personal benefit.

7. If a trust protector is granted a power in the trust instrument to direct, consent to, or disapprove a trustee's actual or proposed investment decision, distribution decision, or other decision of the trustee required to be performed under applicable trust law in carrying out the duties of the trustee in administering the trust, then only with respect to such power, excluding the powers identified in subsection 3 of this section, the trust protector shall have the same duties and liabilities as if serving as a trustee under the trust instrument **unless the trust instrument expressly provides otherwise. In carrying out any written directions given to the trustee by the trust protector concerning actual or proposed investment decisions, the trustee shall not be subject to the provisions of sections 469.900 to 469.913. For purposes of this subsection, "investment decisions" means, with respect to any investment, decisions to retain, purchase, sell, exchange, tender, or otherwise engage in transactions affecting the ownership of investments or rights therein and, with respect to nonpublicly traded investments, the valuation thereof.**

8. **Any trustee of a directed trust shall not be accountable under the law or equity for any act or omission of a trust protector and shall stand absolved from liability for executing the decisions or instructions from a trust protector or for monitoring the actions or inactions of a trust protector. A trustee shall take reasonable steps to facilitate the activity of a trust protector in a directed trust.** A trustee shall carry out the written directions given to the trustee by a trust protector acting within the scope of the powers expressly granted to the trust protector in the trust instrument. Except ~~[in cases of bad faith or reckless indifference on the part of the trustee, or]~~ as otherwise provided in the trust instrument, the trustee shall not be liable for any loss resulting directly or indirectly from any act taken or omitted as a result of the written direction of the trust protector or the failure of the trust protector to provide consent. Except as otherwise provided in the trust instrument, the trustee shall have no duty to monitor the conduct of the trust protector, provide advice to or consult with the trust protector, or communicate with or warn or apprise any beneficiary concerning instances in which the trustee would or might have exercised the trustee's own discretion in a manner different from the manner directed by the trust protector. **Except as otherwise provided in the trust instrument, any actions taken by the trustee at the trust protector's direction shall be deemed to be administrative actions taken by the trustee solely to allow the trustee to carry out the instructions of the trust protector and shall not be deemed to constitute an act by the trustee to monitor the trust protector or otherwise participate in actions within the scope of the trust protector's authority.**

9. Except to the extent otherwise expressly provided in the trust instrument, the trust protector shall be entitled to receive information regarding the administration of the trust as follows:

(1) Upon the request of the trust protector, unless unreasonable under the circumstances, the trustee shall promptly provide to the trust protector any and all information related to the trust that may relate to the exercise or nonexercise of a power expressly granted to the trust protector in the trust instrument. The trustee has no obligation to provide any information to the trust protector except to the extent a trust protector requests information under this section;

(2) The request of the trust protector for information under this section shall be with respect to a single trust that is sufficiently identified to enable the trustee to locate the records of the trust; and

(3) If the trustee is bound by any confidentiality restrictions with respect to an asset of a trust, a trust protector who requests information under this section about such asset shall agree to be bound by the confidentiality restrictions that bind the trustee before receiving such information from the trustee.

10. A trust protector may resign by giving thirty days' written notice to the trustee and any successor trust protector. A successor trust protector, if any, shall have all the powers expressly granted in the trust instrument to the resigning trust protector unless such powers are expressly modified for the successor trust protector.

11. A trust protector of a trust having its principal place of administration in this state submits personally to the jurisdiction of the courts of this state during any period that the principal place of administration of the trust is located in this state and the trust protector is serving in such capacity. **The trust instrument may also provide that a trust protector is subject to the personal jurisdiction of the courts of this state as a condition of appointment.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

On motion of Representative Fraker, **HCS SB 569, as amended**, was adopted.

On motion of Representative Fraker, **HCS SB 569, as amended**, was read the third time and passed by the following vote:

AYES: 151

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Curtis	Ellington	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 006

Newman
Wilson

Peters

Rone

Walker 74

Washington

VACANCIES: 002

Speaker Richardson declared the bill passed.

SS SCS SB 549, SS SCS SB 593 and SB 594 were placed on the Informal Calendar.

SB 573, relating to income tax deductions for military personnel, was taken up by Representative Davis.

On motion of Representative Davis, the title of **SB 573**, relating to the armed services, was agreed to.

Representative Davis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Bill No. 573, Page 1, The Title, Lines 2-3, by deleting the words "income tax deductions for military personnel" and inserting in lieu thereof the words "the armed services"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 1** was adopted.

Representative Henderson offered **House Amendment No. 2**.

House Amendment No. 2

AMEND Senate Bill No. 573, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"8.012. **1.** At all state buildings and upon the grounds thereof, the board of public buildings ~~may~~ **shall** accompany the display of the flag of the United States and the flag of this state with the display of the POW/MIA flag, which is designed to commemorate the service and sacrifice of the members of the Armed Forces of the United States who were prisoners of war or missing in action and with the display of the Honor and Remember flag as an official recognition and in honor of fallen members of the Armed Forces of the United States.

2. If a state building does not possess a POW/MIA flag, the board shall reach out to local veterans organizations to obtain a donated flag.

3. If the state building is unable to obtain a donated flag or if displaying the flag on the existing flagpole would in any circumstance be inconsistent with the provisions of the state of Missouri policy for display of national and state flags, the state building shall be exempt from this section."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting immediately after all of said section and line the following:

"253.048. 1. Within the state parks, the department ~~[may]~~ **shall** accompany the display of the flag of the United States and the flag of this state with the display of the MIA/POW flag, which is designed to commemorate the service and sacrifice of members of the Armed Forces of the United States who were prisoners of war or missing in action and with the display of the Honor and Remember flag as an official recognition and in honor of fallen members of the Armed Forces of the United States.

2. If a state park does not possess a POW/MIA flag, the department shall reach out to local veterans organizations to obtain a donated flag.

3. If the state park is unable to obtain a donated flag or if displaying the flag on the existing flagpole would in any circumstance be inconsistent with the provisions of the state of Missouri policy for display of national and state flags, the state park shall be exempt from this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Henderson, **House Amendment No. 2** was adopted.

Representative Dohrman offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Bill No. 573, Page 1, Section A, Line 2, by inserting after all of said line the following:

"30.750. As used in sections 30.750 to 30.765, the following terms mean:

(1) "Eligible agribusiness", a person engaged in the processing or adding of value to agricultural products produced in Missouri;

(2) "Eligible alternative energy consumer", an individual who wishes to borrow moneys for the purchase, installation, or construction of facilities or equipment related to the production of fuel or power primarily for the individual's own use from energy sources other than fossil fuels, including but not limited to solar, hydroelectric, wind, and qualified biomass;

(3) "Eligible alternative energy operation", a business enterprise engaged in the production of fuel or power from energy sources other than fossil fuels, including but not limited to solar, hydroelectric, wind, and qualified biomass. Such business enterprise shall conform to the characteristics of paragraphs (a), (b), and (d) of subdivision (6) of this section;

(4) "Eligible beginning farmer":

(a) For any beginning farmer who seeks to participate in the linked deposit program alone, a farmer who:

a. Is a Missouri resident;

b. Wishes to borrow for a farm operation located in Missouri;

c. Is at least eighteen years old; and

d. In the preceding five years has not owned, either directly or indirectly, farm land greater than fifty percent of the average size farm in the county where the proposed farm operation is located or farm land with an appraised value greater than four hundred fifty thousand dollars. A farmer who qualifies as an eligible farmer under this provision may utilize the proceeds of a linked deposit loan to purchase agricultural land, farm buildings, new and used farm equipment, livestock and working capital;

(b) For any beginning farmer who is participating in both the linked deposit program and the beginning farmer loan program administered by the Missouri agriculture and small business development authority, a farmer who:

a. Qualifies under the definition of a beginning farmer utilized for eligibility for federal tax-exempt financing, including the limitations on the use of loan proceeds; and

b. Meets all other requirements established by the Missouri agriculture and small business development authority;

(5) "Eligible facility borrower", a borrower qualified under section 30.860 to apply for a reduced-rate loan under sections 30.750 to 30.765;

(6) "Eligible farming operation", any person engaged in farming in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010 that has all of the following characteristics:

(a) Is headquartered in this state;

(b) Maintains offices, operating facilities, or farming operations and transacts business in this state;

(c) Employs less than ten employees;

- (d) Is organized for profit;
- (7) "Eligible governmental entity", any political subdivision of the state seeking to finance capital improvements, capital outlay, or other significant programs through an eligible lending institution;
- (8) "Eligible higher education institution", any approved public or private institution as defined in section 173.205;
- (9) "Eligible job enhancement business", a new, existing, or expanding firm operating in Missouri, or as a condition of accepting the linked deposit, will locate a facility or office in Missouri associated with said linked deposit, which employs ten or more employees in Missouri on a yearly average and which, as nearly as possible, is able to establish or retain at least one job in Missouri for each fifty thousand dollars received from a linked deposit loan except when the applicant can demonstrate significant costs for equipment, capital outlay, or capital improvements associated with the physical expansion, renovation, or modernization of a facility or equipment. In such cases, the maximum amount of the linked deposit shall not exceed fifty thousand dollars per job created or retained plus the initial cost of the physical expansion, renovation or capital outlay;
- (10) "Eligible lending institution", a financial institution that is eligible to make commercial or agricultural or student loans or discount or purchase such loans, is a public depository of state funds or obtains its funds through the issuance of obligations, either directly or through a related entity, eligible for the placement of state funds under the provisions of Section 15, Article IV, Constitution of Missouri, and agrees to participate in the linked deposit program;
- (11) "Eligible livestock operation", any person engaged in production of livestock or poultry in an authorized farm corporation, family farm, or family farm corporation as defined in section 350.010;
- (12) "Eligible locally owned business", any person seeking to establish a new firm, partnership, cooperative company, or corporation that shall retain at least fifty-one percent ownership by residents in a county in which the business is headquartered, that consists of the following characteristics:
 - (a) The county has a median population of twelve thousand five hundred or less; and
 - (b) The median income of residents in the county are equal to or less than the state median income; or
 - (c) The unemployment rate of the county is equal to or greater than the state's unemployment rate;
- (13) "Eligible marketing enterprise", a business enterprise operating in this state which is in the process of marketing its goods, products or services within or outside of this state or overseas, which marketing is designed to increase manufacturing, transportation, mining, communications, or other enterprises in this state, which has proposed its marketing plan and strategy to the department of economic development and which plan and strategy has been approved by the department for purposes of eligibility pursuant to sections 30.750 to 30.765. Such business enterprise shall conform to the characteristics of paragraphs (a), (b) and (d) of subdivision (6) of this section and also employ less than twenty-five employees;
- (14) "Eligible multitenant development enterprise", a new enterprise that develops multitenant space for targeted industries as determined by the department of economic development and approved by the department for the purposes of eligibility pursuant to sections 30.750 to 30.765;
- (15) "Eligible residential property developer", an individual who purchases and develops a residential structure of either two or four units, if such residential property developer uses and agrees to continue to use, for at least the five years immediately following the date of issuance of the linked deposit loan, one of the units as his principal residence or if such person's principal residence is located within one-half mile from the developed structure and such person agrees to maintain the principal residence within one-half mile of the developed structure for at least the five years immediately following the date of issuance of the linked deposit loan;
- (16) "Eligible residential property owner", a person, firm or corporation who purchases, develops or rehabilitates a multifamily residential structure;
- (17) "Eligible small business", a person engaged in an activity with the purpose of obtaining, directly or indirectly, a gain, benefit or advantage and which conforms to the characteristics of paragraphs (a), (b) and (d) of subdivision (6) of this section, and also employs less than one hundred employees **or a veteran-owned small business as defined in subdivision (19) of this section;**
- (18) "Eligible student borrower", any person attending, or the parent of a dependent undergraduate attending, an eligible higher education institution in Missouri who may or may not qualify for need-based student financial aid calculated by the federal analysis called Congressional Methodology Formula pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986);
- (19) **"Eligible veteran-owned small business", any business owned by an honorably discharged veteran and Missouri resident who has agreed to locate his or her business in Missouri for a minimum of three years and employs less than one hundred employees, a majority of whom are Missouri residents;**

(20) "Eligible water supply system", a water system which serves fewer than fifty thousand persons and which is owned and operated by:

(a) A public water supply district established pursuant to chapter 247; or

(b) A municipality or other political subdivision; or

(c) A water corporation; and which is certified by the department of natural resources in accordance with its rules and regulations to have suffered a significant decrease in its capacity to meet its service needs as a result of drought;

~~[(20)]~~ (21) "Farming", using or cultivating land for the production of agricultural crops, livestock or livestock products, forest products, poultry or poultry products, milk or dairy products, or fruit or other horticultural products;

~~[(24)]~~ (22) "Linked deposit", a certificate of deposit, or in the case of production credit associations, the subscription or purchase outright of obligations described in Section 15, Article IV, Constitution of Missouri, placed by the state treasurer with an eligible lending institution at rates otherwise provided by law in section 30.758, provided the institution agrees to lend the value of such deposit, according to the deposit agreement provided in sections 30.750 to 30.765, to eligible multitenant development enterprises, eligible small businesses, eligible alternative energy operations, eligible alternative energy consumers, eligible locally owned businesses, farming operations, eligible job enhancement businesses, eligible marketing enterprises, eligible residential property developers, eligible residential property owners, eligible governmental entities, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible student borrowers, eligible facility borrowers, or eligible water supply systems at below the present borrowing rate applicable to each multitenant development enterprise, small business, alternative energy operation, alternative energy consumer, farming operation, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, or supply system at the time of the deposit of state funds in the institution;

~~[(22)]~~ (23) "Market rate", the interest rate more specifically described in subsection 6 of section 30.260;

~~[(23)]~~ (24) "Professional forester", any individual who holds a bachelor of science degree in forestry from a regionally accredited college or university with a minimum of two years of professional forest management experience;

~~[(24)]~~ (25) "Qualified biomass", any agriculture-derived organic material or any wood-derived organic material harvested in accordance with a site-specific forest management plan focused on long-term forest sustainability developed by a professional forester and qualified, in consultation with the conservation commission, by the agriculture and small business development authority;

~~[(25)]~~ (26) "Water corporation", as such term is defined in section 386.020;

~~[(26)]~~ (27) "Water system", as such term is defined in section 386.020.

30.756. 1. An eligible lending institution that desires to receive a linked deposit shall accept and review applications for linked deposit loans from eligible multitenant enterprises, eligible farming operations, eligible alternative energy consumers, eligible alternative energy operations, eligible locally owned businesses, eligible small businesses, eligible job enhancement businesses, eligible marketing enterprises, eligible agribusinesses, eligible beginning farmers, eligible livestock operations, eligible residential property developers, eligible residential property owners, eligible governmental entities, eligible student borrowers, eligible facility borrowers, and eligible water supply systems. An eligible residential property owner shall certify on his or her loan application that the reduced rate loan will be used exclusively to purchase, develop or rehabilitate a multifamily residential property. The lending institution shall apply all usual lending standards to determine the creditworthiness of each eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entities, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system. No linked deposit loan made to any eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible livestock operation, eligible agribusiness, eligible beginning farmer, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible student borrower, eligible water supply system, or eligible small business shall exceed a dollar limit determined by the state treasurer in the state treasurer's best judgment, except as otherwise limited. Any link deposit loan made to an eligible facility borrower shall be in accordance with the loan amount and loan term requirements in section 30.860.

2. An eligible farming operation, small business or job enhancement business shall certify on its loan application that the reduced rate loan will be used exclusively for necessary production expenses or the expenses listed in subsection 2 of section 30.753 or the refinancing of an existing loan for production expenses or the expenses listed in subsection 2 of section 30.753 of an eligible farming operation, small business or job enhancement business. Whoever knowingly makes a false statement concerning such application is guilty of a class A misdemeanor. An eligible water supply system shall certify on its loan application that the reduced rate loan shall be used exclusively to pay the costs of upgrading or repairing an existing water system, constructing a new water system, or making other capital improvements to a water system which are necessary to improve the service capacity of the system.

3. In considering which eligible farming operations should receive reduced-rate loans, the eligible lending institution shall give priority to those farming operations which have suffered reduced yields due to drought or other natural disasters and for which the receipt of a reduced-rate loan will make a significant contribution to the continued operation of the recipient farming operation.

4. In considering which eligible small businesses should receive reduced-rate loans, the eligible lending institution shall give priority to those small businesses that are owned by veterans.

5. The eligible financial institution shall forward to the state treasurer a linked deposit loan package, in the form and manner as prescribed by the state treasurer. The package shall include such information as required by the state treasurer, including the amount of each loan requested. The institution shall certify that each applicant is an eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system, and shall, for each eligible multitenant development enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system, certify the present borrowing rate applicable.

~~[5-]~~ 6. The eligible lending institution shall be responsible for determining if a student borrower is an eligible student borrower. A student borrower shall be eligible for an initial or renewal reduced-rate loan only if, at the time of the application for the loan, the student is a citizen or permanent resident of the United States, a resident of the state of Missouri as defined by the coordinating board for higher education, is enrolled or has been accepted for enrollment in an eligible higher education institution, and establishes that the student has financial need. In considering which eligible student borrowers may receive reduced-rate loans, the eligible lending institution may give priority to those eligible student borrowers whose income, or whose family income, if the eligible student borrower is a dependent, is such that the eligible student borrower does not qualify for need-based student financial aid pursuant to 20 U.S.C. 1078, as amended (the Higher Education Amendments of 1986). The eligible lending institution shall require the eligible student borrower to document that the student has applied for and has obtained all need-based student financial aid for which the student is eligible prior to application for a reduced-rate loan pursuant to this section. In no case shall the combination of all financial aid awarded to any student in any particular enrollment period exceed the total cost of attendance at the institution in which the student is enrolled. No eligible lending institution shall charge any additional fees, including but not limited to an origination, service or insurance fee on any loan agreement under the provisions of sections 30.750 to 30.765.

~~[6-]~~ 7. The eligible lending institution making an initial loan to an eligible student borrower may make a renewal loan or loans to the student. The total of such reduced-rate loans from eligible lending institutions made pursuant to this section to any individual student shall not exceed the cumulative totals established by 20 U.S.C. 1078, as amended. An eligible student borrower shall certify on his or her loan application that the reduced-rate loan shall be used exclusively to pay the costs of tuition, incidental fees, books and academic supplies, room and board and other fees directly related to enrollment in an eligible higher education institution. The eligible lending institution shall make the loan payable to the eligible student borrower and the eligible higher education institution as co-payees. The method of repayment of the loan shall be the same as for repayment of loans made pursuant to sections 173.095 to 173.186.

~~[7-]~~ 8. Beginning August 28, 2005, in considering which eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible

residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system should receive reduced-rate loans, the eligible lending institution shall give priority to an eligible multitenant enterprise, eligible farming operation, eligible alternative energy operation, eligible alternative energy consumer, eligible locally owned business, eligible small business, eligible job enhancement business, eligible marketing enterprise, eligible residential property developer, eligible residential property owner, eligible governmental entity, eligible agribusiness, eligible beginning farmer, eligible livestock operation, eligible student borrower, eligible facility borrower, or eligible water supply system that has not previously received a reduced-rate loan through the linked deposit program. However, nothing shall prohibit an eligible lending institution from making a reduced-rate loan to any entity that previously has received such a loan, if such entity otherwise qualifies for such a reduced-rate loan."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"620.3250. 1. Any veteran who receives a small business loan through the state treasurer's linked deposit program set forth in sections 30.750 to 30.765 shall also be subject to the provisions of this section.

2. After receiving a loan from an eligible lending institution, as that term is defined in subdivision (10) of section 37.750, the owner of a veteran-owned small business shall complete a boots-to-business program that is approved by the department.

3. After receiving a loan from an eligible lending institution, as that term is defined in subdivision (10) of section 37.750, the owner of a veteran-owned small business will be assigned a mentor for the three hundred sixty five days following the date of approval. The owner shall meet with his or her mentor at least once every ninety days.

4. The department may adopt rules in establishing or approving boots-to-business programs under subsection 2 of this section and mentor programs under subsection 3 of this section.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dohrman, **House Amendment No. 3** was adopted.

Representative Lynch offered **House Amendment No. 4.**

House Amendment No. 4

AMEND Senate Bill No. 573, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"620.515. 1. This section shall be known and may be cited as the "Show-Me Heroes" program, the purpose of which is to:

(1) Assist the spouse of an active duty National Guard or reserve component service member reservist and active duty United States military personnel to address immediate needs and employment in an attempt to keep the family from falling into poverty while the primary income earner is on active duty, and during the ~~[one-year]~~ five-year period following discharge from deployment; and

(2) Assist returning National Guard troops or reserve component service member reservists and recently separated United States military personnel with finding work in situations where an individual needs to rebuild business clientele or where an individual's job has been eliminated while such individual was deployed, or where the individual otherwise cannot return to his or her previous employment.

2. Subject to appropriation, the department of economic development shall operate the Show-Me heroes program through existing programs. Eligibility for the program shall be based on the following criteria:

- (1) Eligible participants in the program shall be those families where:
 - (a) The primary income earner was called to active duty in defense of the United States for a period of more than four months;
 - (b) The family's primary income is no longer available;
 - (c) The family is experiencing significant hardship due to financial burdens; and
 - (d) The family has no outside resources available to assist with such hardships;
- (2) Services that may be provided to the family will be aimed at ameliorating the immediate crisis and providing a path for economic stability while the primary income is not available due to the active military commitment. Services shall be made available up to ~~[one-year]~~ **five years** following discharge from deployment. Services may include, but not be limited to the following:
 - (a) Financial assistance to families facing financial crisis from overdue bills;
 - (b) Help paying day care costs to pursue training and or employment;
 - (c) Help covering the costs of transportation to training and or employment;
 - (d) Vocational evaluation and vocational counseling to help the individual choose a visible employment goal;
 - (e) Vocational training to acquire or upgrade skills needed to be marketable in the workforce;
 - (f) Paid internships and subsidized employment to train on the job; and
 - (g) Job placement assistance for those who don't require skills training.
3. ~~[The department shall structure any contract such that payment will be based on delivering the services described in this section as well as performance to guarantee the greatest possible effectiveness of the program.]~~
4. The department shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lynch, **House Amendment No. 4** was adopted.

Representative Schroer offered **House Amendment No. 5**.

House Amendment No. 5

AMEND Senate Bill No. 573, Page 2, Section 143.175, Line 32, by inserting after all of said section and line the following:

"285.250. 1. A private, nonpublic employer may grant preference to a veteran in hiring and promoting employees.

2. A private, nonpublic employer may grant preference in hiring and promotion to a spouse of a disabled veteran who has a service-connected permanent and total disability or to a surviving spouse of a deceased veteran. For the purposes of this subsection, a "disabled veteran" means a person who has a compensable, service-connected disability as adjudicated by the United States Veterans Administration or by the retirement board of one of the branches of the armed forces.

3. Granting preference under subsections 1 and 2 of this section shall not violate any state equal employment opportunity law."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) assumed the Chair.

Representative Engler assumed the Chair.

Representative Franks Jr offered **House Amendment No. 1 to House Amendment No. 5.**

*House Amendment No. 1
to
House Amendment No. 5*

AMEND House Amendment No. 5 to Senate Bill No. 573, Page 1, Line 1, by inserting after the number "573," the following:

"Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"42.380. 1. This section shall be known and may cited as 'The Veterans' Bill of Rights'.

2. Veterans in this state have a right to:

(1) Receive assistance from a local veterans service officer in completing applications for state and federal benefits;

(2) Receive counseling from veterans service officers and receive information about compensation, pensions, education benefits, life insurance medical benefits, state benefits, and burial benefits;

(3) Preference in public employment as described in section 36.220;

(4) Be treated with dignity and respect and to receive accurate, courteous, and timely service; and

(5) Receive fair and equal treatment without regard to sex, race, religion, handicap, ethnicity, or national origin."; and

Further amend said bill,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 1 to House Amendment No. 5** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 127

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kendrick	Knight	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Ross	Rowland 155	Rowland 29	Runions

Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Unsicker	Vescovo	Walker 3	Washington	Wessels
White	Wood			

NOES: 012

Basye	Cross	Eggleston	Hurst	Marshall
Moon	Pogue	Reisch	Roeber	Trent
Walsh	Wiemann			

PRESENT: 000

ABSENT WITH LEAVE: 022

Anders	Austin	Barnes 60	Brattin	Brown 57
Chipman	Fraker	Kelley 127	Kelly 141	Kidd
Kolkmeier	Korman	Lauer	Newman	Peters
Phillips	Pierson Jr	Razer	Rone	Walker 74
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Schroer, **House Amendment No. 5, as amended**, was adopted.

Representative Lynch offered **House Amendment No. 6.**

House Amendment No. 6

AMEND Senate Bill No. 573, Page 1, Section A, Line 2, by inserting after all of said line the following:

"41.1010. 1. There is hereby established the "Missouri Military Preparedness and Enhancement Commission". The commission shall have as its purpose the design and implementation of measures intended to protect, retain, and enhance the present and future mission capabilities at the military posts or bases within the state. The commission shall consist of nine members:

- (1) Five members to be appointed by the governor;
- (2) Two members of the house of representatives, one appointed by the speaker of the house of representatives, and one appointed by the minority floor leader;
- (3) Two members of the senate, one appointed by the president pro tempore, and one appointed by the minority floor leader;
- (4) The director of the department of economic development or the director's designee, ex officio;
- (5) The chairman of the Missouri veterans' commission or the chairman's designee, ex officio.

No more than three of the five members appointed by the governor shall be of the same political party. To be eligible for appointment by the governor, a person shall have demonstrated experience in economic development, the defense industry, military installation operation, environmental issues, finance, local government, or the use of air space for future military missions. Appointed members of the commission shall serve three-year terms, except that of the initial appointments made by the governor, two shall be for one-year terms, two shall be for two-year terms, and one shall be for a three-year term. No appointed member of the commission shall serve more than six years total. A vacancy occurs if a legislative member leaves office for any reason. Any vacancy on the commission shall be filled in the same manner as the original appointment.

2. Members of the commission shall be reimbursed for the actual and necessary expenses incurred in the discharge of the member's official duties.

3. A chair of the commission shall be selected by the members of the commission.

4. The commission shall meet at least quarterly and at such other times as the chair deems necessary.

5. The commission shall be funded by an appropriation limited to that purpose. Any expenditure constituting more than ten percent of the commission's annual appropriation shall be based on a competitive bid process.

6. The commission shall:

(1) Advise the governor and the general assembly on military issues and economic and industrial development related to military issues;

(2) Make recommendations regarding:

(a) Developing policies and plans to support the long-term viability and prosperity of the military, active and retiree, and civilian military employees, in this state, including promoting strategic regional alliances that may extend over state lines;

(b) Developing methods to improve private and public employment opportunities for former members of the military and their families residing in this state; and

(c) Developing methods to assist defense-dependent communities in the design and execution of programs that enhance a community's relationship with military installations and defense-related businesses;

(3) Provide information to communities, the general assembly, the state's congressional delegation, and state agencies regarding federal actions affecting military installations and missions;

(4) Serve as a clearinghouse for:

(a) Defense economic adjustment and transition information and activities; and

(b) Information concerning the following:

a. Issues related to the operating costs, missions, and strategic value of federal military installations located in the state;

b. Employment issues for communities that depend on defense bases and in defense-related businesses; and

c. Defense strategies and incentive programs that other states are using to maintain, expand, and attract new defense contractors;

(5) Provide assistance to communities that have experienced a defense-related closure or realignment;

(6) Assist communities in the design and execution of programs that enhance a community's relationship with military installations and defense-related businesses, including regional alliances that may extend over state lines;

(7) Assist communities in the retention and recruiting of defense-related businesses, including fostering strategic regional alliances that may extend over state lines;

(8) Prepare a biennial strategic plan that:

(a) Fosters the enhancement of military value of the contributions of Missouri military installations to national defense strategies;

(b) Considers all current and anticipated base realignment and closure criteria; and

(c) Develops strategies to protect the state's existing military missions and positions the state to be competitive for new and expanded military missions;

(9) Encourage economic development in this state by fostering the development of industries related to defense affairs.

7. The commission shall evaluate and approve or reject, as it deems necessary, all applications presented to it for grants of funding through the department of economic development's Missouri military community reinvestment grant program, as authorized in section 620.3300. The commission shall develop procedures with the department of economic development that will govern its consideration of all applications.

8. The commission shall prepare and present an annual report to the governor and the general assembly by December thirty-first of each year.

~~[8-]~~ 9. The department of economic development shall furnish administrative support and staff for the effective operation of the commission."; and

Further amend said bill, Page 2, Section 143.175, Line 32, by inserting after all of said line the following:

"620.3300. 1. This section shall be known and may be cited as the "Missouri Military Community Reinvestment Program Act".

2. As used in this section, the following terms shall mean:

(1) "Commission", the Missouri military preparedness and enhancement commission authorized under section 41.1010;

(2) "Community-based organization", a Missouri corporation in good standing with the state that is organized under chapter 355 and which has as its primary or substantial purposes the support and sustainment of a military installation or installations;

(3) "Department", the department of economic development;

(4) "Eligible applicant", any community-based organization or local government located in a military community;

(5) "Grantee", the recipient of a Missouri military community reinvestment program grant;

(6) "Local government", any Missouri county, city, town, or village;

(7) "Military community", any county, city, town, or village or defined combination thereof that is heavily dependent on military employment and economic activity provided by a military installation;

(8) "Military installation", a facility subject to the custody, jurisdiction, or administration of any United States Department of Defense component. This term includes, but is not limited to, military reservations, installations, bases, posts, camps, stations, arsenals, vessels or ships, or laboratories where the Department of Defense or a component thereof has operation responsibility for facility security and defense;

(9) "Program", the Missouri military community reinvestment program created by this section.

3. There is hereby established the Missouri military community reinvestment program in the department of economic development. Its purpose shall be to assist military communities in supporting and sustaining their installations, to encourage the communities to initiate coordinated response programs and action plans in advance of future federal government realignment and closure decisions, and to support community efforts to attract new or expanded military missions.

4. (1) There is hereby created in the state treasury the "Missouri Military Community Reinvestment Grant Program Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. The amount in such fund shall not exceed three hundred thousand dollars. Moneys in the fund in excess of three hundred thousand dollars shall be invested by the state treasurer and any income therefrom shall be deposited to the credit of the general revenue fund.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

5. The department shall implement the program as provided in this section. The department and the commission shall invite public comments on how the program should be administered and shall jointly develop and establish procedures for the solicitation, evaluation, and approval of grant applications received from eligible applicants.

6. The department shall evaluate each application and make recommendations to the commission, which shall have the authority to approve or reject any application so recommended. Upon approval by the commission, the department shall administer grant awards, including the tracking and monitoring of grantee administration of the grant funds and whether grantees have achieved the goals set forth in their grant applications.

7. Grants provided by this program shall not exceed three hundred thousand dollars per year. The eligible amount for grants shall include the following match requirements:

(1) For an eligible applicant in operation for five or more years, one dollar of state grant funds may be provided for every one dollar of funds provided or raised by the eligible applicant, including the value of in-kind services, supplies, or equipment; or

(2) For an eligible applicant in operation for fewer than five years, two dollars of state grant funds may be provided for every one dollar of funds provided or raised by the eligible applicant, including the value of in-kind services, supplies, or equipment.

8. Applications for grants under this section shall include a coordinated program of work or a plan of action delineating how the project shall be administered and accomplished, which shall include a plan for ensuring close cooperation between civilian and military authorities in the conduct of the funded activities and a plan for public involvement. Uses for the grants may include, but are not limited to, the following activities:

(1) Developing and implementing public-to-public partnerships with military installations, including agreements that reduce installation costs and increase funding available for mission performance;

(2) Developing local or regional marketing plans, techniques, and activities, including those that communicate the nature and value of military installations and military service;

(3) Implementing programs to assist with diversification of the economy of the military installation community by increasing nondefense economic development and employment;

(4) Performing in-depth research and analysis regarding local or regional employment, housing, infrastructure, education, healthcare, and other factors that affect the attractiveness of the community for future military investments;

(5) Leading or participating in programs or activities to develop or improve the quality of life in military communities, including the areas of education, transportation, health care, and infrastructure development and transportation; and

(6) Developing plans for the reuse of closed or realigned military installations or facilities, including any plans necessary for infrastructure improvements needed to facilitate related marketing activities.

9. The department may promulgate rules to assist in the implementation of the provisions of this section, including rules on behalf of the commission, if necessary. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lynch, **House Amendment No. 6** was adopted.

On motion of Representative Davis, **SB 573, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Knight	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85

Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 018

Austin	Barnes 60	Brattin	Ellington	Evans
Kelley 127	Kidd	Kolkmeyer	Lauer	Mitten
Newman	Peters	Phillips	Pierson Jr	Rhoads
Smith 163	Walker 74	Wilson		

VACANCIES: 002

Representative Engler declared the bill passed.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2210, relating to elementary and secondary education, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HCS HB 2210** was agreed to.

HCS HB 2210 was laid over.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Andrews	Austin	Basye
Bondon	Brown 27	Butler	Curtman	Engler
Fraker	Francis	Franks Jr	Gannon	Green
Hansen	Hurst	Justus	Kelly 141	Kidd
Lant	Lauer	Lichtenegger	Morse 151	Pfautsch
Pike	Pogue	Redmon	Reiboldt	Remole
Roeber	Taylor	Walsh	White	

1868 *Journal of the House*

NOES: 000

PRESENT: 061

Anderson	Baringer	Beard	Berry	Black
Brown 57	Burnett	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Davis	Dohrman
Eggleston	Evans	Fitzwater	Franklin	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Higdon	Hill	Houghton	Houx	Johnson
Knight	Love	Lynch	Mathews	McCann Beatty
McDaniel	McGaugh	Meredith 71	Miller	Morgan
Nichols	Revis	Rhoads	Roden	Rone
Ross	Rowland 155	Runions	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Stacy	Tate
Trent	Vescovo	Walker 3	Wiemann	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 066

Adams	Arthur	Bahr	Bangert	Barnes 60
Barnes 28	Beck	Bernskoetter	Brattin	Burns
Carpenter	Conway 10	Cookson	Curtis	DeGroot
Dinkins	Dogan	Ellebracht	Ellington	Fitzpatrick
Frederick	Gray	Harris	Henderson	Kelley 127
Kendrick	Kolkmeier	Korman	Lavender	Marshall
Matthiesen	May	McCreery	McGee	Merideth 80
Messenger	Mitten	Moon	Morris 140	Mosley
Muntzel	Neely	Newman	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Quade	Razer
Rehder	Reisch	Roberts	Rowland 29	Schroer
Shull 16	Smith 85	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wessels
Wilson				

VACANCIES: 002

THIRD READING OF HOUSE BILLS

HCS HB 1611, relating to statutes of limitations, was taken up by Representative Trent.

On motion of Representative Trent, **HCS HB 1611** was read the third time and passed by the following vote:

AYES: 083

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelly 141	Lant
Lauer	Lichtenegger	Love	Lynch	Mathews

McGaugh	Miller	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 047

Adams	Anders	Arthur	Baringer	Barnes 60
Barnes 28	Beard	Beck	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Conway 104
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Higdon	Hurst	Kendrick	Kidd
Lavender	Marshall	May	McCann Beatty	McCreery
McDaniel	Meredith 71	Mitten	Moon	Morgan
Nichols	Pierson Jr	Pogue	Quade	Razer
Revis	Rowland 29	Runions	Ruth	Stevens 46
Unsicker	Walker 3			

PRESENT: 000

ABSENT WITH LEAVE: 031

Bangert	Cookson	Cross	Curtis	DeGroot
Gannon	Kelley 127	Knight	Kolkmeyer	Korman
Matthiesen	McGee	Merideth 80	Messenger	Morris 140
Mosley	Newman	Peters	Phillips	Plocher
Rhoads	Roberts	Schroer	Shull 16	Smith 85
Stephens 128	Swan	Walker 74	Washington	Wessels
Wilson				

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2119, relating to punitive damages, was taken up by Representative Mathews.

Representative Lynch assumed the Chair.

On motion of Representative Mathews, **HCS HB 2119** was read the third time and passed by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson

1870 *Journal of the House*

Hill	Houghton	Houx	Johnson	Justus
Kelly 141	Knight	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Muntzel	Pfautsch
Phillips	Pietzman	Pike	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 052

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Cookson	Ellebracht	Ellington	Franks Jr	Gray
Green	Harris	Higdon	Hurst	Kendrick
Kidd	Lavender	Marshall	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Nichols
Pierson Jr	Pogue	Quade	Razer	Reisch
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 3			

PRESENT: 000

ABSENT WITH LEAVE: 017

Curtis	DeGroot	Engler	Kelley 127	Kolkmeier
Korman	McGee	Neely	Newman	Peters
Plocher	Shull 16	Smith 85	Walker 74	Washington
Wessels	Wilson			

VACANCIES: 002

Representative Lynch declared the bill passed.

HCS HB 2140, relating to public contracts for purchasing supplies, was taken up by Representative Haefner.

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater

Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Lant	Lichtenegger	Love	Lynch	Marshall
Matthiesen	McDaniel	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Vescovo	Walker 3	Walsh	White	Wiemann
Wood				

NOES: 038

Adams	Anders	Bangert	Baringer	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker		

PRESENT: 000

ABSENT WITH LEAVE: 032

Arthur	Austin	Barnes 28	Beard	Chipman
Cookson	Cross	DeGroot	Engler	Gannon
Hansen	Higdon	Kelley 127	Kolkmeier	Korman
Lauer	Mathews	McGee	Miller	Neely
Newman	Peters	Phillips	Pietzman	Shull 16
Smith 85	Trent	Walker 74	Washington	Wessels
Wilson	Mr. Speaker			

VACANCIES: 002

On motion of Representative Haefner, **HCS HB 2140** was read the third time and passed by the following vote:

AYES: 084

Anders	Anderson	Andrews	Bahr	Bangert
Baringer	Barnes 60	Basye	Bernskoetter	Berry
Black	Bondon	Brown 57	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Haefner
Hannegan	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kidd	Knight	Lant
Lichtenegger	Love	Lynch	Matthiesen	McGaugh
Merideth 80	Messenger	Miller	Morris 140	Morse 151

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Muntzel	Pfautsch	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shumake	Sommer
Spencer	Swan	Tate	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wood	

NOES: 051

Adams	Alferman	Arthur	Barnes 28	Beck
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Curtis	Curtman	Ellington	Fitzpatrick
Franks Jr	Gray	Green	Harris	Hill
Hurst	Kelly 141	Kendrick	Lavender	Marshall
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Rehder
Revis	Roberts	Roeber	Rowland 29	Smith 163
Stacy	Stephens 128	Stevens 46	Taylor	Unsicker
White				

PRESENT: 000

ABSENT WITH LEAVE: 026

Austin	Beard	Chipman	Cookson	DeGroot
Engler	Gannon	Hansen	Higdon	Kelley 127
Kolkmeyer	Korman	Lauer	Mathews	Neely
Newman	Peters	Phillips	Pietzman	Shull 16
Smith 85	Walker 74	Washington	Wessels	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

COMMITTEE REPORTS

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1399**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (1): Beard

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1648**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall and Roberts

Noes (2): Toalson Reisch and White

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2366**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2159**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory, Haahr, Houx, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2495**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory, Haahr, Houx, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Present (1): Bondon

Absent (2): Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2589**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Gregory, Haahr, Houx, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Present (1): Bondon

Absent (2): Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 547**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Curtis, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 625**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (0)

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 806**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (0)

Absent (3): Bondon, Rhoads and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rone, Shumake and Wessels

Noes (0)

Absent (3): Bondon, Rhoads and Shull (16)

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1289 - Fiscal Review
HCS HB 1885 - Fiscal Review
HCS HB 1999 - Fiscal Review
HB 2015 - Budget

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

HCS SB 806 - Fiscal Review

**CONFERENCE COMMITTEE REPORT
ON
SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1291**

The Conference Committee appointed on Senate Substitute for Senate Committee Substitute for House Bill No. 1291, with Senate Substitute Amendment No. 1 for Senate Amendment No. 2, and Senate Amendment No. 3, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Substitute for Senate Committee Substitute for House Bill No. 1291, as amended;
2. That the House recede from its position on House Bill No. 1291;
3. That the attached Conference Committee Substitute for Senate Substitute for Senate Committee Substitute for House Bill No. 1291 be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Representative Mike Henderson
/s/ Representative Cheri Toalson Reisch
/s/ Representative Nate Walker
/s/ Representative Joe Adams
Representative Ingrid Burnett

FOR THE SENATE:

/s/ Senator Gary Romine
/s/ Senator Dan Hegeman
/s/ Senator Bob Onder
Senator Scott Sifton
/s/ Senator Gina Walsh

REFERRAL OF CONFERENCE COMMITTEE REPORTS

The following Conference Committee Report was referred to the Committee indicated:

CCR SS SCS HB 1291, as amended - Fiscal Review

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, April 19, 2018.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Fifty-sixth Day, Tuesday, April 17, 2018, Page 1810, Line 21, by inserting immediately after said line the following:

“INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 2015, introduced by Representative Fitzpatrick, to appropriate money for supplemental purposes for the expenses, grants and distributions of the Department of Economic Development to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2018.”

COMMITTEE HEARINGS

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20

Executive session will be held: HB 1986

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2657, SCS SB 769

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 2336

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Second quarter meeting.

JUDICIARY

Thursday, April 19, 2018, 8:15 AM, House Hearing Room 7.
Public hearing will be held: SB 780
Executive session will be held: SB 780
Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HCS HB 2353, HCS HB 2496, SS#5 SB 564, HCS SB 743, SCS SB 862, SCS SB 892
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Thursday, April 19, 2018, 9:00 AM, House Hearing Room 7.
Executive session will be held: SCS SBs 999 & 1000, HCR 105, HCR 98
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, April 19, 2018, 9:00 AM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
PLEASE NOTE ONE (1) HOUR DELAY from previous notice. This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.
CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 23, 2018, 2:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.
Executive session may be held on any matter referred to the committee.
This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

HOUSE CALENDAR

FIFTY-EIGHTH DAY, THURSDAY, APRIL 19, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2017 - Fitzpatrick
HCS HB 2018 - Fitzpatrick

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton
HCB 14 - Reiboldt
HCB 15 - Frederick
HCB 23 - Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)

HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli

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HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HBs 2523 & 2524 - Gregory

HCS HB 1289, (Fiscal Review 4/18/18) - Engler

HCS HB 1542 - Morris (140)

HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer

HCS HB 1999, (Fiscal Review 4/18/18) - Bondon

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 2336, (Fiscal Review 4/10/18) - Tate

SENATE BILLS FOR THIRD READING

HCS SS SB 608 - Rhoads

SB 626 - Kidd

SB 708 - Fitzpatrick

HCS SS SCS SB 775, (Fiscal Review 4/17/18) - Fitzpatrick

HCS SS SCS SB 826, E.C. - Ross

SCS SB 644 - Brattin

HCS SCS SB 718 - Rhoads

SB 625 - Miller

HCS SS SCS SB 547 - Houghton

HCS SS SB 870 - Alferman

HCS SB 806, (Fiscal Review 4/18/18) - Neely

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

SS SCS SB 549 - Rehder

SS SCS SB 593 - Shull (16)

SB 594 - Engler

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, (Fiscal Review 4/18/18) - Henderson

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)

HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-EIGHTH DAY, THURSDAY, APRIL 19, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Know ye that the Lord he is God: it is he that hath made us, and not we ourselves; we are his people, and the sheep of his pasture. (Psalm 100:3)

Almighty God, we bow in reverence and humility before You, praying for ourselves, for our state, and for unity among us.

Grant to us worthy intelligence and willingness to use these gifts for the welfare of all our people and the well-being of the state. Teach our people the futility of violence, the foolishness of prejudice and bitterness. Under the guidance of Your spirit, lead us into the ways of understanding and cooperation, peace and humility.

Cleanse and purify our hearts, and prepare us for the coming of the better day of Your kingdom, when we shall all live together in truth and beauty.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Nicklaus Thomas.

The Journal of the fifty-seventh day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (3): Rowland (29), Wiemann and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS SS SCS SB 775**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Alferman, Anderson, Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker and Wessels

Noes (0)

Absent (4): Conway (104), Rowland (29), Wiemann and Wood

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2017, relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2017** was agreed to.

On motion of Representative Fitzpatrick, **HCS HB 2017** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2017** was ordered perfected and printed.

HCS HB 2018, relating to appropriations for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2018** was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2018, Page 4, Section 18.035, Line 1, by deleting "18.035" and inserting "18.075"; and

Further amend said bill, said page, said section, Line 3, by deleting "of" and inserting "related to"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2018, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2018, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 2336, relating to criminal offenses, was taken up by Representative Tate.

On motion of Representative Tate, **HB 2336** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wood	

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Hansen	Mathews	Neely	Newman
Peters	Rowland 29	Smith 85	Swan	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HBs 2523 & 2524, relating to the sunshine law, was taken up by Representative Gregory.

On motion of Representative Gregory, **HCS HBs 2523 & 2524** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 28	Bernskoetter	Mathews	McGee	Newman
Peters	Roeber	Rowland 29	Smith 85	Swan
Walker 74	Washington	Wilson		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1289 was placed on the Informal Calendar.

Representative Haahr suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 043

Alferman	Anders	Andrews	Bangert	Basye
Black	Bondon	Brattin	Brown 27	Butler
Cookson	Curtman	DeGroot	Dinkins	Dogan
Engler	Fraker	Francis	Gannon	Hannegan
Hansen	Harris	Henderson	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Lant	Lichtenegger
Morris 140	Morse 151	Muntzel	Pfausch	Phillips
Pogue	Redmon	Reiboldt	Remole	Roeber
Taylor	Walsh	White		

NOES: 006

Beck	Ellington	Franks Jr	Merideth 80	Quade
Spencer				

PRESENT: 090

Adams	Anderson	Arthur	Austin	Bahr
Barnes 28	Beard	Berry	Brown 57	Burnett
Christofanelli	Conway 10	Conway 104	Cornejo	Cross
Davis	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Franklin	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Helms
Higdon	Hill	Houghton	Houx	Johnson
Kendrick	Knight	Kolkmeier	Lauer	Lavender
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pietzman	Pike	Plocher
Razer	Rehder	Reisch	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Tate	Trent	Unsicker	Vescovo
Walker 3	Wessels	Wiemann	Wood	Mr. Speaker

ABSENT WITH LEAVE: 022

Baringer	Barnes 60	Bernskoetter	Burns	Carpenter
Chipman	Corlew	Curtis	Ellebracht	Korman
Mathews	May	Miller	Neely	Newman
Peters	Rowland 29	Smith 85	Swan	Walker 74
Washington	Wilson			

VACANCIES: 002

HCS HB 1542, relating to pharmacy benefits managers, was taken up by Representative Morris (140).

On motion of Representative Morris (140), **HCS HB 1542** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Taylor
Trent	Unsicker	Walker 3	Walsh	Wessels
White	Wiemann	Wood		

NOES: 007

Carpenter	Conway 10	Curtis	DeGroot	Dogan
Evans	Pogue			

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Houghton	Mathews	Miller	Mitten
Newman	Peters	Plocher	Rowland 29	Smith 85
Swan	Vescovo	Walker 74	Washington	Wilson
Mr. Speaker				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1885 was placed on the Informal Calendar.

HCS HB 1915, relating to consumer protection, was taken up by Representative Roden.

On motion of Representative Roden, **HCS HB 1915** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dohrman
Ellebracht	Ellington	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Walker 3
Walsh	Wessels	White	Wiemann	Wood

NOES: 008

Christofanelli	Corlew	Eggleston	Evans	Hurst
Marshall	Moon	Pogue		

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Cookson	Curtman	Dogan	Houghton
Mathews	Mitten	Newman	Peters	Plocher
Rowland 29	Smith 85	Tate	Vescovo	Walker 74
Washington	Wilson	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 2155, relating to the transfer of intoxicating liquor, was taken up by Representative Schroer.

Representative Fitzwater assumed the Chair.

On motion of Representative Schroer, **HB 2155** was read the third time and passed by the following vote:

AYES: 117

Anderson	Arthur	Austin	Bahr	Bangert
Baringer	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Matthiesen	McCann Beatty	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pietzman	Pike	Redmon
Reiboldt	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	Wiemann
Wood	Mr. Speaker			

NOES: 030

Adams	Alferman	Andrews	Brown 27	Burnett
Curtis	Eggleston	Ellebracht	Ellington	Evans
Hannegan	Hurst	Kendrick	Korman	Lavender
Marshall	May	McCreery	McGee	Moon
Morgan	Morse 151	Pierson Jr	Pogue	Quade
Razer	Reisch	Remole	Stevens 46	White

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Barnes 60	Cookson	Houghton	Mathews
Newman	Peters	Plocher	Rehder	Runions
Smith 85	Walker 74	Washington	Wilson	

VACANCIES: 002

Representative Fitzwater declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2449 - Utilities
HB 2565 - Elementary and Secondary Education
HB 2705 - Elementary and Secondary Education

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 568 - Local Government
SB 687 - Elementary and Secondary Education
SB 706 - Conservation and Natural Resources
SS SCS SB 843 - Special Committee on Government Oversight
SS SCS SB 890 - Special Committee to Improve the Care and Well-being of Young People
SB 891 - Special Committee on Small Business
SS SCS SB 966 - Judiciary
SS SCS SB 1023 - Judiciary
SS#2 SCS SB 1050 - Transportation

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **SB 850**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Cookson, Franklin, Justus, Moon, Neely, Ruth, Stacy and Unsicker

Noes (0)

Absent (2): Gannon and Walker (74)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 659**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Engler, Harris, Houx, Love, Meredith (71), Phillips, Remole, Revis and Taylor

Noes (0)

Absent (2): Beard and Pierson Jr.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SS SCS SB 782**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Engler, Harris, Houx, Love, Phillips, Remole and Taylor

Noes (2): Meredith (71) and Revis

Absent (2): Beard and Pierson Jr.

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1924**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber and Schroer

Noes (1): McCreery

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 693**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 909**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber and Schroer

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (2): Arthur and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 951**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber and Schroer

Noes (0)

Absent (2): Arthur and Taylor

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2293**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Arthur, Haefner, Morris (140), Pfautsch, Stevens (46) and Wiemann

Noes (2): Frederick and Smith (163)

Present (1): Stephens (128)

Absent (2): Messenger and Walker (74)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1331**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 800**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **SCS SBs 946 & 947**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

1894 *Journal of the House*

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 98**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (5): Brown (27), Cookson, Gannon, Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **SCS SBs 999 & 1000**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Bangert, Barnes (28), Franklin, Hannegan, Justus, Matthiesen and Spencer

Noes (0)

Absent (6): Brown (27), Cookson, Gannon, Miller, Nichols and Tate

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 683**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Cornejo, Hurst, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Kolkmeier and May

Mr. Speaker: Your Committee on Transportation, to which was referred **SS SCS SB 707**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Cornejo, Hurst, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Kolkmeier and May

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **SS SB 705**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Berry, Bondon, Fraker, Francis, Kidd, Miller, Plocher and Roberts

Noes (3): DeGroot, McCreery and McDaniel

Absent (2): Anders and Pierson Jr.

Mr. Speaker: Your Committee on Utilities, to which was referred **SB 727**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, Miller, Plocher and Roberts

Noes (1): McDaniel

Absent (2): Anders and Pierson Jr.

Mr. Speaker: Your Committee on Utilities, to which was referred **SCS SB 917**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Berry, Bondon, DeGroot, Fraker, Francis, Kidd, Miller and Plocher

Noes (3): McCreery, McDaniel and Roberts

Absent (2): Anders and Pierson Jr.

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (2): Carpenter and Runions

Absent (4): Austin, Barnes (60), Corlew and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1847**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

1896 *Journal of the House*

Ayes (10): Berry, Carpenter, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Corlew and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1878**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (4): Austin, Barnes (60), Corlew and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2324**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2332**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2354**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2496**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2555**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS#5 SB 564**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Corlew, Evans, Roeber, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (5): Austin, Barnes (60), Carpenter, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 681**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SB 743**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 757**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 768**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 814**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 862**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 892**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Berry, Corlew, Engler, Evans, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (4): Austin, Barnes (60), Carpenter and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SBs 894 & 921**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Berry, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber and Wiemann

Noes (3): Carpenter, Runions and Unsicker

Absent (3): Austin, Barnes (60) and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 990**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Barnes (60) and Sommer

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 655** entitled:

An act to repeal sections 556.036 and 556.037, RSMo, and to enact in lieu thereof two new sections relating to statutes of limitation for certain offenses against a child, with penalty provisions.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 4:00 p.m., Monday, April 23, 2018.

COMMITTEE HEARINGS

BUDGET

Tuesday, April 24, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HB 2015

Executive session will be held: HB 2015, HB 1804

Executive session may be held on any matter referred to the committee.

Public testimony on recent proposed changes by the Budget Committee to the Legal Expense Fund.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 24, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SCS SB 953, SS SCS SB 752, SS SCS SB 652, HB 2624

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, April 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: SB 687

Executive session will be held: SS SCS SBs 603, 576 & 898

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 2657, SCS SB 769

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, April 23, 2018, 2:00 PM, House Hearing Room 4.

Executive session will be held: HCS HB 1289, HCS HB 1999, HCS SB 806

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, April 24, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 4.

Executive session will be held: SS SB 597

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, April 30, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Second quarter meeting.

JUDICIARY

Tuesday, April 24, 2018, 5:00 PM or upon afternoon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: SS SCS SB 1023, SS SCS SB 966, HCR 86, HB 1720, HB 1848,
HB 1970

Executive session will be held: SB 780

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, April 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session will be held: HCS HB 2209, HCS HB 2545, HB 2706, HB 2669,

HCS SB 660, SB 683, SS SB 705, HCS SS SCS SB 707, HCS SB 727, SB 840,
HCS SCS SB 917

Executive session may be held on any matter referred to the committee.

Adding HCS SCS SB 917

AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, April 25, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 6.

Public hearing will be held: SB 891

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, April 23, 2018, 1:00 PM, House Hearing Room 7.

Executive session will be held: SCS SB 672

Executive session may be held on any matter referred to the committee.

Removed SB 890.

AMENDED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 23, 2018, 2:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 24, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

WAYS AND MEANS

Monday, April 23, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 4.

Executive session will be held: HB 1964, HB 2620

Executive session may be held on any matter referred to the committee.

Removed HB 2227.

AMENDED

HOUSE CALENDAR

FIFTY-NINTH DAY, MONDAY, APRIL 23, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton
HCB 14 - Reiboldt
HCB 15 - Frederick
HCB 23 – Dogan

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)

HB 1454 - May
HCS HB 1554 - Neely
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2632 - Dinkins
HB 2607 - Knight
HCS HB 2259 - Lichtenegger
HB 2644 - Rowland (29)
HB 2538 - Pietzman
HB 2499 - Hansen
HCS HB 2234 - Rehder
HCS HB 1444 - Eggleston
HCS HB 1722 - Moon
HB 2211 - Kidd
HB 2421 - Pfautsch
HB 2159 - Hurst
HCS HB 2125 - Helms
HB 1977 - Redmon
HB 2232 - Ross
HCS HB 2233 - Ross
HB 2409 - Fraker
HCS HB 2295 - Helms
HB 2334 - Shaul (113)
HCS HB 2335 - Black
HCS HB 2180 - Kolkmeyer
HB 2184 - Bondon
HCS HB 1929 - Corlew
HB 1837 - Rhoads
HCS HB 2411 - Pike
HB 2453 - Austin
HB 2590 - Gregory
HB 1811 - Smith (85)
HCS HB 2397 - Dogan

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

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HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan
HCS HB 1857 - Shaul (113)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HB 1397 - Shaul (113)
HCS HB 2210 – Christofanelli

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 96 - Conway (104)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HCS HB 1999, (Fiscal Review 4/18/18) - Bondon

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1289, (Fiscal Review 4/18/18) - Engler
HCS HB 1885, (Fiscal Review 4/18/18) - Bahr

SENATE BILLS FOR SECOND READING

SB 655

SENATE BILLS FOR THIRD READING

HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick
HCS SS SCS SB 775 - Fitzpatrick
HCS SS SCS SB 826, E.C. - Ross
SCS SB 644 - Brattin
HCS SCS SB 718 - Rhoads
SB 625 - Miller
HCS SS SCS SB 547 - Houghton
HCS SS SB 870 - Alferman
HCS SB 806, (Fiscal Review 4/18/18) - Neely

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler

BILLS IN CONFERENCE

CCR SS SCS HB 1291, as amended, (Fiscal Review 4/18/18) - Henderson

HOUSE RESOLUTIONS

HR 4878 - Shaul (113)
HR 5237 - Fraker

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-FIRST DAY, MONDAY, APRIL 9, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Rick Brattin.

Our good and gracious Heavenly Father, we come before You today humbly seeking after Your guidance and Your unchanging truth to call all in the chamber to live out a life of faith, holiness, and righteousness in accordance with Your holy word, not giving lip service to faith but living out our faith in action.

As John, the apostle of love, wrote in 1 John 2:3-4: *Now by this we know that we know Him, if we keep His commandments. He who says, "I know Him," and does not keep His commandments, is a liar, and the truth is not in him.*

We are indeed a state and a people in whom "God we trust," a people in full submission to Your authority and to Your moral absolutes. Help each person here to be bold and courageous and to do what is right according to God regardless the cost!

In Your son Jesus Christ's name we pray.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Jordyn Cassaday and Camden Cassaday.

The Journal of the fiftieth day was approved as printed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill

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Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morse 151	Mosley	Muntzel	Neely
Nichols	Peters	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Ellington

PRESENT: 001

Lichtenegger

ABSENT WITH LEAVE: 016

Black	Conway 10	Cross	Curtis	Curtman
Green	May	McGee	Morris 140	Newman
Rehder	Roeber	Rowland 29	Smith 85	Spencer
Washington				

VACANCIES: 002

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Haefner, Morgan, Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1419**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Haefner, Morgan, Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2255**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Conway (104), Haefner, Morgan, Smith (163), Wessels, Wiemann and Wood

Noes (1): Unsicker

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SB 592**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Conway (104), Haefner, Morgan, Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (6): Alferman, Anderson, Fraker, Morris (140), Rowland (29) and Swan

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 2337 & 2272, relating to insurance companies, was taken up by Representative Stephens (128).

On motion of Representative Stephens (128), **HCS HBs 2337 & 2272** was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Houghton	Houx	Justus	Kelley 127	Kendrick
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stephens 128	Stevens 46	Swan

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Tate	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood				

NOES: 029

Anderson	Bahr	Berry	Brattin	Chipman
Christofanelli	Curtman	Ellington	Fitzpatrick	Grier
Hannegan	Hill	Hurst	Johnson	Kelly 141
Kidd	Marshall	McDaniel	McGaugh	Moon
Pietzman	Pogue	Rehder	Ross	Smith 163
Stacy	Taylor	Trent	Wilson	

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 010

Barnes 60	Cross	Gray	Green	Morris 140
Newman	Peters	Rowland 29	Smith 85	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 1296, relating to victim impact programs for driving while intoxicated offenders, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HB 1296** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morse 151	Mosley	Muntzel

Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 012

Barnes 60	Carpenter	Cross	Gannon	Gray
Green	Morris 140	Newman	Peters	Rowland 29
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2255, relating to the science, technology, engineering and mathematics (STEM) initiative, was taken up by Representative Korman.

On motion of Representative Korman, **HCS HB 2255** was read the third time and passed by the following vote:

AYES: 139

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151

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Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	

NOES: 008

Burnett	Hurst	Marshall	Moon	Pogue
Quade	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 014

Alferman	Barnes 60	Brown 57	Cornejo	Cross
Fraker	Gray	Green	Kelly 141	Newman
Peters	Rowland 29	Smith 85	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1499, relating to long-acting reversible contraceptives, was taken up by Representative Dogan.

On motion of Representative Dogan, **HB 1499** was read the third time and passed by the following vote:

AYES: 133

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder

Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walker 74	Walsh	Washington
Wessels	Wiemann	Wood		

NOES: 010

Bahr	Brown 57	Curtman	Higdon	Hill
Marshall	McDaniel	Pogue	Stacy	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Barnes 60	Cornejo	Cross	DeGroot
Fraker	Gray	Green	Kelley 127	McCann Beatty
Newman	Peters	Roden	Rowland 29	Smith 85
Vescovo	White	Mr. Speaker		

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 2231, relating to land surveyors, was taken up by Representative Ross.

On motion of Representative Ross, **HB 2231** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt

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Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 002

Burnett	Higdon
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PRESENT: 000

ABSENT WITH LEAVE: 012

Chipman	Cookson	Cross	Gray	Green
McCann Beatty	Mitten	Newman	Peters	Rowland 29
Smith 85	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1419, relating to occupations and professions, was taken up by Representative Haefner.

On motion of Representative Haefner, **HB 1419** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Rone	Ross	Rowland 155

Runions	Ruth	Schroer	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Marshall	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Cross	Engler	Gray	Green
Helms	Higdon	Neely	Newman	Peters
Roden	Roeber	Rowland 29	Shaul 113	Smith 85
White				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1275, relating to the establishment of a work-study program, was taken up by Representative Kendrick.

On motion of Representative Kendrick, **HB 1275** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone

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Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 007

Chipman	Curtis	Hurst	Marshall	McDaniel
Moon	Pogue			

PRESENT: 000

ABSENT WITH LEAVE: 009

Berry	Brattin	Cross	Gray	Higdon
Newman	Peters	Rowland 29	Smith 85	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1629, relating to the licensure of psychologists, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1629** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer

Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 003

Marshall	McDaniel	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Berry	Brown 57	Chipman	Cookson
Cross	Gray	Higdon	Justus	Newman
Peters	Roden	Rowland 29	Smith 85	Mr. Speaker

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 1252, relating to low-dose mammography screening, was taken up by Representative Plocher.

On motion of Representative Plocher, **HB 1252** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46

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Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Marshall	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Berry	Chipman	Cookson	Cornejo
Cross	Franks Jr	Gray	Higdon	Newman
Peters	Rowland 29	Smith 85	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HB 2562, relating to treatment courts, was taken up by Representative Austin.

On motion of Representative Austin, **HB 2562** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Berry	Cookson	Cross	Gray	Higdon
Newman	Peters	Reisch	Rone	Rowland 29
Smith 85				

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1261 and **HCS HB 2540** were placed on the Informal Calendar.

Speaker Richardson assumed the Chair.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 2286, relating to local log trucks, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HB 2286** was agreed to.

Representative Baringer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2286, Page 9, Section 301.010, Line 297, by inserting immediately after said section and line the following:

"301.140. 1. Upon the transfer of ownership of any motor vehicle or trailer, the certificate of registration and the right to use the number plates shall expire and the number plates shall be removed by the owner at the time of the transfer of possession, and it shall be unlawful for any person other than the person to whom such number plates were originally issued to have the same in his or her possession whether in use or not, unless such possession is solely for charitable purposes; except that the buyer of a motor vehicle or trailer who trades in a motor vehicle or trailer may attach the license plates from the traded-in motor vehicle or trailer to the newly purchased motor vehicle or trailer. The operation of a motor vehicle with such transferred plates shall be lawful for no more than thirty days, or no more than ninety days if the dealer is selling the motor vehicle under the provisions of section 301.213. As used in this subsection, the term "trade-in motor vehicle or trailer" shall include any single motor vehicle or trailer sold by the buyer of the newly purchased vehicle or trailer, as long as the license plates for the trade-in motor vehicle or trailer are still valid.

2. In the case of a transfer of ownership the original owner may register another motor vehicle under the same number, upon the payment of a fee of two dollars, if the motor vehicle is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that originally registered. When such motor vehicle is of greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is prescribed, applicant shall pay a transfer fee of two dollars and a pro rata portion for the difference in fees. When such vehicle is of less horsepower, gross weight or (in case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, applicant shall not be entitled to a refund.

3. License plates may be transferred from a motor vehicle which will no longer be operated to a newly purchased motor vehicle by the owner of such vehicles. The owner shall pay a transfer fee of two dollars if the newly purchased vehicle is of horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, not in excess of that of the vehicle which will no longer be operated. When the newly purchased motor vehicle is of greater horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a greater fee is prescribed, the applicant shall pay a transfer fee of two dollars and a pro rata portion of the difference in fees. When the newly purchased vehicle is of less horsepower, gross weight or (in the case of a passenger-carrying commercial motor vehicle) seating capacity, for which a lesser fee is prescribed, the applicant shall not be entitled to a refund.

4. The director of the department of revenue shall have authority to produce or allow others to produce a weather resistant, nontearing temporary permit authorizing the operation of a motor vehicle or trailer by a buyer for not more than thirty days, or no more than ninety days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, from the date of purchase. The temporary permit authorized under this section may be purchased by the purchaser of a motor vehicle or trailer from the central office of the department of revenue or from an authorized agent of the department of revenue upon proof of purchase of a motor vehicle or trailer for which the buyer has no registration plate available for transfer and upon proof of financial responsibility, or from a motor vehicle dealer upon purchase of a motor vehicle or trailer for which the buyer has no registration plate available for transfer, or from a motor vehicle dealer upon purchase of a motor vehicle or trailer for which the buyer has registered and is awaiting receipt of registration plates. The director of the department of revenue or a producer authorized by the director of the department of revenue may make temporary permits available to registered dealers in this state, authorized agents of the department of revenue or the department of revenue. The price paid by a motor vehicle dealer, an authorized agent of the department of revenue or the department of revenue for a temporary permit shall not exceed five dollars for each permit. The director of the department of revenue shall direct motor vehicle dealers and authorized agents to obtain temporary permits from an authorized producer. Amounts received by the director of the department of revenue for temporary permits shall constitute state revenue; however, amounts received by an authorized producer other than the director of the department of revenue shall not constitute state revenue and any amounts received by motor vehicle dealers or authorized agents for temporary permits purchased from a producer other than the director of the department of revenue shall not constitute state revenue. In no event shall revenues from the general revenue fund or any other state fund be utilized to compensate motor vehicle dealers or other producers for their role in producing temporary permits as authorized under this section. Amounts that do not constitute state revenue under this section shall also not constitute fees for registration or certificates of title to be collected by the director of the department of revenue under section 301.190. No motor vehicle dealer, authorized agent or the department of revenue shall charge more than five dollars for each permit issued. The permit shall be valid for a period of thirty days, or no more than ninety days if issued by a dealer selling the motor vehicle under the provisions of section 301.213, from the date of purchase of a motor vehicle or trailer, or from the date of sale of the motor vehicle or trailer by a motor vehicle dealer for which the purchaser obtains a permit as set out above. No permit shall be issued for a vehicle under this section unless the buyer shows proof of financial responsibility. Each temporary permit issued shall be securely fastened to the back or rear of the motor vehicle in a manner and place on the motor vehicle consistent with registration plates so that all parts and qualities of the temporary permit thereof shall be plainly and clearly visible, reasonably clean and are not impaired in any way.

5. The permit shall be issued on a form prescribed by the director of the department of revenue and issued only for the applicant's temporary operation of the motor vehicle or trailer purchased to enable the applicant to temporarily operate the motor vehicle while proper title and registration plates are being obtained, or while awaiting receipt of registration plates, and shall be displayed on no other motor vehicle. Temporary permits issued pursuant to this section shall not be transferable or renewable, ~~and~~ shall not be valid upon issuance of proper registration plates for the motor vehicle or trailer, **and shall be returned to the department or to the department's agent upon the issuance of such proper registration plates. Any temporary permit returned to the department or to the department's agent shall be immediately destroyed. The provisions of this subsection shall not apply to temporary permits issued for commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight.** The director of the department of revenue shall determine the size, material, design, numbering configuration, construction, and color of the permit. The director of the department of revenue, at his or her discretion, shall have the authority to reissue, and thereby extend the use of, a temporary permit previously and legally issued for a motor vehicle or trailer while proper title and registration are being obtained.

6. Every motor vehicle dealer that issues temporary permits shall keep, for inspection by proper officers, an accurate record of each permit issued by recording the permit number, the motor vehicle dealer's number, buyer's name and address, the motor vehicle's year, make, and manufacturer's vehicle identification number, and the permit's

date of issuance and expiration date. Upon the issuance of a temporary permit by either the central office of the department of revenue, a motor vehicle dealer or an authorized agent of the department of revenue, the director of the department of revenue shall make the information associated with the issued temporary permit immediately available to the law enforcement community of the state of Missouri.

7. Upon the transfer of ownership of any currently registered motor vehicle wherein the owner cannot transfer the license plates due to a change of motor vehicle category, the owner may surrender the license plates issued to the motor vehicle and receive credit for any unused portion of the original registration fee against the registration fee of another motor vehicle. Such credit shall be granted based upon the date the license plates are surrendered. No refunds shall be made on the unused portion of any license plates surrendered for such credit.

8. The provisions of subsections 4, 5, and 6 of this section shall expire July 1, 2019.

9. An additional temporary license plate produced in a manner and of materials determined by the director to be the most cost-effective means of production with a configuration that matches an existing or newly issued plate may be purchased by a motor vehicle owner to be placed in the interior of the vehicle's rear window such that the driver's view out of the rear window is not obstructed and the plate configuration is clearly visible from the outside of the vehicle to serve as the visible plate when a bicycle rack or other item obstructs the view of the actual plate. Such temporary plate is only authorized for use when the matching actual plate is affixed to the vehicle in the manner prescribed in subsection 5 of section 301.130. The fee charged for the temporary plate shall be equal to the fee charged for a temporary permit issued under subsection 4 of this section. Replacement temporary plates authorized in this subsection may be issued as needed upon the payment of a fee equal to the fee charged for a temporary permit under subsection 4 of this section. The newly produced third plate may only be used on the vehicle with the matching plate, and the additional plate shall be clearly recognizable as a third plate and only used for the purpose specified in this subsection.

10. Notwithstanding the provisions of section 301.217, the director may issue a temporary permit to an individual who possesses a salvage motor vehicle which requires an inspection under subsection 9 of section 301.190. The operation of a salvage motor vehicle for which the permit has been issued shall be limited to the most direct route from the residence, maintenance, or storage facility of the individual in possession of such motor vehicle to the nearest authorized inspection facility and return to the originating location. Notwithstanding any other requirements for the issuance of a temporary permit under this section, an individual obtaining a temporary permit for the purpose of operating a motor vehicle to and from an examination facility as prescribed in this subsection shall also purchase the required motor vehicle examination form which is required to be completed for an examination under subsection 9 of section 301.190 and provide satisfactory evidence that such vehicle has passed a motor vehicle safety inspection for such vehicle as required in section 307.350.

11. The director of the department of revenue may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2012, shall be invalid and void.

12. The repeal and reenactment of this section shall become effective on the date the department of revenue or a producer authorized by the director of the department of revenue begins producing temporary permits described in subsection 4 of such section, or on July 1, 2013, whichever occurs first. If the director of revenue or a producer authorized by the director of the department of revenue begins producing temporary permits prior to July 1, 2013, the director of the department of revenue shall notify the revisor of statutes of such fact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

On motion of Representative Baringer, **House Amendment No. 1** was adopted.

On motion of Representative Kelly (141), **HB 2286, as amended**, was ordered perfected and printed.

HB 2360, relating to the public safety officer or employee survivor grant program, was taken up by Representative Redmon.

On motion of Representative Redmon, the title of **HB 2360**, relating to public safety officer or employee survivor benefits, was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2360, Page 4, Section 173.260, Line 103, by inserting after all of said line the following:

"287.243. 1. This section shall be known and may be cited as the "Line of Duty Compensation Act".

2. As used in this section, unless otherwise provided, the following words shall mean:

(1) "Air ambulance pilot", a person certified as an air ambulance pilot in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to air ambulances adopted by the department of health and senior services [~~division of regulation and licensure, 19 CSR 30 40.005, et seq.~~];

(2) "Air ambulance registered professional nurse", a person licensed as a registered professional nurse in accordance with sections 335.011 to 335.096 and corresponding regulations adopted by the state board of nursing, 20 CSR 2200-4, et seq., who provides registered professional nursing services as a flight nurse in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and the corresponding regulations applicable to such programs;

(3) **"Air ambulance registered respiratory therapist", a person licensed as a registered respiratory therapist in accordance with sections 334.800 to 334.930 and corresponding regulations adopted by the state board for respiratory care, who provides respiratory therapy services in conjunction with an air ambulance program that is certified in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

~~[(3)]~~ (4) "Child", any natural, illegitimate, adopted, or posthumous child or stepchild of a deceased [~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~] **public safety officer** who, at the time of the [~~law enforcement officer's, emergency medical technician's, air ambulance pilot's, air ambulance registered professional nurse's, or firefighter's~~] **public safety officer's** fatality is:

(a) Eighteen years of age or under;

(b) Over eighteen years of age and a student, as defined in 5 U.S.C. Section 8101; or

(c) Over eighteen years of age and incapable of self-support because of physical or mental disability;

~~[(4)]~~ (5) "Emergency medical technician", a person licensed in emergency medical care in accordance with standards prescribed by sections 190.001 to 190.245 and by rules adopted by the department of health and senior services under sections 190.001 to 190.245;

~~[(5)]~~ (6) "Firefighter", any person, including a volunteer firefighter, employed by the state or a local governmental entity as an employer defined under subsection 1 of section 287.030, or otherwise serving as a member or officer of a fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims;

(7) **"Flight crew member", an individual engaged in flight responsibilities with an air ambulance licensed in accordance with sections 190.001 to 190.245 and corresponding regulations applicable to such programs;**

~~[(6)]~~ (8) "Killed in the line of duty", when any person defined in this section loses his or her life when:

(a) Death is caused by an accident or the willful act of violence of another;

(b) The [~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~] **public safety officer** is in the active performance of his or her duties in his or her respective profession and there is a relationship between the accident or commission of the act of violence and the performance of the duty, even if the individual is off duty; the [~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter~~] **public safety officer** is traveling to or from employment; or the [~~law enforcement officer, emergency medical technician, air ambulance~~

~~pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** is taking any meal break or other break which takes place while that individual is on duty;

- (c) Death is the natural and probable consequence of the injury; and
- (d) Death occurs within three hundred weeks from the date the injury was received.

The term excludes death resulting from the willful misconduct or intoxication of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**. The division of workers' compensation shall have the burden of proving such willful misconduct or intoxication;

~~[(7)]~~ (9) "Law enforcement officer", any person employed by the state or a local governmental entity as a police officer, peace officer certified under chapter 590, or serving as an auxiliary police officer or in some like position involving the enforcement of the law and protection of the public interest at the risk of that person's life;

~~[(8)]~~ (10) "Local governmental entity", includes counties, municipalities, townships, board or other political subdivision, cities under special charter, or under the commission form of government, fire protection districts, ambulance districts, and municipal corporations;

(11) "Public safety officer", any law enforcement officer, firefighter, uniformed employee of the office of the state fire marshal, emergency medical technician, police officer, capitol police officer, parole officer, probation officer, state correctional employee, water safety officer, park ranger, conservation officer or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty or any emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, air ambulance registered respiratory therapist, or flight crew member who is killed in the line of duty;

~~[(9)]~~ (12) "State", the state of Missouri and its departments, divisions, boards, bureaus, commissions, authorities, and colleges and universities;

~~[(40)]~~ (13) "Volunteer firefighter", a person having principal employment other than as a firefighter, but who is carried on the rolls of a regularly constituted fire department either for the purpose of the prevention or control of fire or the underwater recovery of drowning victims, the members of which are under the jurisdiction of the corporate authorities of a city, village, incorporated town, or fire protection district. Volunteer firefighter shall not mean an individual who volunteers assistance without being regularly enrolled as a firefighter.

3. (1) A claim for compensation under this section shall be filed by survivors of the deceased with the division of workers' compensation not later than one year from the date of death of a ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**. If a claim is made within one year of the date of death of a ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** killed in the line of duty, compensation shall be paid, if the division finds that the claimant is entitled to compensation under this section.

(2) The amount of compensation paid to the claimant shall be twenty-five thousand dollars, subject to appropriation, for death occurring on or after June 19, 2009.

4. Any compensation awarded under the provisions of this section shall be distributed as follows:

(1) To the surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** if there is no child who survived the ~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**;

(2) Fifty percent to the surviving child, or children, in equal shares, and fifty percent to the surviving spouse if there is at least one child who survived the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**, and a surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**;

(3) To the surviving child, or children, in equal shares, if there is no surviving spouse of the ~~law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer**;

(4) If there is no surviving spouse of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** and no surviving child:

(a) To the surviving individual, or individuals, in shares per the designation or, otherwise, in equal shares, designated by the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** to receive benefits under this subsection in the most recently executed designation of beneficiary of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** on file at the time of death with the public safety agency, organization, or unit; or

(b) To the surviving individual, or individuals, in equal shares, designated by the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** to receive benefits under the most recently executed life insurance policy of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** on file at the time of death with the public safety agency, organization, or unit if there is no individual qualifying under paragraph (a);

(5) To the surviving parent, or parents, in equal shares, of the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** if there is no individual qualifying under subdivision (1), (2), (3), or (4) of this subsection; or

(6) To the surviving individual, or individuals, in equal shares, who would qualify under the definition of the term “child” but for age if there is no individual qualifying under subdivision (1), (2), (3), (4), or (5) of this subsection.

5. Notwithstanding subsection 3 of this section, no compensation is payable under this section unless a claim is filed within the time specified under this section setting forth:

(1) The name, address, and title or designation of the position in which the ~~[law enforcement officer, emergency medical technician, air ambulance pilot, air ambulance registered professional nurse, or firefighter]~~ **public safety officer** was serving at the time of his or her death;

(2) The name and address of the claimant;

(3) A full, factual account of the circumstances resulting in or the course of events causing the death at issue; and

(4) Such other information that is reasonably required by the division.

When a claim is filed, the division of workers’ compensation shall make an investigation for substantiation of matters set forth in the application.

6. The compensation provided for under this section is in addition to, and not exclusive of, any pension rights, death benefits, or other compensation the claimant may otherwise be entitled to by law.

7. Neither employers nor workers’ compensation insurers shall have subrogation rights against any compensation awarded for claims under this section. Such compensation shall not be assignable, shall be exempt from attachment, garnishment, and execution, and shall not be subject to setoff or counterclaim, or be in any way liable for any debt, except that the division or commission may allow as lien on the compensation, reasonable attorney’s fees for services in connection with the proceedings for compensation if the services are found to be necessary. Such fees are subject to regulation as set forth in section 287.260.

8. Any person seeking compensation under this section who is aggrieved by the decision of the division of workers’ compensation regarding his or her compensation claim, may make application for a hearing as provided in section 287.450. The procedures applicable to the processing of such hearings and determinations shall be those established by this chapter. Decisions of the administrative law judge under this section shall be binding, subject to review by either party under the provisions of section 287.480.

9. Pursuant to section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after June 19, 2019, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

10. The provisions of this section, unless specified, shall not be subject to other provisions of this chapter.

11. There is hereby created in the state treasury the “Line of Duty Compensation Fund”, which shall consist of moneys appropriated to the fund and any voluntary contributions, gifts, or bequests to the fund. The state treasurer shall be custodian of the fund and shall approve disbursements from the fund in accordance with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely for paying claims under this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the

biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

12. The division shall promulgate rules to administer this section, including but not limited to the appointment of claims to multiple claimants, record retention, and procedures for information requests. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after June 19, 2009, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1** was adopted.

On motion of Representative Redmon, **HB 2360, as amended**, was ordered perfected and printed.

HB 2117, relating to eye drops for newborn infants, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HB 2117** was agreed to.

Speaker Richardson resumed the Chair.

On motion of Representative Pfautsch, **HB 2117** was ordered perfected and printed.

HCS HB 1591, relating to watercraft operation, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 1591** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1591, Page 3, Section 306.100, Line 64, by deleting the word "**subsections**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said bill, page and section, Line 67, by deleting the word "**section**" and inserting in lieu thereof the following:

"**subsection or subsection 7 or 8 of this section**"; and

Further amend said bill, Page 4, Section 306.125, Line 13, by deleting the word "**section**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 1** was adopted.

Representative Conway (104) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1591, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"306.030. 1. The owner of each vessel requiring numbering by this state shall file an application for number with the department of revenue on forms provided by it. The application shall contain a full description of the vessel, factory number or serial number, together with a statement of the applicant's source of title and of any liens or encumbrances on the vessel. For good cause shown the director of revenue may extend the period of time for making such application. The director of revenue shall use reasonable diligence in ascertaining whether the facts stated in such application are true, and, if satisfied that the applicant is the lawful owner of such vessel, or otherwise entitled to have the same registered in his or her name, shall thereupon issue an appropriate certificate of title over the director's signature and sealed with the seal of the director's office, procured and used for such purpose, and a certificate of number stating the number awarded to the vessel. The application shall include a provision stating that the applicant will consent to any inspection necessary to determine compliance with the provisions of this chapter and shall be signed by the owner of the vessel and shall be accompanied by the fee specified in subsection 10 of this section. The owner shall paint on or attach to each side of the bow of the vessel the identification number in a manner as may be prescribed by rules and regulations of the division of water safety in order that it may be clearly visible. The number shall be maintained in legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the vessel for which issued, whenever the vessel is in operation. The operator of a vessel in which such certificate of number is not available for inspection by the water patrol division or, if the operator cannot be determined, the person who is the registered owner of the vessel shall be subject to the penalties provided in section 306.210. Vessels owned by the state or a political subdivision shall be registered but no fee shall be assessed for such registration.

2. Each new vessel sold in this state after January 1, 1970, shall have die stamped on or within three feet of the transom or stern a factory number or serial number.

3. The owner of any vessel already covered by a number in full force and effect which has been awarded to it pursuant to then operative federal law or a federally approved numbering system of another state shall record the number prior to operating the vessel on the waters of this state in excess of the sixty-day reciprocity period provided for in section 306.080. The recordation and payment of registration fee shall be in the manner and pursuant to the procedure required for the award of a number under subsection 1 of this section. No additional or substitute number shall be issued unless the number is a duplicate of an existing Missouri number.

4. In the event that an agency of the United States government shall have in force an overall system of identification numbering for vessels within the United States, the numbering system employed pursuant to this chapter by the department of revenue shall be in conformity therewith.

5. All records of the department of revenue made and kept pursuant to this section shall be public records.

6. Every certificate of number awarded pursuant to this chapter shall continue in force and effect for a period of three years unless sooner terminated or discontinued in accordance with the provisions of this chapter. Certificates of number may be renewed by the owner in the same manner provided for in the initial securing of the same or in accordance with the provisions of sections 306.010 to 306.030.

7. The department of revenue shall fix the days and months of the year on which certificates of number due to expire during the calendar year shall lapse and no longer be of any force and effect unless renewed pursuant to this chapter and may stagger such dates in order to distribute the workload.

8. When applying for or renewing a vessel's certificate of number, the owner shall submit a paid personal property tax receipt for the tax year which immediately precedes the year in which the application is made or the year in which the renewal is due and which reflects that the vessel being renewed is listed as personal property and that all personal property taxes, including delinquent taxes from prior years, have been paid, or a statement certified by the county or township in which the owner's property was assessed showing that the state and county tangible personal property taxes for such previous tax year and all delinquent taxes due have been paid by the applicant or that no such taxes were due.

9. When applying for or renewing a certificate of registration for a vessel documented with the United States Coast Guard under section 306.016, owners of vessels shall submit a paid personal property tax receipt for the tax year which immediately precedes the year in which the application is made or the renewal is due and which

reflects that the vessel is listed as personal property and that all personal property taxes, including delinquent taxes from prior years, have been paid, or a statement certified by the county or township in which the owner's property was assessed showing that the state and county tangible personal property taxes for such previous tax year and all delinquent taxes due have been paid by the applicant or that no such taxes were due.

10. The fee to accompany each application for a certificate of number is:

For vessels under 16 feet in length	\$25.00
For vessels at least 16 feet in length but less than 26 feet in length	\$55.00
For vessels at least 26 feet in length but less than 40 feet in length	\$100.00
For vessels at least 40 feet and over	\$150.00

11. The certificate of title and certificate of number issued by the director of revenue shall be manufactured in a manner to prohibit as nearly as possible the ability to alter, counterfeit, duplicate, or forge such certificate without ready detection.

12. **For fiscal years ending before July 1, 2019**, the first two million dollars collected annually under the provisions of this section shall be deposited into the state general revenue fund. All fees collected under the provisions of this section in excess of two million dollars annually shall be deposited in the water patrol division fund and shall be used exclusively for the water patrol division.

13. **Beginning July 1, 2019, the first one million dollars collected annually under the provisions of this section shall be deposited into the state general revenue fund. All fees collected under the provisions of this section in excess of one million dollars annually shall be deposited in the water patrol division fund and shall be used exclusively for the water patrol division.**

14. Notwithstanding the provisions of subsection 10 of this section, vessels at least sixteen feet in length but less than twenty-eight feet in length, that are homemade, constructed out of wood, and have a beam of five feet or less, shall pay a fee of fifty-five dollars which shall accompany each application for a certification number."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (104), **House Amendment No. 2** was adopted.

Representative Ross offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1591, Page 4, Section 306.125, Line 26, by inserting immediately after all of said section and line the following:

"306.126. 1. The operator of a motorboat shall not allow any person to ride or sit on the gunwales, decking over the bow, railing, top of seat back or decking over the back of the motorboat while under way, unless such person is inboard of adequate guards or railing provided on the motorboat to prevent a passenger from being lost overboard. As used in this section, the term "adequate guards or railing" means guards or railings having a height parameter of at least six inches but not more than eighteen inches. Nothing in this section shall be construed to mean that passengers or other persons aboard a motorboat cannot occupy the decking over the bow of the boat to moor it to a mooring buoy or to cast off from such a buoy, or for any other necessary purpose. The provisions of this section shall not apply to vessels propelled by sail **or vessels propelled by jet motors or propellers operating on a stretch of waterway not created or widened by impoundment.**

2. Whenever any person leaves any watercraft, other than a personal watercraft, on the waters of the Mississippi River, the waters of the Missouri River or the lakes of this state and enters the water between the hours of 11:00 a.m. and sunset, the operator of such watercraft shall display on the watercraft a red or orange flag measuring not less than twelve inches by twelve inches. The provisions of this subsection shall not apply to watercraft that is moored or anchored. The flag required by this subsection shall be visible for three hundred sixty degrees around the horizon when displayed and shall be displayed only when an occupant of the watercraft has left the confines of the watercraft and entered the water. The flag required by this subsection shall not be displayed when the watercraft is engaged in towing any person, but shall be displayed when such person has ceased being towed and has reentered the water.

3. No operator shall knowingly operate any watercraft within fifty yards of a flag required by subsection 2 of this section at a speed in excess of a slow-no wake speed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ross, **House Amendment No. 3** was adopted.

On motion of Representative Wood, **HCS HB 1591, as amended**, was adopted.

On motion of Representative Wood, **HCS HB 1591, as amended**, was ordered perfected and printed.

HB 2336, relating to children being placed in the custody of certain offenders, was taken up by Representative Tate.

On motion of Representative Tate, the title of **HB 2336**, relating to criminal offenses, was agreed to.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2336, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"195.003. In any case where there is a violation of this chapter **or chapter 579**, a judge may, upon a finding of guilt, order a defendant to pay for costs for testing of the substance or substances at a private laboratory."; and

Further amend said bill, Page 3, Section 211.038, Line 28, by inserting immediately after said section and line the following:

"303.025. 1. No owner of a motor vehicle registered in this state, or required to be registered in this state, shall operate, register or maintain registration of a motor vehicle, or permit another person to operate such vehicle, unless the owner maintains the financial responsibility which conforms to the requirements of the laws of this state. No nonresident shall operate or permit another person to operate in this state a motor vehicle registered to such nonresident unless the nonresident maintains the financial responsibility which conforms to the requirements of the laws of the nonresident's state of residence. Furthermore, no person shall operate a motor vehicle owned by another with the knowledge that the owner has not maintained financial responsibility unless such person has financial responsibility which covers the person's operation of the other's vehicle; however, no owner or nonresident shall be in violation of this subsection if he or she fails to maintain financial responsibility on a motor vehicle which is inoperable or being stored and not in operation. The director may prescribe rules and regulations for the implementation of this section.

2. A motor vehicle owner shall maintain the owner's financial responsibility in a manner provided for in section 303.160, or with a motor vehicle liability policy which conforms to the requirements of the laws of this state. A nonresident motor vehicle owner shall maintain the owner's financial responsibility which conforms to the requirements of the laws of the nonresident's state of residence.

3. Any person who violates this section is guilty of a misdemeanor. A first violation of this section shall be punishable as a class D misdemeanor. A second or subsequent violation of this section shall be punishable ~~[by imprisonment in the county jail for a term not to exceed fifteen days and/or a fine not to exceed five hundred dollars]~~ **as a class C misdemeanor**. Prior pleas of guilty and prior findings of guilty shall be pleaded and proven in the same manner as required by section 558.021. However, no person shall be found guilty of violating this section if the operator demonstrates to the court that he or she met the financial responsibility requirements of this section at

the time the peace officer, commercial vehicle enforcement officer or commercial vehicle inspector wrote the citation. In addition to any other authorized punishment, the court shall notify the director of revenue of any person convicted pursuant to this section and shall do one of the following:

(1) Enter an order suspending the driving privilege as of the date of the court order. If the court orders the suspension of the driving privilege, the court shall require the defendant to surrender to it any driver's license then held by such person. The length of the suspension shall be as prescribed in subsection 2 of section 303.042. The court shall forward to the director of revenue the order of suspension of driving privilege and any license surrendered within ten days;

(2) Forward the record of the conviction for an assessment of four points;

(3) In lieu of an assessment of points, render an order of supervision as provided in section 302.303. An order of supervision shall not be used in lieu of points more than one time in any thirty-six-month period. Every court having jurisdiction pursuant to the provisions of this section shall forward a record of conviction to the Missouri state highway patrol, or at the written direction of the Missouri state highway patrol, to the department of revenue, in a manner approved by the director of the department of public safety. The director shall establish procedures for the record keeping and administration of this section; or

(4) For a nonresident, suspend the nonresident's driving privileges in this state in accordance with section 303.030 and notify the official in charge of the issuance of licenses and registration certificates in the state in which such nonresident resides in accordance with section 303.080.

4. Nothing in sections 303.010 to 303.050, 303.060, 303.140, 303.220, 303.290, 303.330 and 303.370 shall be construed as prohibiting the department of insurance, financial institutions and professional registration from approving or authorizing those exclusions and limitations which are contained in automobile liability insurance policies and the uninsured motorist provisions of automobile liability insurance policies.

5. If a court enters an order of suspension, the offender may appeal such order directly pursuant to chapter 512 and the provisions of section 302.311 shall not apply."; and

Further amend said bill, Page 11, Section 452.400, Line 140, by inserting immediately after all of said section and line the following:

"488.029. There shall be assessed and collected a surcharge of one hundred fifty dollars in all criminal cases for any violation of chapter 195 **or chapter 579** in which a crime laboratory makes analysis of a controlled substance, but no such surcharge shall be assessed when the costs are waived or are to be paid by the state or when a criminal proceeding or the defendant has been dismissed by the court. The moneys collected by clerks of the courts pursuant to the provisions of this section shall be collected and disbursed as provided by sections 488.010 to 488.020. All such moneys shall be payable to the director of revenue, who shall deposit all amounts collected pursuant to this section to the credit of the state forensic laboratory account to be administered by the department of public safety pursuant to section 650.105.

556.061. In this code, unless the context requires a different definition, the following terms shall mean:

(1) "Access", to instruct, communicate with, store data in, retrieve or extract data from, or otherwise make any use of any resources of, a computer, computer system, or computer network;

(2) "Affirmative defense":

(a) The defense referred to is not submitted to the trier of fact unless supported by evidence; and

(b) If the defense is submitted to the trier of fact the defendant has the burden of persuasion that the defense is more probably true than not;

(3) "Burden of injecting the issue":

(a) The issue referred to is not submitted to the trier of fact unless supported by evidence; and

(b) If the issue is submitted to the trier of fact any reasonable doubt on the issue requires a finding for the defendant on that issue;

(4) "Commercial film and photographic print processor", any person who develops exposed photographic film into negatives, slides or prints, or who makes prints from negatives or slides, for compensation. The term commercial film and photographic print processor shall include all employees of such persons but shall not include a person who develops film or makes prints for a public agency;

(5) "Computer", the box that houses the central processing unit (CPU), along with any internal storage devices, such as internal hard drives, and internal communication devices, such as internal modems capable of sending or receiving electronic mail or fax cards, along with any other hardware stored or housed internally. Thus,

computer refers to hardware, software and data contained in the main unit. Printers, external modems attached by cable to the main unit, monitors, and other external attachments will be referred to collectively as peripherals and discussed individually when appropriate. When the computer and all peripherals are referred to as a package, the term "computer system" is used. Information refers to all the information on a computer system including both software applications and data;

(6) "Computer equipment", computers, terminals, data storage devices, and all other computer hardware associated with a computer system or network;

(7) "Computer hardware", all equipment which can collect, analyze, create, display, convert, store, conceal or transmit electronic, magnetic, optical or similar computer impulses or data. Hardware includes, but is not limited to, any data processing devices, such as central processing units, memory typewriters and self-contained laptop or notebook computers; internal and peripheral storage devices, transistor-like binary devices and other memory storage devices, such as floppy disks, removable disks, compact disks, digital video disks, magnetic tape, hard drive, optical disks and digital memory; local area networks, such as two or more computers connected together to a central computer server via cable or modem; peripheral input or output devices, such as keyboards, printers, scanners, plotters, video display monitors and optical readers; and related communication devices, such as modems, cables and connections, recording equipment, RAM or ROM units, acoustic couplers, automatic dialers, speed dialers, programmable telephone dialing or signaling devices and electronic tone-generating devices; as well as any devices, mechanisms or parts that can be used to restrict access to computer hardware, such as physical keys and locks;

(8) "Computer network", two or more interconnected computers or computer systems;

(9) "Computer program", a set of instructions, statements, or related data that directs or is intended to direct a computer to perform certain functions;

(10) "Computer software", digital information which can be interpreted by a computer and any of its related components to direct the way they work. Software is stored in electronic, magnetic, optical or other digital form. The term commonly includes programs to run operating systems and applications, such as word processing, graphic, or spreadsheet programs, utilities, compilers, interpreters and communications programs;

(11) "Computer-related documentation", written, recorded, printed or electronically stored material which explains or illustrates how to configure or use computer hardware, software or other related items;

(12) "Computer system", a set of related, connected or unconnected, computer equipment, data, or software;

(13) "Confinement":

(a) A person is in confinement when such person is held in a place of confinement pursuant to arrest or order of a court, and remains in confinement until:

- a. A court orders the person's release; or
- b. The person is released on bail, bond, or recognizance, personal or otherwise; or
- c. A public servant having the legal power and duty to confine the person authorizes his release without guard and without condition that he return to confinement;

(b) A person is not in confinement if:

- a. The person is on probation or parole, temporary or otherwise; or
- b. The person is under sentence to serve a term of confinement which is not continuous, or is serving a sentence under a work-release program, and in either such case is not being held in a place of confinement or is not being held under guard by a person having the legal power and duty to transport the person to or from a place of confinement;

(14) "Consent": consent or lack of consent may be expressed or implied. Assent does not constitute consent if:

(a) It is given by a person who lacks the mental capacity to authorize the conduct charged to constitute the offense and such mental incapacity is manifest or known to the actor; or

(b) It is given by a person who by reason of youth, mental disease or defect, intoxication, a drug-induced state, or any other reason is manifestly unable or known by the actor to be unable to make a reasonable judgment as to the nature or harmfulness of the conduct charged to constitute the offense; or

(c) It is induced by force, duress or deception;

(15) "Controlled substance", a drug, substance, or immediate precursor in schedules I through V as defined in chapter 195;

(16) "Criminal negligence", failure to be aware of a substantial and unjustifiable risk that circumstances exist or a result will follow, and such failure constitutes a gross deviation from the standard of care which a reasonable person would exercise in the situation;

(17) "Custody", a person is in custody when he or she has been arrested but has not been delivered to a place of confinement;

(18) "Damage", when used in relation to a computer system or network, means any alteration, deletion, or destruction of any part of the computer system or network;

(19) "Dangerous felony", the felonies of arson in the first degree, assault in the first degree, attempted rape in the first degree if physical injury results, attempted forcible rape if physical injury results, attempted sodomy in the first degree if physical injury results, attempted forcible sodomy if physical injury results, rape in the first degree, forcible rape, sodomy in the first degree, forcible sodomy, assault in the second degree if the victim of such assault is a special victim as defined in subdivision (14) of section 565.002, kidnapping in the first degree, kidnapping, murder in the second degree, assault of a law enforcement officer in the first degree, domestic assault in the first degree, elder abuse in the first degree, robbery in the first degree, statutory rape in the first degree ~~[when]~~ if the victim is a child less than twelve years of age at the time of the commission of the act giving rise to the offense, statutory sodomy in the first degree ~~[when]~~ if the victim is a child less than twelve years of age at the time of the commission of the act giving rise to the offense, child molestation in the first or second degree, abuse of a child if the child dies as a result of injuries sustained from conduct chargeable under section 568.060, child kidnapping, or parental kidnapping committed by detaining or concealing the whereabouts of the child for not less than one hundred twenty days under section 565.153~~[-and an]~~. **A "dangerous felony" shall also include any "intoxication-related traffic offense" or "intoxication-related boating offense" if:**

(a) The ~~[person]~~ **offender** is found to be a "habitual offender" or "habitual boating offender" as such terms are defined in section 577.001; or

(b) The offender causes the death of any person while the offender had a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol such offender's blood;

(20) "Dangerous instrument", any instrument, article or substance, which, under the circumstances in which it is used, is readily capable of causing death or other serious physical injury;

(21) "Data", a representation of information, facts, knowledge, concepts, or instructions prepared in a formalized or other manner and intended for use in a computer or computer network. Data may be in any form including, but not limited to, printouts, microfiche, magnetic storage media, punched cards and as may be stored in the memory of a computer;

(22) "Deadly weapon", any firearm, loaded or unloaded, or any weapon from which a shot, readily capable of producing death or serious physical injury, may be discharged, or a switchblade knife, dagger, billy club, blackjack or metal knuckles;

(23) "Digital camera", a camera that records images in a format which enables the images to be downloaded into a computer;

(24) "Disability", a mental, physical, or developmental impairment that substantially limits one or more major life activities or the ability to provide adequately for one's care or protection, whether the impairment is congenital or acquired by accident, injury or disease, where such impairment is verified by medical findings;

(25) "Elderly person", a person sixty years of age or older;

(26) "Felony", an offense so designated or an offense for which persons found guilty thereof may be sentenced to death or imprisonment for a term of more than one year;

(27) "Forcible compulsion" either:

(a) Physical force that overcomes reasonable resistance; or

(b) A threat, express or implied, that places a person in reasonable fear of death, serious physical injury or kidnapping of such person or another person;

(28) "Incapacitated", a temporary or permanent physical or mental condition in which a person is unconscious, unable to appraise the nature of his or her conduct, or unable to communicate unwillingness to an act;

(29) "Infraction", a violation defined by this code or by any other statute of this state if it is so designated or if no sentence other than a fine, or fine and forfeiture or other civil penalty, is authorized upon conviction;

(30) "Inhabitable structure", a vehicle, vessel or structure:

(a) Where any person lives or carries on business or other calling; or

(b) Where people assemble for purposes of business, government, education, religion, entertainment, or public transportation; or

(c) Which is used for overnight accommodation of persons.

Any such vehicle, vessel, or structure is inhabitable regardless of whether a person is actually present. If a building or structure is divided into separately occupied units, any unit not occupied by the actor is an inhabitable structure of another;

- (31) "Knowingly", when used with respect to:
 - (a) Conduct or attendant circumstances, means a person is aware of the nature of his or her conduct or that those circumstances exist; or
 - (b) A result of conduct, means a person is aware that his or her conduct is practically certain to cause that result;
- (32) "Law enforcement officer", any public servant having both the power and duty to make arrests for violations of the laws of this state, and federal law enforcement officers authorized to carry firearms and to make arrests for violations of the laws of the United States;
- (33) "Misdemeanor", an offense so designated or an offense for which persons found guilty thereof may be sentenced to imprisonment for a term of which the maximum is one year or less;
- (34) "Of another", property that any entity, including but not limited to any natural person, corporation, limited liability company, partnership, association, governmental subdivision or instrumentality, other than the actor, has a possessory or proprietary interest therein, except that property shall not be deemed property of another who has only a security interest therein, even if legal title is in the creditor pursuant to a conditional sales contract or other security arrangement;
- (35) "Offense", any felony or misdemeanor;
- (36) "Physical injury", slight impairment of any function of the body or temporary loss of use of any part of the body;
- (37) "Place of confinement", any building or facility and the grounds thereof wherein a court is legally authorized to order that a person charged with or convicted of a crime be held;
- (38) "Possess" or "possessed", having actual or constructive possession of an object with knowledge of its presence. A person has actual possession if such person has the object on his or her person or within easy reach and convenient control. A person has constructive possession if such person has the power and the intention at a given time to exercise dominion or control over the object either directly or through another person or persons. Possession may also be sole or joint. If one person alone has possession of an object, possession is sole. If two or more persons share possession of an object, possession is joint;
- (39) "Property", anything of value, whether real or personal, tangible or intangible, in possession or in action;
- (40) "Public servant", any person employed in any way by a government of this state who is compensated by the government by reason of such person's employment, any person appointed to a position with any government of this state, or any person elected to a position with any government of this state. It includes, but is not limited to, legislators, jurors, members of the judiciary and law enforcement officers. It does not include witnesses;
- (41) "Purposely", when used with respect to a person's conduct or to a result thereof, means when it is his or her conscious object to engage in that conduct or to cause that result;
- (42) "Recklessly", consciously disregarding a substantial and unjustifiable risk that circumstances exist or that a result will follow, and such disregard constitutes a gross deviation from the standard of care which a reasonable person would exercise in the situation;
- (43) "Serious emotional injury", an injury that creates a substantial risk of temporary or permanent medical or psychological damage, manifested by impairment of a behavioral, cognitive or physical condition. Serious emotional injury shall be established by testimony of qualified experts upon the reasonable expectation of probable harm to a reasonable degree of medical or psychological certainty;
- (44) "Serious physical injury", physical injury that creates a substantial risk of death or that causes serious disfigurement or protracted loss or impairment of the function of any part of the body;
- (45) "Services", when used in relation to a computer system or network, means use of a computer, computer system, or computer network and includes, but is not limited to, computer time, data processing, and storage or retrieval functions;
- (46) "Sexual orientation", male or female heterosexuality, homosexuality or bisexuality by inclination, practice, identity or expression, or having a self-image or identity not traditionally associated with one's gender;
- (47) "Vehicle", a self-propelled mechanical device designed to carry a person or persons, excluding vessels or aircraft;
- (48) "Vessel", any boat or craft propelled by a motor or by machinery, whether or not such motor or machinery is a principal source of propulsion used or capable of being used as a means of transportation on water, or any boat or craft more than twelve feet in length which is powered by sail alone or by a combination of sail and

machinery, and used or capable of being used as a means of transportation on water, but not any boat or craft having, as the only means of propulsion, a paddle or oars;

(49) "Voluntary act":

(a) A bodily movement performed while conscious as a result of effort or determination. Possession is a voluntary act if the possessor knowingly procures or receives the thing possessed, or having acquired control of it was aware of his or her control for a sufficient time to have enabled him or her to dispose of it or terminate his or her control; or

(b) An omission to perform an act of which the actor is physically capable. A person is not guilty of an offense based solely upon an omission to perform an act unless the law defining the offense expressly so provides, or a duty to perform the omitted act is otherwise imposed by law;

(50) "Vulnerable person", any person in the custody, care, or control of the department of mental health who is receiving services from an operated, funded, licensed, or certified program.

566.146. 1. A person commits the offense of sexual conduct in the course of public duty if he or she:

(1) Is a probation or parole officer, a police officer, or an employee of, or assigned to work in, any jail, prison, or correctional facility; and

(2) Engages in sexual conduct while on duty with a witness or with a person who is detained, arrested, or imprisoned.

2. The offense of sexual conduct in the course of public duty is a class D felony.

577.001. As used in this chapter, the following terms mean:

(1) "Aggravated offender", a person who has been found guilty of:

(a) Three or more intoxication-related traffic offenses committed on separate occasions; or

(b) Two or more intoxication-related traffic offenses committed on separate occasions where at least one of the intoxication-related traffic offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(2) "Aggravated boating offender", a person who has been found guilty of:

(a) Three or more intoxication-related boating offenses; or

(b) Two or more intoxication-related boating offenses committed on separate occasions where at least one of the intoxication-related boating offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed;

(3) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand pounds or less, traveling on three, four or more low pressure tires, with a seat designed to be straddled by the operator, or with a seat designed to carry more than one person, and handlebars for steering control;

(4) "Court", any circuit, associate circuit, or municipal court, including traffic court, but not any juvenile court or drug court;

(5) "Chronic offender", a person who has been found guilty of:

(a) Four or more intoxication-related traffic offenses committed on separate occasions; or

(b) Three or more intoxication-related traffic offenses committed on separate occasions where at least one of the intoxication-related traffic offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed; or

(c) Two or more intoxication-related traffic offenses committed on separate occasions where both intoxication-related traffic offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(6) "Chronic boating offender", a person who has been found guilty of:

(a) Four or more intoxication-related boating offenses; or

(b) Three or more intoxication-related boating offenses committed on separate occasions where at least one of the intoxication-related boating offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed; or

(c) Two or more intoxication-related boating offenses committed on separate occasions where both intoxication-related boating offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed;

(7) “Continuous alcohol monitoring”, automatically testing breath, blood, or transdermal alcohol concentration levels and tampering attempts at least once every hour, regardless of the location of the person who is being monitored, and regularly transmitting the data. Continuous alcohol monitoring shall be considered an electronic monitoring service under subsection 3 of section 217.690;

(8) “Controlled substance”, a drug, substance, or immediate precursor in schedules I to V listed in section 195.017;

(9) “Drive”, “driving”, “operates” or “operating”, physically driving or operating a vehicle or vessel;

(10) “Flight crew member”, the pilot in command, copilots, flight engineers, and flight navigators;

(11) “Habitual offender”, a person who has been found guilty of:

(a) Five or more intoxication-related traffic offenses committed on separate occasions; or

(b) Four or more intoxication-related traffic offenses committed on separate occasions where at least one of the intoxication-related traffic offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed; or

(c) Three or more intoxication-related traffic offenses committed on separate occasions where at least two of the intoxication-related traffic offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(12) “Habitual boating offender”, a person who has been found guilty of:

(a) Five or more intoxication-related boating offenses; ~~or~~

(b) Four or more intoxication-related boating offenses committed on separate occasions where at least one of the intoxication-related boating offenses is an offense committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed; or

(c) Three or more intoxication-related boating offenses committed on separate occasions where at least two of the intoxication-related boating offenses were offenses committed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed; ~~or~~

~~_____ (d) While boating while intoxicated, the defendant acted with criminal negligence to:~~

~~_____ a. Cause the death of any person not a passenger in the vessel operated by the defendant, including the death of an individual that results from the defendant’s vessel leaving the water; or~~

~~_____ b. Cause the death of two or more persons; or~~

~~_____ c. Cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person’s blood;]~~

(13) “Intoxicated” or “intoxicated condition”, when a person is under the influence of alcohol, a controlled substance, or drug, or any combination thereof;

(14) “Intoxication-related boating offense”, operating a vessel while intoxicated; boating while intoxicated; operating a vessel with excessive blood alcohol content or an offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense;

(15) “Intoxication-related traffic offense”, driving while intoxicated, driving with excessive blood alcohol content, driving under the influence of alcohol or drugs in violation of a state law, county or municipal ordinance, any federal offense, or any military offense, or an offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed in violation of any state law, county or municipal ordinance, any federal offense, or any military offense;

(16) “Law enforcement officer” or “arresting officer”, includes the definition of law enforcement officer in section 556.061 and military policemen conducting traffic enforcement operations on a federal military installation under military jurisdiction in the state of Missouri;

(17) “Operate a vessel”, to physically control the movement of a vessel in motion under mechanical or sail power in water;

(18) “Persistent offender”, a person who has been found guilty of:

(a) Two or more intoxication-related traffic offenses committed on separate occasions; or

(b) One intoxication-related traffic offense committed in violation of any state law, county or municipal ordinance, federal offense, or military offense in which the defendant was operating a vehicle while intoxicated and another person was injured or killed;

(19) “Persistent boating offender”, a person who has been found guilty of:

(a) Two or more intoxication-related boating offenses committed on separate occasions; or

(b) One intoxication-related boating offense committed in violation of any state law, county or municipal ordinance, federal offense, or military offense in which the defendant was operating a vessel while intoxicated and another person was injured or killed;

(20) “Prior offender”, a person who has been found guilty of one intoxication-related traffic offense, where such prior offense occurred within five years of the occurrence of the intoxication-related traffic offense for which the person is charged;

(21) “Prior boating offender”, a person who has been found guilty of one intoxication-related boating offense, where such prior offense occurred within five years of the occurrence of the intoxication-related boating offense for which the person is charged.

577.010. 1. A person commits the offense of driving while intoxicated if he or she operates a vehicle while in an intoxicated condition.

2. The offense of driving while intoxicated is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if:

(a) The defendant is a prior offender; or

(b) A person less than seventeen years of age is present in the vehicle;

(3) A class E felony if:

(a) The defendant is a persistent offender; or

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to another person;

(4) A class D felony if:

(a) The defendant is an aggravated offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause physical injury to a law enforcement officer or emergency personnel; or

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to another person;

(5) A class C felony if:

(a) The defendant is a chronic offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to a law enforcement officer or emergency personnel; or

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of another person;

(6) A class B felony if:

(a) The defendant is a habitual offender;

(b) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of a law enforcement officer or emergency personnel;

(c) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person not a passenger in the vehicle operated by the defendant, including the death of an individual that results from the defendant’s vehicle leaving a highway, as defined in section 301.010, or the highway’s right-of-way;

(d) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of two or more persons; or

(e) While driving while intoxicated, the defendant acts with criminal negligence to cause the death of any person while he or she has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such person’s blood;

(7) A class A felony if the defendant has previously been found guilty of an offense under paragraphs (a) to (e) of subdivision (6) of this subsection and is found guilty of a subsequent violation of such paragraphs.

3. Notwithstanding the provisions of subsection 2 of this section, a person found guilty of the offense of driving while intoxicated as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood, unless the individual participates and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

4. If a person is found guilty of a second or subsequent offense of driving while intoxicated, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 3 of this section:

(1) If the individual operated the vehicle with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vehicle with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. A person found guilty of the offense of driving while intoxicated:

(1) ~~[As a prior offender, persistent offender, aggravated offender, chronic offender, or habitual offender]~~ Shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding, if:

(a) The offender is a prior offender, persistent offender, aggravated offender, chronic offender, or habitual offender; or

(b) The offender causes the death of any person while the offender has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such offender's blood;

(2) As a prior offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least thirty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least thirty days of community service under the supervision of the court;

(3) As a persistent offender shall not be eligible for parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least sixty days of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available, and as part of either program, the offender performs at least sixty days of community service under the supervision of the court;

(4) As an aggravated offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

577.013. 1. A person commits the offense of boating while intoxicated if he or she operates a vessel while in an intoxicated condition.

2. The offense of boating while intoxicated is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if:

(a) The defendant is a prior boating offender; or

(b) A person less than seventeen years of age is present in the vessel;

(3) A class E felony if:

(a) The defendant is a persistent boating offender; or

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause physical injury to another person;

(4) A class D felony if:

(a) The defendant is an aggravated boating offender;

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause physical injury to a law enforcement officer or emergency personnel; or

(c) While boating while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to another person;

(5) A class C felony if:

(a) The defendant is a chronic boating offender;

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause serious physical injury to a law enforcement officer or emergency personnel; or

(c) While boating while intoxicated, the defendant acts with criminal negligence to cause the death of another person;

(6) A class B felony if:

(a) The defendant is a habitual boating offender; or

(b) While boating while intoxicated, the defendant acts with criminal negligence to cause the death of:

a. A law enforcement officer or emergency personnel; or

b. Any person while the defendant has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in such defendant's blood;

(7) A class A felony if the defendant is a habitual offender as a result of being found guilty of an act described under paragraph (d) of subdivision (12) of section 577.001 and is found guilty of a subsequent violation of such paragraph.

3. Notwithstanding the provisions of subsection 2 of this section, a person found guilty of the offense of boating while intoxicated as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood, unless the individual participates in and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

4. If a person is found guilty of a second or subsequent offense of boating while intoxicated, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

5. If a person is not granted a suspended imposition of sentence for the reasons described in subsection 3 of this section:

(1) If the individual operated the vessel with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vessel with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. A person found guilty of the offense of boating while intoxicated:

(1) As a prior boating offender, persistent boating offender, aggravated boating offender, chronic boating offender or habitual boating offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior boating offender shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least two hundred forty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(3) As a persistent offender shall not be eligible for parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least four hundred eighty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(4) As an aggravated boating offender shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual boating offender shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

577.014. 1. A person commits the offense of boating with excessive blood alcohol content if he or she operates a vessel while having eight-hundredths of one percent or more by weight of alcohol in his or her blood.

2. As used in this section, percent by weight of alcohol in the blood shall be based upon grams of alcohol per one hundred milliliters of blood or two hundred ten liters of breath and may be shown by chemical analysis of the person's blood, breath, saliva or urine. For the purposes of determining the alcoholic content of a person's blood under this section, the test shall be conducted in accordance with the provisions of sections 577.020 to 577.041.

3. The offense of boating with excessive blood alcohol content is:

(1) A class B misdemeanor;

(2) A class A misdemeanor if the defendant is alleged and proved to be a prior boating offender;

(3) A class E felony if the defendant is alleged and proved to be a persistent boating offender;

(4) A class D felony if the defendant is alleged and proved to be an aggravated boating offender;

(5) A class C felony if the defendant is alleged and proved to be a chronic boating offender;

(6) A class B felony if the defendant is alleged and proved to be a habitual boating offender **or, at the time of the offense, the defendant acted with criminal negligence to cause the death of any person while the defendant has a blood alcohol content of at least eighteen-hundredths of one percent by weight of alcohol in the defendant's blood.**

4. A person found guilty of the offense of boating with excessive blood alcohol content as a first offense shall not be granted a suspended imposition of sentence:

(1) Unless such person shall be placed on probation for a minimum of two years; or

(2) In a circuit where a DWI court or docket created under section 478.007 or other court-ordered treatment program is available, and where the offense was committed with fifteen-hundredths of one percent or more by weight of alcohol in such person's blood unless the individual participates in and successfully completes a program under such DWI court or docket or other court-ordered treatment program.

5. When a person is not granted a suspended imposition of sentence for the reasons described in subsection 4 of this section:

(1) If the individual operated the vessel with fifteen-hundredths to twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than forty-eight hours;

(2) If the individual operated the vessel with greater than twenty-hundredths of one percent by weight of alcohol in such person's blood, the required term of imprisonment shall be not less than five days.

6. If a person is found guilty of a second or subsequent offense of boating with an excessive blood alcohol content, the court may order the person to submit to a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day as a condition of probation.

7. A person found guilty of the offense of boating with excessive blood alcohol content:

(1) As a prior boating offender, persistent boating offender, aggravated boating offender, chronic boating offender or habitual boating offender shall not be granted a suspended imposition of sentence or be sentenced to pay a fine in lieu of a term of imprisonment, section 557.011 to the contrary notwithstanding;

(2) As a prior boating offender, shall not be granted parole or probation until he or she has served a minimum of ten days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least two hundred forty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(3) As a persistent boating offender, shall not be granted parole or probation until he or she has served a minimum of thirty days imprisonment:

(a) Unless as a condition of such parole or probation such person performs at least four hundred eighty hours of community service under the supervision of the court in those jurisdictions which have a recognized program for community service; or

(b) The offender participates in and successfully completes a program established under section 478.007 or other court-ordered treatment program, if available;

(4) As an aggravated boating offender, shall not be eligible for parole or probation until he or she has served a minimum of sixty days imprisonment;

(5) As a chronic or habitual boating offender, shall not be eligible for parole or probation until he or she has served a minimum of two years imprisonment; and

(6) Any probation or parole granted under this subsection may include a period of continuous alcohol monitoring or verifiable breath alcohol testing performed a minimum of four times per day.

579.065. 1. A person commits the offense of trafficking drugs in the first degree if, except as authorized by this chapter or chapter 195, such person knowingly distributes, delivers, manufactures, produces or attempts to distribute, deliver, manufacture or produce:

(1) More than thirty grams ~~[but less than ninety grams]~~ of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams ~~[but less than four hundred fifty grams]~~ of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams ~~[but less than twenty four grams]~~ of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams ~~[but less than one gram]~~ of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams ~~[but less than ninety grams]~~ of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams ~~[but less than twelve grams]~~ of phencyclidine;

(7) More than thirty kilograms ~~[but less than one hundred kilograms]~~ of a mixture or substance containing marijuana;

(8) More than thirty grams ~~[but less than ninety grams]~~ of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams ~~[but less than ninety grams]~~ of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine.

2. The offense of trafficking drugs in the first degree is a class B felony.

3. The offense of trafficking drugs in the first degree is a class A felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

(7) One hundred kilograms or more of a mixture or substance containing marijuana; or

(8) Ninety grams or more of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers, and salts of its optical isomers; methamphetamine, its salts, optical isomers, and salts of its optical isomers;

phenmetrazine and its salts; or methylphenidate, and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, or within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests; or

(10) Ninety grams or more of any material, compound, mixture or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine; or

(11) More than thirty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine and the location of the offense was within two thousand feet of real property comprising a public or private elementary, vocational, or secondary school, college, community college, university, or any school bus, in or on the real property comprising public housing or any other governmental assisted housing, within a motor vehicle, or in any structure or building which contains rooms furnished for the accommodation or lodging of guests, and kept, used, maintained, advertised, or held out to the public as a place where sleeping accommodations are sought for pay or compensation to transient guests or permanent guests.

579.068. 1. A person commits the offense of trafficking drugs in the second degree if, except as authorized by this chapter or chapter 195, such person knowingly possesses or has under his or her control, purchases or attempts to purchase, or brings into this state:

(1) More than thirty grams [~~but less than ninety grams~~] of a mixture or substance containing a detectable amount of heroin;

(2) More than one hundred fifty grams [~~but less than four hundred fifty grams~~] of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances;

(3) More than eight grams [~~but less than twenty-four grams~~] of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base;

(4) More than five hundred milligrams [~~but less than one gram~~] of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD);

(5) More than thirty grams [~~but less than ninety grams~~] of a mixture or substance containing a detectable amount of phencyclidine (PCP);

(6) More than four grams [~~but less than twelve grams~~] of phencyclidine;

(7) More than thirty kilograms [~~but less than one hundred kilograms~~] of a mixture or substance containing marijuana;

(8) More than thirty grams [~~but less than ninety grams~~] of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or

(9) More than thirty grams [~~but less than ninety grams~~] of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine.

2. The offense of trafficking drugs in the second degree is a class C felony.

3. The offense of trafficking drugs in the second degree is a class B felony if the quantity involved is:

(1) Ninety grams or more of a mixture or substance containing a detectable amount of heroin; or

(2) Four hundred fifty grams or more of a mixture or substance containing a detectable amount of coca leaves, except coca leaves and extracts of coca leaves from which cocaine, ecgonine, and derivatives of ecgonine or their salts have been removed; cocaine salts and their optical and geometric isomers, and salts of isomers; ecgonine, its derivatives, their salts, isomers, and salts of isomers; or any compound, mixture, or preparation which contains any quantity of any of the foregoing substances; or

(3) Twenty-four grams or more of a mixture or substance described in subdivision (2) of this subsection which contains cocaine base; or

(4) One gram or more of a mixture or substance containing a detectable amount of lysergic acid diethylamide (LSD); or

(5) Ninety grams or more of a mixture or substance containing a detectable amount of phencyclidine (PCP); or

(6) Twelve grams or more of phencyclidine; or

- (7) One hundred kilograms or more of a mixture or substance containing marijuana; or
- (8) More than five hundred marijuana plants; or
- (9) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation containing any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, optical isomers and salts of its optical isomers; phenmetrazine and its salts; or methylphenidate; or
- (10) Ninety grams or more but less than four hundred fifty grams of any material, compound, mixture, or preparation which contains any quantity of 3,4-methylenedioxymethamphetamine.

4. The offense of trafficking drugs in the second degree is a class A felony if the quantity involved is four hundred fifty grams or more of any material, compound, mixture or preparation which contains:

- (1) Any quantity of the following substances having a stimulant effect on the central nervous system: amphetamine, its salts, optical isomers and salts of its optical isomers; methamphetamine, its salts, isomers and salts of its isomers; phenmetrazine and its salts; or methylphenidate; or
- (2) Any quantity of 3,4-methylenedioxymethamphetamine.

595.030. 1. ~~[No compensation shall be paid unless the claimant has incurred an out-of-pocket loss of at least fifty dollars or has lost two continuous weeks of earnings or support from gainful employment. "Out of pocket loss" shall mean unreimbursed or unreimbursable expenses or indebtedness reasonably incurred:—~~

~~———(1) For medical care or other services, including psychiatric, psychological or counseling expenses, necessary as a result of the crime upon which the claim is based, except that the amount paid for psychiatric, psychological or counseling expenses per eligible claim shall not exceed two thousand five hundred dollars; or~~

~~———(2) As a result of personal property being seized in an investigation by law enforcement.—~~
 Compensation paid for an out-of-pocket loss under this subdivision shall be in an amount equal to the loss sustained, but shall not exceed two hundred fifty dollars.—

~~———2.]~~ No compensation shall be paid unless the department of public safety finds that a crime was committed, that such crime directly resulted in personal ~~[physical]~~ injury to, or the death of, the victim, and that police, **court, or other official** records show that such crime was ~~[promptly]~~ reported to the proper authorities. ~~[In no case may compensation be paid if the police records show that such report was made more than forty-eight hours after the occurrence of such crime, unless the department of public safety finds that the report to the police was delayed for good cause.]~~ **In lieu of other records, the claimant may provide a sworn statement by the claimant under paragraph (c) of subdivision (1) of section 589.663 that the claimant has good reason to believe that he or she is a victim of domestic violence, rape, sexual assault, human trafficking, or stalking, and fears further violent acts from his or her assailant.** If the victim is under eighteen years of age such report may be made by the victim's parent, guardian or custodian; by a physician, a nurse, or hospital emergency room personnel; by the children's division personnel; or by any other member of the victim's family. In the case of a sexual offense, filing a report of the offense to the proper authorities may include, but not be limited to, the filing of the report of the forensic examination by the appropriate medical provider, as defined in section 595.220, with the prosecuting attorney of the county in which the alleged incident occurred, **receiving a forensic examination, or securing an order of protection.**

~~[3.]~~ **2.** No compensation shall be paid for medical care if the service provider is not a medical provider as that term is defined in section 595.027, and the individual providing the medical care is not licensed by the state of Missouri or the state in which the medical care is provided.

~~[4.]~~ **3.** No compensation shall be paid for psychiatric treatment or other counseling services, including psychotherapy, unless the service provider is a:

- (1) Physician licensed pursuant to chapter 334 or licensed to practice medicine in the state in which the service is provided;
- (2) Psychologist licensed pursuant to chapter 337 or licensed to practice psychology in the state in which the service is provided;
- (3) Clinical social worker licensed pursuant to chapter 337;
- (4) Professional counselor licensed pursuant to chapter 337; or
- (5) Board-certified psychiatric-mental health clinical nurse specialist or board certified psychiatric-mental health nurse practitioner licensed under chapter 335 or licensed in the state in which the service is provided.

~~[5.]~~ **4.** Any compensation paid pursuant to sections 595.010 to 595.075 for death or personal injury shall be in an amount not exceeding out-of-pocket loss, together with loss of earnings or support from gainful employment, not to exceed four hundred dollars per week, resulting from such injury or death. In the event of death of the victim,

a claim for an award may be made for reasonable and necessary expenses actually incurred for preparation and burial not to exceed five thousand dollars **by the funeral home or a relative of the victim.**

~~[6-]~~ **5.** Any compensation for loss of earnings or support from gainful employment shall be in an amount equal to the actual loss sustained not to exceed four hundred dollars per week; provided, however, that no award pursuant to sections 595.010 to 595.075 shall exceed twenty-five thousand dollars. If two or more persons are entitled to compensation as a result of the death of a person which is the direct result of a crime or in the case of a sexual assault, the compensation shall be apportioned by the department of public safety among the claimants in proportion to their loss.

~~[7-]~~ **6.** The method and timing of the payment of any compensation pursuant to sections 595.010 to 595.075 shall be determined by the department.

~~[8-]~~ **7.** The department shall have the authority to negotiate the costs of medical care or other services directly with the providers of the care or services on behalf of any victim receiving compensation pursuant to sections 595.010 to 595.075.

595.045. 1. There is established in the state treasury the "Crime Victims' Compensation Fund". A surcharge of seven dollars and fifty cents shall be assessed as costs in each court proceeding filed in any court in the state in all criminal cases including violations of any county ordinance or any violation of criminal or traffic laws of the state, including an infraction and violation of a municipal ordinance; except that no such fee shall be collected in any proceeding in any court when the proceeding or the defendant has been dismissed by the court or when costs are to be paid by the state, county, or municipality. A surcharge of seven dollars and fifty cents shall be assessed as costs in a juvenile court proceeding in which a child is found by the court to come within the applicable provisions of subdivision (3) of subsection 1 of section 211.031.

2. Notwithstanding any other provision of law to the contrary, the moneys collected by clerks of the courts pursuant to the provisions of subsection 1 of this section shall be collected and disbursed in accordance with sections 488.010 to 488.020 and shall be payable to the director of the department of revenue.

3. The director of revenue shall deposit annually the amount of **at least** two hundred fifty thousand **dollars but no more than one million** dollars to the state forensic laboratory account administered by the department of public safety to provide financial assistance to defray expenses of crime laboratories if such analytical laboratories are registered with the federal Drug Enforcement Agency or the Missouri department of health and senior services. Subject to appropriations made therefor, such funds shall be distributed by the department of public safety to the crime laboratories serving the courts of this state making analysis of a controlled substance or analysis of blood, breath or urine in relation to a court proceeding.

4. The remaining funds collected under subsection 1 of this section shall be denoted to the payment of an annual appropriation for the administrative and operational costs of the office for victims of crime and, if a statewide automated crime victim notification system is established pursuant to section 650.310, to the monthly payment of expenditures actually incurred in the operation of such system. Additional remaining funds shall be subject to the following provisions:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month, the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

5. The director of revenue or such director's designee shall at least monthly report the moneys paid pursuant to this section into the crime victims' compensation fund and the services to victims fund to the department of public safety.

6. The moneys collected by clerks of municipal courts pursuant to subsection 1 of this section shall be collected and disbursed as provided by sections 488.010 to 488.020. Five percent of such moneys shall be payable to the city treasury of the city from which such funds were collected. The remaining ninety-five percent of such moneys shall be payable to the director of revenue. The funds received by the director of revenue pursuant to this subsection shall be distributed as follows:

(1) On the first of every month, the director of revenue or the director's designee shall determine the balance of the funds in the crime victims' compensation fund available to satisfy the amount of compensation payable pursuant to sections 595.010 to 595.075, excluding sections 595.050 and 595.055;

(2) Beginning on September 1, 2004, and on the first of each month the director of revenue or the director's designee shall deposit fifty percent of the balance of funds available to the credit of the crime victims' compensation fund and fifty percent to the services to victims' fund established in section 595.100.

7. These funds shall be subject to a biennial audit by the Missouri state auditor. Such audit shall include all records associated with crime victims' compensation funds collected, held or disbursed by any state agency.

8. In addition to the moneys collected pursuant to subsection 1 of this section, the court shall enter a judgment in favor of the state of Missouri, payable to the crime victims' compensation fund, of sixty-eight dollars upon a plea of guilty or a finding of guilt for a class A or B felony; forty-six dollars upon a plea of guilty or finding of guilt for a class C ~~[or]~~ , D, **or** E felony; and ten dollars upon a plea of guilty or a finding of guilt for any misdemeanor under Missouri law except for those in chapter 252 relating to fish and game, chapter 302 relating to drivers' and commercial drivers' license, chapter 303 relating to motor vehicle financial responsibility, chapter 304 relating to traffic regulations, chapter 306 relating to watercraft regulation and licensing, and chapter 307 relating to vehicle equipment regulations. Any clerk of the court receiving moneys pursuant to such judgments shall collect and disburse such crime victims' compensation judgments in the manner provided by sections 488.010 to 488.020. Such funds shall be payable to the state treasury and deposited to the credit of the crime victims' compensation fund.

9. The clerk of the court processing such funds shall maintain records of all dispositions described in subsection 1 of this section and all dispositions where a judgment has been entered against a defendant in favor of the state of Missouri in accordance with this section; all payments made on judgments for alcohol-related traffic offenses; and any judgment or portion of a judgment entered but not collected. These records shall be subject to audit by the state auditor. The clerk of each court transmitting such funds shall report separately the amount of dollars collected on judgments entered for alcohol-related traffic offenses from other crime victims' compensation collections or services to victims collections.

10. The department of revenue shall maintain records of funds transmitted to the crime victims' compensation fund by each reporting court and collections pursuant to subsection 16 of this section and shall maintain separate records of collection for alcohol-related offenses.

11. The state courts administrator shall include in the annual report **form** required by section ~~[476.350]~~ **476.412** the circuit court caseloads and the number of crime victims' compensation judgments entered.

12. All awards made to injured victims under sections 595.010 to 595.105 and all appropriations for administration of sections 595.010 to 595.105, except sections 595.050 and 595.055, shall be made from the crime victims' compensation fund. Any unexpended balance remaining in the crime victims' compensation fund at the end of each biennium shall not be subject to the provision of section 33.080 requiring the transfer of such unexpended balance to the ordinary revenue fund of the state, but shall remain in the crime victims' compensation fund. In the event that there are insufficient funds in the crime victims' compensation fund to pay all claims in full, all claims shall be paid on a pro rata basis. If there are no funds in the crime victims' compensation fund, then no claim shall be paid until funds have again accumulated in the crime victims' compensation fund. When sufficient funds become available from the fund, awards which have not been paid shall be paid in chronological order with the oldest paid first. In the event an award was to be paid in installments and some remaining installments have not been paid due to a lack of funds, then when funds do become available that award shall be paid in full. All such awards on which installments remain due shall be paid in full in chronological order before any other postdated award shall be paid. Any award pursuant to this subsection is specifically not a claim against the state, if it cannot be paid due to a lack of funds in the crime victims' compensation fund.

13. When judgment is entered against a defendant as provided in this section and such sum, or any part thereof, remains unpaid, there shall be withheld from any disbursement, payment, benefit, compensation, salary, or other transfer of money from the state of Missouri to such defendant an amount equal to the unpaid amount of such judgment. Such amount shall be paid forthwith to the crime victims' compensation fund and satisfaction of such judgment shall be entered on the court record. Under no circumstances shall the general revenue fund be used to reimburse court costs or pay for such judgment. The director of the department of corrections shall have the authority to pay into the crime victims' compensation fund from an offender's compensation or account the amount owed by the offender to the crime victims' compensation fund, provided that the offender has failed to pay the amount owed to the fund prior to entering a correctional facility of the department of corrections.

14. All interest earned as a result of investing funds in the crime victims' compensation fund shall be paid into the crime victims' compensation fund and not into the general revenue of this state.

15. Any person who knowingly makes a fraudulent claim or false statement in connection with any claim hereunder is guilty of a class A misdemeanor.

16. The department may receive gifts and contributions for the benefit of crime victims. Such gifts and contributions shall be credited to the crime victims' compensation fund as used solely for compensating victims under the provisions of sections 595.010 to 595.075."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 2336, Page 7, Line 14, by inserting immediately after said line the following:

"565.090. 1. A person commits the offense of harassment in the first degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person, and such act does cause such person to suffer emotional distress.

2. The offense of harassment in the first degree is a class E felony.

3. ~~[This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violation of federal, state, county, or municipal law.]~~ **A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

565.091. 1. A person commits the offense of harassment in the second degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person.

2. The offense of harassment in the second degree is a class A misdemeanor, unless the person has previously pleaded guilty to or been found guilty of a violation of this section, of any offense committed in violation of any county or municipal ordinance in any state, any state law, any federal law, or any military law which if committed in this state would be chargeable or indictable as a violation of any offense listed in this subsection, in which case it is a class E felony.

3. ~~[This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violations of federal, state, county, or municipal law.]~~ **A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

566.100. 1. A person commits the offense of sexual abuse in the first degree if he or she subjects another person to sexual contact when that person is incapacitated, incapable of consent, or lacks the capacity to consent, or by the use of forcible compulsion.

2. The offense of sexual abuse in the first degree is a class C felony unless the victim is less than fourteen years of age, or it is an aggravated sexual offense, in which case it is a class B felony.

3. **The offense of sexual abuse in the first degree is a class B felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.**

4. **A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

566.101. 1. A person commits the offense of sexual abuse in the second degree if he or she purposely subjects another person to sexual contact without that person's consent.

2. The offense of sexual abuse in the second degree is a class A misdemeanor, unless it is an aggravated sexual offense, in which case it is a class E felony.

3. **The offense of sexual abuse in the second degree is a class E felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.**

4. **A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Curtis:

AYES: 022

Adams	Arthur	Barnes 28	Brown 27	Butler
Carpenter	Curtis	Franks Jr	Green	Lavender
May	McCann Beatty	Meredith 71	Merideth 80	Mosley
Nichols	Pierson Jr	Quade	Roberts	Stevens 46
Unsicker	Washington			

NOES: 107

Anders	Anderson	Andrews	Austin	Bangert
Baringer	Black	Bondon	Brattin	Burnett
Burns	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	McCreery
McDaniel	McGaugh	McGee	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Pogue	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Bahr	Barnes 60	Basye	Beard
Beck	Bernskoetter	Berry	Brown 57	Conway 10
Cookson	Cross	Ellebracht	Ellington	Engler
Gray	Gregory	Haahr	Higdon	Kelley 127
Kendrick	Kidd	Lauer	Matthiesen	Mitten
Newman	Peters	Phillips	Rowland 29	Smith 85
Stephens 128	Walker 74			

VACANCIES: 002

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

On motion of Representative Tate, **HB 2336, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HCR 77**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Berry, Ellebracht, Fitzwater, Grier, Knight, Lant, Miller, Plocher, Rehder and Washington

Noes (0)

Absent (2): Green and Pietzman

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1438**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Berry, Ellebracht, Grier, Knight, Lant, Miller, Pietzman, Plocher, Rehder and Washington

Noes (0)

Absent (2): Fitzwater and Green

Mr. Speaker: Your Committee on Economic Development, to which was referred **SCS SB 629**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Berry, Ellebracht, Grier, Knight, Lant, Miller, Plocher and Rehder

Noes (1): Washington

Absent (3): Fitzwater, Green and Pietzman

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **SB 757**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Hurst, Kolkmeier, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Cornejo, Korman and May

Mr. Speaker: Your Committee on Transportation, to which was referred **SCS SB 814**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Hurst, Kolkmeyer, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Cornejo, Korman and May

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 96**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1311**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1554**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Curtis, Fitzwater, Lavender, Rone, Shull (16) and Wessels

Noes (4): Eggleston, Gregory, Houx and Shumake

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2632**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SB 569**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 573**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SS SCS SB 593**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SB 608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Rone, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SCS SB 623**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 626**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **SB 708**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Butler, Haahr and Rhoads

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 549 - Fiscal Review

SB 573 - Fiscal Review

SB 594 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 31**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 36** entitled:

Relating to Shingles Awareness and Prevention Month in Missouri.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCR 40** entitled:

Relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 42**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SCR 43**.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 25** entitled:

Joint resolution submitting to the qualified voters of Missouri an amendment repealing section 39(a) of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to bingo.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SB 552** entitled:

An act to repeal sections 105.478 and 576.040, RSMo, and to enact in lieu thereof five new sections relating to official misconduct, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 697** entitled:

An act to repeal section 313.040, RSMo, and to enact in lieu thereof one new section relating to bingo, with a contingent effective date and existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 706** entitled:

An act to repeal section 260.262, RSMo, and to enact in lieu thereof one new section relating to the fee collected at the time of sale for lead-acid batteries.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 722** entitled:

An act to amend chapter 192, RSMo, by adding thereto one new section relating to a prescription drug importation study.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 786** entitled:

An act to repeal section 105.055, RSMo, and to enact in lieu thereof two new sections relating to freedom to disclose information about public employers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 808** entitled:

An act to repeal section 311.300, RSMo, and to enact in lieu thereof two new sections relating to the transfer of intoxicating liquor.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 890** entitled:

An act to repeal section 211.447, RSMo, and to enact in lieu thereof two new sections relating to child abuse and neglect, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 954** entitled:

An act to repeal section 610.140, RSMo, and to enact in lieu thereof one new section relating to expungement of records relating to the offense of unlawful use of a weapon.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 966** entitled:

An act to repeal sections 43.505, 43.507, 57.117, 57.450, 217.015, 217.030, 217.075, 217.655, 217.665, 217.670, 217.690, 217.703, 217.705, 217.720, 217.722, 217.735, 217.750, 217.755, 217.760, 217.762, 217.777, 217.810, 221.105, 488.5320, 513.653, 566.147, 589.303, 595.010, 595.015, 595.020, 595.025, 595.030, 595.035, 595.055, 595.220, 610.140, and 650.055, RSMo, and to enact in lieu thereof forty-four new sections relating to administration of the criminal justice system, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

MESSAGES FROM THE GOVERNOR

April 5, 2018

TO THE CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 2014** entitled:

AN ACT

To appropriate money for supplemental purposes for the expenses, grants, and distributions of the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the fiscal period ending June 30, 2018.

On April 5, 2018, I approved **House Committee Substitute for House Bill No. 2014**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

Having been returned from the Governor with his approval, **HCS HB 2014** was delivered to the Secretary of State by the Chief Clerk of the House.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, April 10, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SCS SB 547, SCS SB 787, SS SCS SBs 627 & 925

Executive session will be held: SS SCS SB 547, SCS SB 787

Executive session may be held on any matter referred to the committee.
SS SCS SBs 627 & 925 added.

AMENDED

BUDGET

Tuesday, April 10, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1450, HB 2649
Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, April 11, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1804, HB 2572, HB 2708
Executive session will be held: HB 1299, HB 1301, HB 2017, HB 2018, HB 2671
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 2530, SB 850
Executive session will be held: HB 1867, HB 2159, HB 2589, HJR 53
Executive session may be held on any matter referred to the committee.
HB 2591 removed.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 1742
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 11, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: SS SCS SB 782
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869
Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCB 18
Executive session will be held: HCB 18
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 769

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, April 10, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1448, HB 1924, HB 2370, SS SCS SB 600, SB 693, SB 871

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1708, SS SB 870

Executive session will be held: HB 2416, HB 2420, HB 2621

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433

Executive session will be held: SB 660, SB 840, HB 2209

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 990

Executive session will be held: SCS SB 990

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: SB 575, SB 981, HB 2612

Executive session will be held: SS SB 597

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition. Discussion of interim activities.

JUDICIARY

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 1.

Public hearing will be held: HB 1969, HB 1648, SCS SBs 946 & 947, SB 800

Executive session will be held: HB 1891, HB 1255, HB 1399, SB 806, SB 793

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CORRECTED

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 2353, HB 2672

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: SB 695

Executive session will be held: HB 1825, HB 1975, HB 2548, HB 2507

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 6.

Executive session will be held: HB 2635

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98

Executive session may be held on any matter referred to the committee.

Correction on time and location.

CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 10, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 11, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, April 11, 2018, 9:00 AM, House Hearing Room 4.

Public hearing will be held: SCS SB 862

Executive session will be held: SCS SB 862

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-SECOND DAY, TUESDAY, APRIL 10, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2247 - Roeber

HB 2179 - Richardson

HB 2384 - Barnes (60)

HB 1662 - Swan

HCS HB 2129 - Cookson

HCS HBs 2523 & 2524 - Gregory

HCS HB 1857 - Shaul (113)

HCS HB 1289 - Engler

HCS HB 1542 - Morris (140)

HCS HB 1803 - Matthiesen

HCS HB 1739 - Smith (163)

HCS HB 1885 - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1249 - Plocher
HCS HB 2119 - Mathews

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HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.
HCR 55 - Basye
HCR 58 - Spencer
HCR 63 - Haefner
HCR 64 - Shaul (113)
HCR 59 - May

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540, (Fiscal Review 4/5/18) - Haahr

SENATE CONCURRENT RESOLUTIONS FOR SECOND READING

SCR 31
SCR 36
SCR 40
SCR 42
SCR 43

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 25

SENATE BILLS FOR SECOND READING

SS#2 SB 552
SB 697
SB 706
SB 722
SB 786
SB 808
SS SCS SB 890
SB 954
SS SCS SB 966

SENATE BILLS FOR THIRD READING

SB 649 - Engler
SS SCS SB 592 - Shaul (113)
HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549, (Fiscal Review 4/9/18) - Rehder
SS SCS SB 593 - Shull (16)
SB 594, (Fiscal Review 4/9/18) - Engler
SB 573, (Fiscal Review 4/9/18) - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-SECOND DAY, TUESDAY, APRIL 10, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Restore unto me the joy of Thy salvation: and uphold me with Thy free spirit. (Psalm 51:12)

Almighty God, to whom all hearts are open, all desires are known, and from whom no secrets are hidden, make Your power known to us throughout the hours of this day. Fill our minds with wisdom, our hearts with love, and our spirits with the desire to walk humbly in the way of Your commandments.

We are glad that we are citizen-legislators living in this blessed state of Missouri. Let no violence, prejudice or discord dim our vision of people living together harmoniously and working for peace plus justice.

Bless our Speaker, our Members of this House of Representatives, and all who work under the dome of this Capitol. Bless every individual citizen that the sacred rights of freedom may be ours forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Alaina McAlister.

The Journal of the fifty-first day was approved as printed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Gannon	Gray	Green	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	McCreery	McDaniel	McGaugh	McGee

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Meredith 71	Merideth 80	Messenger	Moon	Morris 140
Morse 151	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson				

NOES: 000

PRESENT: 002

Frederick Morgan

ABSENT WITH LEAVE: 038

Barnes 60	Basye	Berry	Brattin	Butler
Carpenter	Cornejo	Curtis	DeGroot	Ellington
Evans	Franklin	Grier	Kolkmeier	Mathews
Matthiesen	May	McCann Beatty	Miller	Mitten
Mosley	Neely	Newman	Peters	Pietzman
Plocher	Roden	Roeber	Rone	Rowland 29
Shumake	Smith 85	Spencer	Tate	Walker 74
Washington	Wood	Mr. Speaker		

VACANCIES: 002

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions were read the second time:

SCR 31, relating to rules and procedures adopted by the Assembly of State Legislatures on June 17, 2016.

SCR 36, relating to Shingles Awareness and Prevention Month in Missouri.

SCR 40, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress.

SCR 42, relating to the early consideration and passage of SB 120.

SCR 43, relating to the Missouri Public Service Commission.

SECOND READING OF SENATE JOINT RESOLUTIONS

The following Senate Joint Resolution was read the second time:

SJR 25, relating to bingo.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#2 SB 552, relating to official misconduct, with penalty provisions.

SB 697, relating to bingo, with a contingent effective date and existing penalty provisions.

SB 706, relating to the fee collected at the time of sale for lead-acid batteries.

SB 722, relating to a prescription drug importation study.

SB 786, relating to freedom to disclose information about public employers.

SB 808, relating to the transfer of intoxicating liquor.

SS SCS SB 890, relating to child abuse and neglect, with penalty provisions.

SB 954, relating to the offense of unlawful use of a weapon.

SS SCS SB 966, relating to administration of the criminal justice system, with existing penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 3** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Rowland (29)

House Committee Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.760, Line 12, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 129, Line 52, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 131, Section 143.021, Line 6, by deleting the number "**2020**" and inserting in lieu thereof the number "**2021**"; and

Further amend said bill, page, and section, Line 8, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 132, Section 143.071, Line 5, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 133, Line 7, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and page, Section 143.116, Line 11, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, page, and section, Line 21, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 134, Section 143.171, Lines 10 and 12, by deleting each instance of the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 135, Lines 30 and 31, by deleting each instance of the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 137, Section 143.451, Line 3, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 145, Section 143.456, Line 32, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 197, Section 144.079, Line 15, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 232, Section 208.1050, Line 17, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 427, Section 313.935, Line 42, by deleting the number "**2018**" and inserting in lieu thereof the number "**2019**"; and

Further amend said bill, Page 441, Section B, Line 2, by inserting immediately after the number "135.313," the number "137.010,"; and

Further amend said bill, page, and section, Line 3, by deleting all of said line and inserting in lieu thereof the following:

"143.021, 143.071, 143.171, 143.225, 143.451, 143.461, 144.070, 144.140, 144.710, 148.030, 148.140,";
and

Further amend said bill, page, and section, Lines 20-23, by deleting all of said lines and inserting in lieu thereof the following:

"306.015, 306.016, 306.030, 306.031, 306.060, 306.127, 306.435, 306.535, 306.550, 313.826, 313.905, 313.935, and 320.093 of this act; the enactment of sections 32.005, 32.006, 135.760, 143.116, 143.456, 144.079, 208.1070, and 226.228 of this act; and the repeal of sections 143.261, 254.150, 254.160, 254.170, and 254.180 of this act shall become effective on January 1, 2020."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

PERFECTION OF HOUSE BILLS

HCS HB 2247, HB 2179, HB 2384 and HB 1662 were placed on the Informal Calendar.

HCS HB 2129, relating to public awareness of organ donation, was taken up by Representative Cookson.

On motion of Representative Cookson, the title of **HCS HB 2129** was agreed to.

Representative Alferman assumed the Chair.

On motion of Representative Cookson, **HCS HB 2129** was adopted.

On motion of Representative Cookson, **HCS HB 2129** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Cookson:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Ross	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128

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Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 005

Hurst	Marshall	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 020

Basye	Curtis	DeGroot	Ellington	Franks Jr
Kelley 127	Korman	Lauer	McCann Beatty	Miller
Newman	Peters	Pierson Jr	Reiboldt	Roden
Rone	Rowland 29	Schroer	Smith 85	Mr. Speaker

VACANCIES: 002

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 69, HCR 73, HCR 70, HCR 55, HCR 58, HCR 63 and HCR 64 were placed on the Informal Calendar.

HCR 59, relating to Minority Organ Donor Awareness Month, was taken up by Representative May.

On motion of Representative May, **HCR 59** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood		

NOES: 003

Hurst	McDaniel	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Basye	Bernskoetter	DeGroot	Haahr
Mitten	Morgan	Newman	Peters	Roden
Rowland 29	Smith 85	Stephens 128	Wilson	Mr. Speaker

VACANCIES: 002

Representative Alferman declared the bill passed.

THIRD READING OF SENATE BILLS

SB 649, relating to the per ton fee for using explosives, was taken up by Representative Engler.

On motion of Representative Engler, the title of **SB 649** was agreed to.

SB 649 was placed on the Informal Calendar.

SS SCS SB 592, relating to elections, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **SS SCS SB 592** was agreed to.

Representative Ross assumed the Chair.

Representative Shaul (113) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 5, Section 88.770, Line 47, by inserting after the word "**vote**." the following:

"The municipality in question shall notify its customers of the informational meeting through radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting."; and

Further amend said bill, Pages 37 and 38, Section 115.299, by removing all of said section from the bill and inserting in lieu thereof the following:

*"115.299. 1. To count absentee votes on election day, the election authority shall appoint a sufficient number of teams of election judges comprised of an equal number of judges from each major political party.

2. The teams so appointed shall meet on election day after the time fixed by law for the opening of the polls at a central location designated by the election authority. The election authority shall deliver the absentee ballots to the teams, and shall maintain a record of the delivery. The record shall include the number of ballots delivered to each team and shall include a signed receipt from two judges, one from each major political party. The election authority shall provide each team with a ballot box, tally sheets and statements of returns as are provided to a polling place.

3. Each team shall count votes on all absentee ballots designated by the election authority.

4. To process absentee ballots in envelopes, one member of each team, closely observed by another member of the team from a different political party, shall open each envelope and call the voter's name in a clear voice. Without unfolding the ballot, two team members, one from each major political party, shall initial the ballot, and an election judge shall place the ballot, still folded, in a ballot box. No ballot box shall be opened until all of the ballots a team is counting have been placed in the box. The votes shall be tallied and the returns made as provided in sections 115.447 to 115.525 for paper ballots. After the votes on all ballots assigned to a team have been counted, the ballots and ballot envelopes shall be ~~placed on a string and~~ enclosed in sealed containers marked "voted absentee ballots and ballot envelopes from the election held ____, 20 ____". All rejected absentee ballots and envelopes shall be enclosed and sealed in a separate container marked "rejected absentee ballots and envelopes from the election held ____, 20 ____". On the outside of each voted ballot and rejected ballot container, each member of the team shall write his **or her** name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the absentee vote along with the votes certified from each polling place in its jurisdiction."; and

Further amend said bill, Page 55, Section 115.637, Line 79, by deleting the phrase "~~twenty-five~~ **one hundred**" and inserting in lieu thereof the phrase "twenty-five"; and

Further amend said bill, Page 58, Section 162.441, Line 19, by inserting after the word, "**plan.**" the following:

"The tax rate applicable to the community college district shall not be levied as to the school district until the proposal by the board of trustees of the community college district has been approved by a majority vote of the voters of the school district at the election called for that purpose."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shaul (113), **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2.**

House Amendment No. 2

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 4, Section 65.620, Line 31, by inserting the following after all of said line:

"67.4600. 1. As used in this section, the following terms mean:

- (1) "Commission", the governing body of the district;**
- (2) "District", the education and job training television broadcasting district created under this section;**
- (3) "Eligible city", any city not located within a county;**
- (4) "Eligible county", any constitutional charter county adjoining any eligible city;**
- (5) "Fund", the education and job training television broadcast fund created under subsection 3 of this section;**
- (6) "Member of the district", any eligible city or eligible county that authorizes both the participation in the district and the imposition of a property tax under the provisions of this section.**

2. (1) The governing bodies of an eligible city and eligible county, upon approval of a majority of the qualified voters of such city and county voting thereon, shall establish a district to be known as the "Education and Job Training Television Broadcasting District", which shall be a political subdivision of this state and shall levy and collect a tax not to exceed eight cents per one hundred dollars of assessed valuation upon all taxable property within the district for the general purpose of education and job training television broadcasting. The property tax so levied shall be collected along with all other city or county taxes in the manner provided by law and shall be in addition to all other property taxes imposed by law.

(2) The question of whether the district shall be formed and the tax authorized under this section shall be imposed shall be submitted to the voters in substantially the following form:

Shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) levy a tax of _____ (insert rate) cents per each one hundred dollars of assessed valuation for the purpose of education and job training television broadcasting, and shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) create the Education and Job Training Television Broadcasting District, which will manage the revenues created by the tax?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

The governing bodies of the eligible city and eligible county may place the ballot question before qualified voters through ordinance, resolution, or other appropriate means, and such governing bodies may place additional language on the ballot to describe the use or allocation of the revenues generated by the tax. The ballot question may also be placed before the voters through petition to the election authorities of such eligible city and eligible county by providing, no later than ninety days prior to the proposed election date, a petition signed by the registered voters of such eligible city and eligible county, of not less than one percent of the number of votes cast in each jurisdiction at the most recent general election for governor. The eligible city and eligible county election officials shall give legal notice at least sixty days prior to such election in at least two newspapers that such proposition shall be submitted at the next general or primary election or special election held for the submission of the proposition. The resolution or proposition shall be printed on the ballot and in the notice of election.

3. (1) If a majority of the votes cast on the proposal by the qualified voters in the eligible city and a majority of the votes cast on the proposal by the qualified voters in the eligible county voting thereon are in favor of the proposal, the district shall be deemed established and the tax rate for such district shall be in effect. The revenue received from the tax authorized under this section shall be deposited in a special fund to be known as the "Education and Job Training Television Broadcast Fund", which shall be established in the eligible city or eligible county treasury. The district shall not be established and the tax shall not be effective unless and until a proposition in substantially the form required under this section is adopted by the voters of both an eligible city and an eligible county. If the proposal fails to receive a majority of the votes in favor of the proposal in either an eligible city or an eligible county, such proposition shall not be resubmitted at any election held within one year of the date of the election in which the proposition was rejected within such city or county. Any such resubmission of such proposal shall comply with the provisions of this section. If a majority of votes are in favor of the proposal in only the eligible city or the eligible county, the proposal need not be resubmitted in such eligible city or eligible county for ten years after the vote in favor of the proposal.

(2) The results of the question submitted to voters under this section shall be certified by the election officials of such eligible city or eligible county to the governing body of such city or county no later than thirty days after the day of the election. Upon certification of the results, the governing body of such city or county may proceed with the performance of all actions necessary and incidental to the participation in the district.

(3) The commission appointed under subsection 4 of this section shall have exclusive administrative control and management of the fund and all programs to be funded therefrom. The commission shall be subject to an annual audit by a certified public accountant and shall require a similar annual audit of any recipient of funds from the commission. Such audits shall be submitted annually to the chief elected officer of each member of the district. The commission shall use the fund to provide programs solely within the district which shall promote:

- (a) Early childhood education programming;
- (b) Elementary and secondary education programming;
- (c) Adult education programming;
- (d) Job training programming, which shall include programming related or job training programs provided by federal, state, or local governments or nonprofit agencies; and
- (e) Activities related to preparing citizens for furthering their education and more fully participating in the economy of the region of such eligible city and eligible county. Such activities shall not be limited to traditional television broadcasting services but may include other forms of media including, but not limited to, seminars, professional training, research and development promoting collaboration among public and nonprofit education, job training and education providers, and similar or related activities that foster or enhance job training or education at all levels.

No funds shall be used directly or indirectly for any political purpose.

(4) In providing services under subdivision (3) of this subsection, the commission shall contract only with a nonprofit entity that is a noncommercial television broadcast station licensed to serve the metropolitan area of an eligible city and eligible county and that:

- (a) Under the rules and regulations of the Federal Communications Commission in effect on March 29, 1990, is licensed by the Federal Communications Commission as an NCE television broadcast station;
- (b) Is owned and operated by an organization exempt from taxation under 26 U.S.C. Section 501(c)(3) and headquartered within the eligible city or eligible county; and
- (c) Is eligible to receive a community service grant, or any successor grant, from the Corporation for Public Broadcasting, or any successor organization, on the basis of the formula set forth in 47 U.S.C. Section 396(k)(6)(B).

4. (1) The district shall be governed by a commission, which shall be a body corporate and a political subdivision of the state and shall be composed of five members appointed as follows:

- (a) Two persons appointed by the mayor of an eligible city;
- (b) Two persons appointed by the chief elected official of an eligible county; and
- (c) One person appointed by the governor, without the advice and consent of the senate, who shall serve as the chairperson of the commission.

(2) Upon the organization of the commission, the terms of the initial appointees shall be staggered such that:

- (a) Of the appointees under paragraph (a) of subdivision (1) of this subsection, one shall serve one year and one shall serve three years;
- (b) Of the appointees under paragraph (b) of subdivision (1) of this subsection, one shall serve two years and one shall serve four years; and
- (c) The appointee under paragraph (c) of subdivision (1) of this subsection shall serve four years.

Thereafter, the terms of the commissioners shall be four years. Commissioners may be reappointed. Vacancies shall be filled in the same manner as the original appointment was made.

(3) In addition to the chairperson of the commission, the commission shall select annually from its membership a vice chairperson and a treasurer. The treasurer shall be bonded in such amounts as the commission may require.

(4) The commission may appoint such officers, agents, and employees as it may require for the performance of its duties and shall determine the qualifications and duties and fix the compensation of such officers, agents, and employees, provided that in no event shall the commission expend more than two percent of the funds it receives in any given year on operating expenses, exclusive of the cost of the annual audit required under subsection 3 of this section.

(5) The commission shall fix the time and place at which its meetings shall be held. Meetings shall be held within the district and shall be open to the public and shall comply with the provisions of chapter 610.

(6) A majority of the commissioners shall constitute a quorum for the transaction of business. No action of the commission shall be binding unless taken at a meeting at which a quorum is present and a majority of the commissioners present at such meeting vote in favor thereof.

(7) Commissioners shall be subject to all provisions applicable to conflicts of interest in any business transaction of the district or commission. A commissioner shall disclose any conflict of interest in writing to the other commissioners and shall abstain from voting on any matter relating to such activity or such business transaction.

(8) Commissioners shall have official immunity under the common law for any action at law or equity, or other legal proceeding, against any commissioner relating to any act or omission of the commissioner arising out of his or her performance of duties as a commissioner. If any action at law or equity, or other legal proceeding, shall be brought against any commissioner for any act or omission arising out of the performance of duties as a commissioner, the commissioner shall be indemnified in whole and held harmless by the commission for any judgment or decree entered against the commissioner and shall be defended at the expense of the commission in any such proceeding.

5. The governing bodies of a member of the district that adopts the sales tax authorized under this section shall submit the question of whether to continue the tax to the voters ten years from the date of the implementation of the tax and every ten years thereafter on a date available for elections for the city. The ballot language shall be in substantially the following form:

Shall the City of _____ (insert name of eligible city) and the County of _____ (insert name of eligible county) continue collecting a tax of _____ (insert rate) cents per each one hundred dollars of assessed valuation for the purpose of education and job training television broadcasting?

☐ YES ☐ NO

If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to continuation, the repeal of the tax shall become effective on December thirty-first of the calendar year in which such continuation failed to be approved. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of continuation, the tax shall remain effective until the question is resubmitted under this subsection to the qualified voters and continuation fails to be approved by a majority of the qualified voters voting on the question."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Grier offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 1, Line 17 by deleting the phrase "**eight cents**" on said line and inserting in lieu thereof the phrase "**four cents**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1 to House Amendment No. 2** was adopted.

House Amendment No. 2, as amended, was withdrawn, rendering **House Amendment No. 1 to House Amendment No. 2** moot.

Representative Unsicker offered **House Amendment No. 3.**

House Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for Senate Bill No. 592, Page 37, Section 115.287, Line 25, by inserting immediately before the word "Wednesday" the word "**second**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Unsicker, **House Amendment No. 3** was adopted.

On motion of Representative Shaul (113), **SS SCS SB 592, as amended**, was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McGaugh	McGee	Meredith 71	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 006

Ellington	Hurst	Marshall	McCreery	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 016

Basye	Berry	Cookson	Cross	DeGroot
Green	McDaniel	Merideth 80	Newman	Peters
Rehder	Rowland 29	Smith 85	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 002

Representative Ross declared the bill passed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1264, relating to the admissibility of the use of a safety belt as evidence in certain civil actions, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS HB 1264**, relating to certain civil actions, was agreed to.

HCS HB 1264 was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 034

Alferman	Anders	Baringer	Berry	Black
Bondon	Brown 27	Burns	DeGroot	Engler
Fraker	Hansen	Hurst	Justus	Kelly 141
Lichtenegger	Lynch	McGaugh	Morse 151	Muntzel
Neely	Phillips	Pogue	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roeber
Shull 16	Taylor	Walsh	White	

NOES: 000

PRESENT: 066

Anderson	Austin	Bahr	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Davis
Dinkins	Dogan	Dohrman	Eggleston	Evans
Fitzwater	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Knight
Lant	Lauer	Lavender	Love	Mathews
Matthiesen	McCreery	McDaniel	Meredith 71	Miller
Moon	Morgan	Mosley	Nichols	Pike
Quade	Razer	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Stephens 128	Tate
Trent	Vescovo	Walker 3	Wessels	Wiemann
Wilson				

ABSENT WITH LEAVE: 061

Adams	Andrews	Arthur	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Brattin	Brown 57	Burnett	Butler	Carpenter
Conway 10	Cookson	Curtis	Curtman	Ellebracht
Ellington	Fitzpatrick	Francis	Franklin	Franks Jr
Gannon	Gray	Green	Harris	Henderson
Kelley 127	Kidd	Kolkmeier	Korman	Marshall
May	McCann Beatty	McGee	Merideth 80	Messenger
Mitten	Morris 140	Newman	Peters	Pfautsch
Pierson Jr	Pietzman	Plocher	Rehder	Rone
Rowland 29	Smith 85	Spencer	Stacy	Stevens 46
Swan	Unsicker	Walker 74	Washington	Wood
Mr. Speaker				

VACANCIES: 002

SPECIAL RECOGNITION

Speaker Pro Tem Haahr introduced Jerry Chang, Director General of the Taipei Economic and Cultural Office in Denver.

Director General Chang addressed the House.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1264, relating to certain civil actions, was again taken up by Representative Schroer.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1264, Page 3, Section 307.178, Line 56, by inserting after all of said line the following:

"307.179. 1. As used in this section, the following terms shall mean:

(1) "Child booster seat", a seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, that is designed to elevate a child to properly sit in a federally approved safety belt system;

(2) "Child passenger restraint system", a seating system which meets the Federal Motor Vehicle Safety Standards set forth in 49 C.F.R. 571.213, as amended, and which is either permanently affixed to a motor vehicle or is affixed to such vehicle by a safety belt or a universal attachment system;

(3) "Driver", a person who is in actual physical control of a motor vehicle.

2. Every driver transporting a child under the age of sixteen years shall be responsible, when transporting such child in a motor vehicle operated by that driver on the streets or highways of this state, for providing for the protection of such child as follows:

(1) **Children less than two years of age shall be secured in a child passenger restraint system appropriate for that child and shall be rear-facing in such system until the child reaches two years of age or until the child reaches the weight or height limit of the rear-facing child passenger restraint system as allowed by the manufacturer of the child passenger restraint system;**

(2) Children less than four years of age, regardless of weight, shall be secured in a child passenger restraint system appropriate for that child;

~~[(2)]~~ (3) Children weighing less than forty pounds, regardless of age, shall be secured in a child passenger restraint system appropriate for that child;

~~[(3)]~~ (4) Children at least four years of age but less than eight years of age, who also weigh at least forty pounds but less than eighty pounds, and who are also less than four feet, nine inches tall, shall be secured in a child passenger restraint system or booster seat appropriate for that child;

~~[(4)]~~ (5) Children at least eighty pounds or children more than four feet, nine inches in height shall be secured by a vehicle safety belt or booster seat appropriate for that child;

~~[(5)]~~ (6) A child who otherwise would be required to be secured in a booster seat may be transported in the back seat of a motor vehicle while wearing only a lap belt if the back seat of the motor vehicle is not equipped with a combination lap and shoulder belt for booster seat installation;

~~[(6)]~~ (7) When transporting children in the immediate family when there are more children than there are seating positions in the enclosed area of a motor vehicle, the children who are not able to be restrained by a child safety restraint device appropriate for the child shall sit in the area behind the front seat of the motor vehicle unless the motor vehicle is designed only for a front seat area. The driver transporting children referred to in this subsection is not in violation of this section.

This subsection shall only apply to the use of a child passenger restraint system or vehicle safety belt for children less than sixteen years of age being transported in a motor vehicle.

3. Any driver who violates subdivision (1), (2), ~~[(3)]~~ (3), **or 4** of subsection 2 of this section is guilty of an infraction and, upon conviction, may be punished by a fine of not more than fifty dollars and court costs. Any driver who violates subdivision ~~[(4)]~~ (5) of subsection 2 of this section shall be subject to the penalty in subsection 5 of section 307.178. If a driver receives a citation for violating subdivision (1), (2), ~~[(3)]~~ (3), **or (4)** of subsection 2 of this section, the charges shall be dismissed or withdrawn if the driver prior to or at his or her hearing provides evidence of acquisition of a child passenger restraint system or child booster seat which is satisfactory to the court or the party responsible for prosecuting the driver's citation.

4. The provisions of this section shall not apply to any public carrier for hire. The provisions of this section shall not apply to students four years of age or older who are passengers on a school bus designed for carrying eleven passengers or more and which is manufactured or equipped pursuant to Missouri Minimum Standards for School Buses as school buses are defined in section 301.010.

5. The highways and transportation commission shall initiate and develop a program of public information to develop understanding of, and ensure compliance with, the provisions of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Schroer, **HCS HB 1264** was adopted.

On motion of Representative Schroer, **HCS HB 1264** was ordered perfected and printed.

HB 1249, relating to certain violations in municipal court, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1249**, relating to municipal courts, was agreed to.

Representative Austin offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1249, Page 2, Section 479.020, Line 41, by inserting immediately after all of said section and line the following:

"479.190. 1. Any judge hearing violations of municipal ordinances may, when in his judgment it may seem advisable, grant a parole or probation to any person who shall plead guilty or who shall be convicted after a trial before such judge. When a person is placed on probation he shall be given a certificate explicitly stating the conditions on which he is being released.

2. In addition to such other authority as exists to order conditions of probation, the court may order conditions which the court believes will serve to compensate the victim of the crime, any dependent of the victim, or society in general. Such conditions may include, but need not be limited to:

(1) Restitution to the victim or any dependent of the victim, in an amount to be determined by the judge; and

(2) The performance of a designated amount of free work for a public or charitable purpose, or purposes, as determined by the judge.

3. A person may refuse probation conditioned on the performance of free work. If he does so, the court shall decide the extent or duration of sentence or other disposition to be imposed and render judgment accordingly. Any county, city, person, organization, or agency, or employee of a county, city, organization or agency charged with the supervision of such free work or who benefits from its performance shall be immune from any suit by the person placed on parole or probation or any person deriving a cause of action from him if such cause of action arises from such supervision of performance, except for intentional torts or gross negligence. The services performed by the probationer or parolee shall not be deemed employment within the meaning of the provisions of chapter 288.

4. The court may modify or enlarge the conditions of probation at any time prior to the expiration or termination of the probation term.

5. No municipal judge, municipal court personnel, or any prosecutor designated by the municipality or personnel assigned thereto shall supervise or have authority to hire, fire, or discipline any probation officer or probation personnel assigned by the municipality to perform the duties of probation or parole."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Austin, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1249, Page 3, Section 479.354, Line 4, by inserting immediately after said section and line the following:

"Section 1. In any county with a population greater than two hundred fifty thousand inhabitants, no individual in a political subdivision shall concurrently serve as prosecuting attorney and city attorney."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

On motion of Representative Rhoads, **House Amendment No. 2** was adopted.

On motion of Representative Plocher, **HB 1249, as amended**, was ordered perfected and printed.

HCS HB 1611, relating to statutes of limitations, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HCS HB 1611** was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1611, Page 1, Section 516.099, Line 5, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill and section, Page 2, Line 26, by deleting the word "**ten**" and inserting in lieu thereof the word "**fifteen**"; and

Further amend said bill, page, and section, Line 31, by deleting the word "**or**"; and

Further amend said bill, page, and section, Lines 32 through 37, by deleting all of said lines and inserting in lieu thereof the following:

"(6) To any action regarding a defective or unsafe condition of a product if the product is subject to a government mandated product recall related to consumer safety, provided that the action shall be limited to the extent that the subject of the action and the underlying reason for the recall are the same; or

(7) To any action regarding a defective or unsafe condition of a product causing a respiratory or malignant disease with a latency of more than fifteen years. No action shall be commenced under this subdivision based upon strict product liability, or negligence against a seller of a product, in which the product is alleged to contain or possess a defective condition unreasonably dangerous to the buyer, user, or consumer, unless such seller is also the manufacturer of the product claimed to be defective."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1611, Page 1, Section 516.099, Line 12, by inserting immediately after said line the following:

"(2) To any action regarding a latent defect that was not discovered until the injury occurred"; and

Further amend said bill and section, Pages 1-2, by renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Trent, **HCS HB 1611, as amended**, was adopted.

On motion of Representative Trent, **HCS HB 1611, as amended**, was ordered perfected and printed.

HCS HB 2119, relating to punitive damages, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HCS HB 2119** was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2119, Page 1, Section 510.259, Line 3, by deleting the word "**conscious**" and inserting in lieu thereof the words "**deliberate and flagrant**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

Representative White offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2119, Page 7, Section 538.210, Lines 47 to 48, by deleting all of said lines and inserting in lieu thereof the following:

"caused damage to the plaintiff or demonstrated malicious misconduct that caused damage to the plaintiff. Evidence of negligence, including, but not limited to, indifference to or conscious disregard for the safety of others shall not constitute a basis for an award of"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative White, **House Amendment No. 2** was adopted.

Representative Barnes (60) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2119, Page 1, Section 510.259, Line 6, by inserting after the word "**damages**" the following:

"or if the claim or claims for which nominal damages are solely awarded invoke privacy rights, property rights, or rights protected by the United States Constitution or the Missouri Constitution"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 3** was adopted.

Representative Roberts offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2119, Page 4, Section 510.263, Line 59, by inserting after all of said section and line the following:

- "510.265. 1. No award of punitive damages against any defendant shall exceed the greater of:
- (1) Five hundred thousand dollars; or
 - (2) Five times the net amount of the judgment awarded to the plaintiff against the defendant.

Such limitations shall not apply if the state of Missouri is the plaintiff requesting the award of punitive damages, or the defendant pleads guilty to or is convicted of a felony arising out of the acts or omissions pled by the plaintiff.

2. The provisions of this section shall not apply to civil actions brought under section 213.111 that allege a violation of section 213.040, 213.045, 213.050, or 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.040, 213.045, or 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing.

3. The provisions of sections 510.259 and 510.263, and subsection 4 of section 213.111 shall not apply to civil actions that allege a violation of section 213.040, 213.045, 213.050, or 213.070, to the extent that the alleged violation of section 213.070 relates to or involves a violation of section 213.040, 213.045, or 213.050, or subdivision (3) of subsection 1 of section 213.070 as it relates to housing."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 4** was adopted.

On motion of Representative Mathews, **HCS HB 2119, as amended**, was adopted.

On motion of Representative Mathews, **HCS HB 2119, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2105, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, **HCS HB 2105** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx

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Johnson	Justus	Kendrick	Kidd	Knight
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Roerber	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 004

Hurst	McDaniel	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 029

Basye	Brattin	Burns	Cookson	Curtman
Dohrman	Ellington	Fraker	Francis	Kelley 127
Kelly 141	Kolkmeier	Korman	Marshall	Mathews
Matthiesen	McCann Beatty	Newman	Peters	Pietzman
Rehder	Reisch	Rone	Ross	Rowland 29
Smith 85	Walker 74	Walsh	Mr. Speaker	

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kendrick	Kidd	Knight	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	May
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfausch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Reiboldt	Remole

Revis	Rhoads	Roberts	Roeber	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wood			

NOES: 009

Fitzpatrick	Hurst	Marshall	McDaniel	Moon
Pogue	Roden	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 030

Barnes 60	Basye	Brattin	Burns	Cookson
Curtman	Dohrman	Ellington	Fraker	Francis
Kelley 127	Kelly 141	Kolkmeier	Korman	Mathews
Matthiesen	McCann Beatty	Newman	Peters	Pietzman
Rehder	Reisch	Rone	Ross	Rowland 155
Rowland 29	Smith 85	Spencer	Walker 74	Mr. Speaker

VACANCIES: 002

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 2140, relating to public contracts for purchasing supplies, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HB 2140** was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section 34.048, Line 1, by inserting after the number "34.048." the following: "**1.**"; and

Further amend said page and section, Line 9, by inserting after all of said line the following:

"2. Beginning January 1, 2019, the office of administration shall produce a report of all cooperative purchasing agreements entered into under subsection 1 of this section and shall annually provide such report to the president pro tempore of the senate and the speaker of the house of representatives.

3. Pursuant to section 23.253, RSMo, of the Missouri Sunset Act:

(1) The provisions of the new cooperative purchasing program authorized under this section shall automatically sunset 6 years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset 12 years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Taylor assumed the Chair.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

Representative Swan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section A, Line 2, by inserting after all of said line the following:

"34.010. 1. The term "department" as used in this chapter shall be deemed to mean department, office, board, commission, bureau, institution, or any other agency of the state, except the legislative and judicial departments **and public institutions of higher education**.

2. The term "lowest and best" in determining the lowest and best award, cost, and other factors are to be considered in the evaluation process. Factors may include, but are not limited to, value, performance, and quality of a product.

3. The term "Missouri product" refers to goods or commodities which are manufactured, mined, produced, or grown by companies in Missouri, or services provided by such companies.

4. The term "negotiation" as used in this chapter means the process of selecting a contractor by the competitive methods described in this chapter, whereby the commissioner of administration can establish any and all terms and conditions of a procurement contract by discussion with one or more prospective contractors.

5. The term "purchase" as used in this chapter shall include the rental or leasing of any equipment, articles or things.

6. The term "supplies" used in this chapter shall be deemed to mean supplies, materials, equipment, contractual services and any and all articles or things, except for utility services regulated under chapter 393 or as in this chapter otherwise provided.

7. The term "value" includes but is not limited to price, performance, and quality. In assessing value, the state purchaser may consider the economic impact to the state of Missouri for Missouri products versus the economic impact of products generated from out of state. This economic impact may include the revenues returned to the state through tax revenue obligations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 2** was adopted.

Representative Lavender offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2140, Page 1, Section A, Line 2, by inserting the following after all of said line:

"34.040. 1. All purchases in excess of ~~three~~ **ten** thousand dollars shall be based on competitive bids, except as otherwise provided in this chapter.

2. On any purchase where the estimated expenditure shall be ~~twenty-five~~ **one hundred** thousand dollars or over, except as provided in subsection 6 of this section, the commissioner of administration shall:

(1) Advertise for bids in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before bids for such purchases are to be opened. Other methods of advertisement, which may include minority business purchase councils, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post a notice of the proposed purchase in his or her office; and
(3) Solicit bids by mail or other reasonable method generally available to the public from prospective suppliers. All bids for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening bids.

3. The contract shall be let to the lowest and best bidder. The commissioner of administration shall have the right to reject any or all bids and advertise for new bids, or purchase the required supplies on the open market if they can be so purchased at a better price. When bids received pursuant to this section are unreasonable or unacceptable as to terms and conditions, noncompetitive, or the low bid exceeds available funds and it is determined in writing by the commissioner of administration that time or other circumstances will not permit the delay required to resolicit competitive bids, a contract may be negotiated pursuant to this section, provided that each responsible bidder who submitted such bid under the original solicitation is notified of the determination and is given a reasonable opportunity to modify their bid and submit a best and final bid to the state. In cases where the bids received are noncompetitive or the low bid exceeds available funds, the negotiated price shall be lower than the lowest rejected bid of any responsible bidder under the original solicitation.

4. The director of the department of revenue shall follow bidding procedures as contained in this chapter and may promulgate rules necessary to establish such procedures. No points shall be awarded on a request for proposal for a contract license office to a bidder for a return-to-the-state provision offer.

5. All bids shall be based on standard specifications wherever such specifications have been approved by the commissioner of administration. The commissioner of administration shall make rules governing the delivery, inspection, storage and distribution of all supplies so purchased and governing the manner in which all claims for supplies delivered shall be submitted, examined, approved and paid. The commissioner shall determine the amount of bond or deposit and the character thereof which shall accompany bids or contracts.

6. The department of natural resources may, without the approval of the commissioner of administration required pursuant to this section, enter into contracts of up to five hundred thousand dollars to abate illegal waste tire sites pursuant to section 260.276 when the director of the department determines that urgent action is needed to protect public health, safety, natural resources or the environment. The department shall follow bidding procedures pursuant to this section and may promulgate rules necessary to establish such procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

7. The commissioner of administration and other agencies to which the state purchasing law applies shall not contract for goods or services with a vendor if the vendor or an affiliate of the vendor makes sales at retail of tangible personal property or for the purpose of storage, use, or consumption in this state but fails to collect and properly pay the tax as provided in chapter 144. For the purposes of this section, "affiliate of the vendor" shall mean any person or entity that is controlled by or is under common control with the vendor, whether through stock ownership or otherwise.

8. The commissioner of administration shall be authorized to hold a reverse auction to procure merchandise, supplies, raw materials, or finished goods if price is the primary factor in evaluating bids. The office of administration shall promulgate rules regarding the handling of the reverse auction process. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

34.042. 1. When the commissioner of administration determines that the use of competitive bidding is either not practicable or not advantageous to the state, supplies may be procured by competitive proposals. The commissioner shall state the reasons for such determination, and a report containing those reasons shall be maintained with the vouchers or files pertaining to such purchases. All purchases in excess of ~~[five]~~ **ten** thousand dollars to be made under this section shall be based on competitive proposals.

2. On any purchase where the estimated expenditure shall be ~~[twenty-five]~~ **one hundred** thousand dollars or over, the commissioner of administration shall:

(1) Advertise for proposals in at least two daily newspapers of general circulation in such places as are most likely to reach prospective offerors and may advertise in at least two weekly minority newspapers and may provide such information through an electronic medium available to the general public at least five days before proposals for such purchases are to be opened. Other methods of advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased;

(2) Post notice of the proposed purchase; and

(3) Solicit proposals by mail or other reasonable method generally available to the public from prospective offerors.

All proposals for such supplies shall be mailed or delivered to the office of the commissioner of administration so as to reach such office before the time set for opening proposals. Proposals shall be opened in a manner to avoid disclosure of contents to competing offerors during the process of negotiation.

3. The contract shall be let to the lowest and best offeror as determined by the evaluation criteria established in the request for proposal and any subsequent negotiations conducted pursuant to this subsection. In determining the lowest and best offeror, as provided in the request for proposals and under rules promulgated by the commissioner of administration, negotiations may be conducted with responsible offerors who submit proposals selected by the commissioner of administration on the basis of reasonable criteria for the purpose of clarifying and assuring full understanding of and responsiveness to the solicitation requirements. Those offerors shall be accorded fair and equal treatment with respect to any opportunity for negotiation and subsequent revision of proposals; **however, a request for a proposal may set forth the manner for determining which offerors are eligible for negotiation including, but not limited to, the use of shortlisting.** Revisions may be permitted after submission and before award for the purpose of obtaining best and final offers. In conducting negotiations there shall be no disclosure of any information derived from proposals submitted by competing offerors. The commissioner of administration shall have the right to reject any or all proposals and advertise for new proposals or purchase the required supplies on the open market if they can be so purchased at a better price.

4. The commissioner shall make available, upon request, to any members of the general assembly, information pertaining to competitive proposals, including the names of bidders and the amount of each bidder's offering for each contract.

34.044. 1. The commissioner of administration may waive the requirement of competitive bids or proposals for supplies when the commissioner has determined in writing that there is only a single feasible source for the supplies. Immediately upon discovering that other feasible sources exist, the commissioner shall rescind the waiver and proceed to procure the supplies through the competitive processes as described in this chapter. A single feasible source exists when:

(1) Supplies are proprietary and only available from the manufacturer or a single distributor; or

(2) Based on past procurement experience, it is determined that only one distributor services the region in which the supplies are needed; or

(3) Supplies are available at a discount from a single distributor for a limited period of time.

2. On any single feasible source purchase where the estimated expenditure shall be ~~[five]~~ **ten** thousand dollars or over, the commissioner of administration shall post notice of the proposed purchase. Where the estimated expenditure is ~~[twenty-five]~~ **one hundred** thousand dollars or over, the commissioner of administration shall also advertise the commissioner's intent to make such purchase in at least two daily newspapers of general circulation in such places as are most likely to reach prospective bidders or offerors and may provide such information through an electronic medium available to the general public at least five days before the contract is to be let. Other methods of

advertisement, however, may be adopted by the commissioner of administration when such other methods are deemed more advantageous for the supplies to be purchased. The requirement for advertising may be waived, if not feasible, due to the supplies being available at a discount for only a limited period of time.

34.047. Notwithstanding any provision in section 34.040, section 34.100, or any other law to the contrary, departments shall have the authority to purchase products and services related to information technology when the estimated expenditure of such purchase shall not exceed ~~[seventy-five]~~ **one hundred fifty** thousand dollars, the length of any contract or agreement does not exceed twelve months, the department complies with the informal methods of procurement established in section 34.040, and 1 CSR 40-1.050(1) for expenditures of less than ~~[twenty-five]~~ **one hundred** thousand dollars, and the department posts notice of such proposed purchase on the online bidding/vendor registration system maintained by the office of administration. For the purposes of this section, "information technology" shall mean any computer or electronic information equipment or interconnected system that is used in the acquisition, storage, manipulation, management, movement, control, display, switching, interchange, transmission, or reception of information, including audio, graphic, and text."; and

Further amend said bill, page, and section, Line 9, by inserting the following after all of said line:

"34.353. 1. Each contract for the purchase or lease of manufactured goods or commodities by any public agency, and each contract made by a public agency for construction, alteration, repair, or maintenance of any public works shall contain a provision that any manufactured goods or commodities used or supplied in the performance of that contract or any subcontract thereto shall be manufactured or produced in the United States.

2. This section shall not apply where the purchase, lease, or contract involves an expenditure of less than ~~[twenty-five]~~ **one hundred** thousand dollars. This section shall not apply when only one line of a particular good or product is manufactured or produced in the United States.

3. This section shall not apply where the executive head of the public agency certifies in writing that:

(1) The specified products are not manufactured or produced in the United States in sufficient quantities to meet the agency's requirements or cannot be manufactured or produced in the United States within the necessary time in sufficient quantities to meet the agency's requirements;

(2) Obtaining the specified products manufactured or produced in the United States would increase the cost of the contract by more than ten percent;

(3) The specified products are to be purchased or leased by a state-supported four-year institute of higher education and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years;

(4) The specified products are to be purchased or leased by a publicly supported institution and such certification as required by subdivision (1) or (2) of this subsection has been made within the last three years; or

(5) The political subdivision has adopted a formal written policy to encourage the purchase of products manufactured or produced in the United States.

4. The certificate required by this section shall specify the nature of the contract, the product being purchased or leased, the names and addresses of the United States manufacturers and producers contacted by the public agency or the project architect or engineer, and an indication that such manufacturers or producers could not supply sufficient quantities or that the price of the products would increase the cost of the contract by more than ten percent.

5. Certificates required by this section shall be maintained by the public agency for a period of three years." and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lavender, **House Amendment No. 3** was adopted.

On motion of Representative Haefner, **HCS HB 2140, as amended**, was adopted.

On motion of Representative Haefner, **HCS HB 2140, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS - INFORMAL

HCR 69, relating to designating a state funeral, was taken up by Representative Davis.

On motion of Representative Davis, **HCR 69** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 027

Barnes 60	Brown 57	Cookson	Cross	Francis
Higdon	Kelley 127	Kolkmeier	Lauer	Mathews
Matthiesen	Merideth 80	Mitten	Muntzel	Neely
Newman	Peters	Phillips	Plocher	Rehder
Rhoads	Roden	Rowland 29	Stephens 128	Vescovo
Walker 74	Mr. Speaker			

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 73, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial, was taken up by Representative Justus.

On motion of Representative Justus, **HCR 73** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 000

PRESENT: 002

Ellington	Pogue
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ABSENT WITH LEAVE: 021

Barnes 60	Cookson	Cross	Dogan	Evans
Francis	Haahr	Higdon	Houx	Kelley 127
Lauer	Matthiesen	May	Mitten	Newman
Peters	Rowland 29	Stephens 128	Vescovo	Walker 74
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 70, relating to youth violence, was taken up by Representative Franks Jr.

On motion of Representative Franks Jr., the title of **HCR 70** was agreed to.

On motion of Representative Franks Jr., **HCR 70** was read the third time and passed by the following vote:

AYES: 113

Adams	Alferman	Andrews	Arthur	Austin
Bangert	Baringer	Barnes 28	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dogan	Ellebracht	Ellington	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Johnson	Justus
Kendrick	Knight	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Roberts	Rowland 155
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Washington	Wessels
White	Wilson	Wood		

NOES: 015

Anderson	Basye	Beard	Brattin	Eggleston
Hill	Hurst	Kelly 141	Marshall	Pogue
Reisch	Roeber	Ross	Walsh	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 033

Anders	Bahr	Barnes 60	Berry	Brown 57
Conway 104	Cookson	Cross	Curtman	Dohrman
Evans	Francis	Haahr	Higdon	Houx
Kelley 127	Kidd	Kolkmeyer	Korman	Lauer
Miller	Muntzel	Newman	Peters	Phillips
Rhoads	Roden	Rone	Rowland 29	Schroer
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 55, relating to an application to Congress for the calling of an Article V convention of states to propose an amendment to the United States Constitution regarding term limits for members of Congress, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCR 55** was agreed to.

HCR 55 was laid over.

HCR 58, relating to JROTC courses, was taken up by Representative Spencer.

On motion of Representative Spencer, **HCR 58** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kolkmeier
Korman	Lant	Lavender	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roeber
Ross	Rowland 155	Runions	Ruth	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson

NOES: 002

Anders	Pogue
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PRESENT: 001

Ellington

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ABSENT WITH LEAVE: 033

Bahr	Barnes 60	Berry	Brown 57	Cookson
Cross	Evans	Francis	Haahr	Harris
Higdon	Houghton	Houx	Kelley 127	Kidd
Knight	Lauer	Lichtenegger	Miller	Mitten
Newman	Peters	Phillips	Rhoads	Roden
Rone	Rowland 29	Schroer	Shaul 113	Vescovo
Walker 74	Wood	Mr. Speaker		

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 63, relating to the designation of DeMolay Day, was taken up by Representative Haefner.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Concurrent Resolution No. 63, Page 1, Line 2, by inserting immediately above said line the following:

"AN ACT

Relating to DeMolay Day.

Be it enacted by the General Assembly of the state of Missouri, as follows:"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

On motion of Representative Haefner, **HCR 63, as amended**, was read the third time and passed by the following vote:

AYES: 121

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Engler
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gray	Green	Gregory	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger

Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	White
Wiemann				

NOES: 002

Meredith 71 Pogue

PRESENT: 002

Ellington Smith 85

ABSENT WITH LEAVE: 036

Anders	Bahr	Barnes 60	Berry	Brown 57
Cookson	Cross	Curtman	Dogan	Evans
Francis	Franks Jr	Haahr	Higdon	Houghton
Houx	Kelley 127	Knight	Korman	Lauer
Miller	Mitten	Newman	Peters	Phillips
Pierson Jr	Rhoads	Roden	Rone	Rowland 29
Schroer	Vescovo	Walker 74	Wilson	Wood
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

HCR 64, relating to the Delta Queen steamboat, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HCR 64** was read the third time and passed by the following vote:

AYES: 114

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Curtis	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Kolkmeier	Lant	Lavender	Lichtenegger	Love
Lynch	Matthiesen	May	McCann Beatty	McCreery

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McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Roden	Roeber	Ross	Rowland 155	Runions
Ruth	Shaul 113	Shull 16	Shumake	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	White	Wiemann	Wilson	

NOES: 006

Beck	Ellington	Pogue	Roberts	Smith 85
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 041

Anders	Bahr	Barnes 60	Berry	Brown 57
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtman	DeGroot	Evans	Francis	Haahr
Higdon	Houghton	Houx	Kelley 127	Knight
Korman	Lauer	Marshall	Mathews	Miller
Mitten	Newman	Peters	Phillips	Pierson Jr
Rehder	Rhoads	Rone	Rowland 29	Schroer
Smith 163	Spencer	Vescovo	Walker 74	Wood
Mr. Speaker				

VACANCIES: 002

Representative Taylor declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1591 - Fiscal Review

HB 2336 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SBs 603, 576 & 898 - Elementary and Secondary Education

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SS#2 SCS SB 590 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1743**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1963**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2495**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Dogan, Hannegan, Hill, McDaniel and Phillips

Noes (2): Franks Jr. and Wessels

Absent (3): Barnes (60), Lauer and Rhoads

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1882**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1993**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 625**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Revis

Noes (0)

Absent (4): Peters, Pogue, Rhoads and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2420**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen and Revis

Noes (2): Quade and Sommer

Absent (3): Peters, Pogue and Rhoads

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **SCS SB 892**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Black, Brown (27), Kendrick, Moon, Pike, Rowland (155), Walker (3) and Walsh

Noes (0)

Absent (4): Brown (57), Morgan, Pogue and Rehder

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2672**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bahr, Beck, Brown (57), Dohrman, Hansen, Houx, May, Mosley and Remole

Noes (0)

Absent (4): Frederick, Pogue, Runions and Walsh

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1975**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Brattin, Christofanelli, Hill, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (2): Brown (57) and Messenger

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (10): Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (0)

Absent (3): Beard, Razer and Washington

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 14**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (8): Barnes (60), Berry, Carpenter, Corlew, Evans, Roeber, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 15**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 23**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Barnes (60), Corlew, Evans, Franks Jr., Roeber, Sommer, Unsicker and Wiemann

Noes (3): Berry, Carpenter and Runions

Absent (3): Austin, Engler and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Berry, Corlew, Engler, Evans, Mathews, Roeber and Sommer

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (3): Austin, Barnes (60) and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1712**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1929**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (3): Austin, Barnes (60) and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1977**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2295**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2480**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2644**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SCS SB 644**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS SS SCS SB 826**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Barnes (60)

ADJOURNMENT

Representative Austin moved that the House stand adjourned until 9:30 a.m., Wednesday, April 11, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, April 11, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1804, HB 2572, HB 2708

Executive session will be held: HB 1299, HB 1301, HB 2017, HB 2018, HB 2671

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 11, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: SS SCS SB 782

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 12, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20

Executive session will be held: HB 1986

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 4.

Executive session will be held: HCS HB 1261, SS SCS SB 549, SB 573, SB 594

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433

Executive session will be held: SB 660, SB 840, HB 2209

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 990

Executive session will be held: SCS SB 990

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, and discussion of interim activities.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Executive session will be held: SCS SB 629, HB 1254, HB 1565, HCS HBs 2061 & 2219, HCS HB 2276, HCS HB 2284, HB 2403, HCS HB 2410, HB 2425, HB 2539, HCS HB 2567

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98

Executive session may be held on any matter referred to the committee.

Correction on time and location.

CORRECTED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 11, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 11, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917

Executive session will be held: SS SB 705

Executive session may be held on any matter referred to the committee.

CANCELLED

WAYS AND MEANS

Wednesday, April 11, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2620, HB 1964

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, April 11, 2018, 9:00 AM, House Hearing Room 4.

Public hearing will be held: SCS SB 862

Executive session will be held: SCS SB 862

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-THIRD DAY, WEDNESDAY, APRIL 11, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory

HCS HB 1857 - Shaul (113)

HCS HB 1289 - Engler

HCS HB 1542 - Morris (140)

HCS HB 1803 - Matthiesen

HCS HB 1739 - Smith (163)

HCS HB 1885 - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)

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HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591, (Fiscal Review 4/10/18) - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540 - Haahr

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549, (Fiscal Review 4/9/18) - Rehder
SS SCS SB 593 - Shull (16)
SB 594, (Fiscal Review 4/9/18) - Engler
SB 573, (Fiscal Review 4/9/18) - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-THIRD DAY, WEDNESDAY, APRIL 11, 2018

The House met pursuant to adjournment.

Representative Engler in the Chair.

Speaker Richardson assumed the Chair.

Representative Alferman suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 038

Alferman	Anders	Basye	Bernskoetter	Black
Brown 27	Butler	Cookson	DeGroot	Dogan
Engler	Evans	Fraker	Francis	Hannegan
Harris	Henderson	Hurst	Kelly 141	Kidd
Korman	Mathews	May	Morris 140	Morse 151
Mosley	Muntzel	Phillips	Pogue	Redmon
Reiboldt	Reisch	Remole	Rowland 29	Shull 16
Taylor	Walsh	White		

NOES: 000

PRESENT: 084

Adams	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 28	Beard	Beck
Berry	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	Dinkins
Dohrman	Eggleston	Ellebracht	Fitzpatrick	Fitzwater
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Helms	Higdon	Hill
Houghton	Houx	Kendrick	Knight	Kolkmeyer
Lant	Lauer	Lichtenegger	Lynch	Marshall
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Messenger	Miller	Moon	Morgan
Pfautsch	Pike	Plocher	Quade	Razer
Rehder	Revis	Rhoads	Roberts	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 85	Smith 163	Sommer	Stacy
Trent	Unsicker	Vescovo	Walker 3	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

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ABSENT WITH LEAVE: 039

Arthur	Barnes 60	Bondon	Brattin	Brown 57
Burnett	Burns	Carpenter	Curtis	Curtman
Ellington	Franklin	Franks Jr	Gannon	Hansen
Johnson	Justus	Kelley 127	Lavender	Love
McGee	Merideth 80	Mitten	Neely	Newman
Nichols	Peters	Pierson Jr	Pietzman	Roden
Roeber	Rone	Spencer	Stephens 128	Stevens 46
Swan	Tate	Walker 74	Washington	

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let the peace of God rule in your hearts and be ye thankful. (Colossians 3:15)

O Great God, we rejoice in the dawning of another day and pray that we may be so conscious of Your presence and so receptive to the guidance of Your spirit that we may walk more respectably and peacefully in Your ways. We know You are with us and we want to acknowledge that we are with You.

Deepen our faith, increase our love, and strengthen our hands that we may be faithful to You, devoted to our State, and true to the best within us. We do not ask You to remove hard decisions but to give us power to meet them courageously, to manage them confidently, and to master them creatively. We do not pray for tasks equal to our strength but for strength equal to our tasks; not for responsibilities we can carry easily but for an inner peace to carry our responsibilities however heavy and serious.

Give to us such greatness of character, such gentleness of spirit, and such goodness of heart that we may do our duties with due respect for the dignity and rights of others. May we be just and kind in all our ways and honest and straightforward through all our days.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Lucas Bailey.

The Journal of the fifty-second day was approved as printed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst

Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 017

Bahr	Brattin	Carpenter	Curtis	Curtman
Johnson	Kelley 127	Love	Marshall	McGee
Newman	Peters	Phillips	Roden	Roeber
Walker 74	Washington			

VACANCIES: 002

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight has investigated certain allegations against Governor Eric R. Greitens and begs leave to submit its findings, which are contained in the attached report.

Exhibits and a transcript of the proceedings are on file with the Chief Clerk and copies are available on the House of Representatives website.

REPORT OF THE MISSOURI HOUSE SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

April 11, 2018

/s/ Chairman Jay Barnes
/s/ Vice-chairman Don Phillips
/s/ Ranking Member Gina Mitten
/s/ Rep. Jeanie Lauer

/s/ Rep. Kevin Austin

/s/ Rep. Shawn Rhoads

/s/ Rep. Tommie Pierson Jr.

SENSITIVE CONTENT WARNING

This report contains content of a sensitive and sexual nature. The House Special Investigative Committee on Oversight has kept descriptions of an adult nature and coarse language in order to provide an unfiltered record of witness testimony. In some cases, the identities of witnesses and sensitive information have been redacted from the record to protect privacy.

HISTORY OF THE COMMITTEE

The House Special Investigative Committee on Oversight (the Committee) was formed by Speaker Todd Richardson on February 27, 2018, and consists of seven members: Chairman Jay Barnes, Vice-chairman Don Phillips, Ranking Member Gina Mitten, Rep. Jeanie Lauer, Rep. Kevin Austin, Rep. Shawn Rhoads, and Rep. Tommie Pierson Jr.

House Resolution 5565, adopted by a unanimous vote of the House of Representatives on March 1, 2018, established procedures for the Committee. In particular, HR 5565 empowered and required the Committee to “investigate allegations against Governor Eric R. Greitens” and “report back to the House of Representatives within forty days of such committee being appointed[.]” It further permitted the Committee to close all or a portion of hearings to hear testimony or review evidence, and to redact testimony transcripts and other evidence to protect witness identities or privacy.

Subpoenas were issued to compel the appearance of witnesses and the production of documents. Every witness before the Committee testified under oath.

- On February 22, 2018, Speaker Todd Richardson indicated he would form a committee to investigate allegations against Governor Greitens (Greitens). In response, counsel for Greitens stated that they would “welcome reviewing this issue with the independent, bipartisan committee of the Missouri House of Representatives.” Counsel promised to “work with the committee,” after faulting the Circuit Attorney for the City of St. Louis for refusing to meet with Greitens.¹
- On February 27, 2018, the Committee was formed by Speaker Todd Richardson.
- On February 28, 2018, Chairman Barnes made contact with attorneys Ed Dowd, Counsel for Greitens; Scott Simpson, counsel for Witness 1; and Al Watkins, counsel for Witness 3. Requests were made for production of documents.
- Counsel for Witnesses 1 and 3 timely responded to the Committee’s request for documents. Counsel for Greitens declined to provide any documents, stating that they were under a non-disclosure order from the Circuit Court of the City of St. Louis in an existing criminal case not to disclose documents from that case. However, the Committee notes that only one of the requests for documents to Greitens involved documents from the current pending case.
- On March 7, 2018, pursuant to subpoena, the Committee took testimony from Witness 1.
- On March 9, 2018, pursuant to subpoena, the Committee took testimony from Witness 2, who identified herself as a close friend of Witness 1, and Witness 3, the ex-husband of Witness 1.
- On March 12, 2018, pursuant to subpoena, the Committee took testimony from Witness 4, a close friend of Witness 1.

¹ See Ex. 23, Correspondence with Greitens’ Counsel.

- On March 22, 2018, Chairman Barnes sent requests for sworn answers to interrogatories to counsel for Greitens, and requested that counsel be prepared at a meeting the next morning to provide available dates and times at which Greitens could testify before the Committee.
- On March 23, 2018, Chairman Barnes, Vice-chairman Phillips, and staff attorneys Alex Curchin and Alixandra Hallen met informally with Ed Dowd, counsel for Greitens and Ross Garber, counsel for the Office of the Governor of Missouri. Chairman Barnes informed counsel that, although Greitens did not have a constitutional right to testify before the Committee at this point, the Committee was treating the process as if he did. Chairman Barnes requested that counsel inform the Committee by Monday, March 26, 2018 whether Greitens intended to exercise or waive his right to testify before the Committee at this point in time.
- On March 26, 2018, counsel for Greitens informed the Committee that Greitens would decline to testify before the Committee at this point in time. The Committee notes that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.
- On April 3, 2018, the Committee met to discuss the process for redactions of the record and drafting of this report.
- On April 5, 2018, the Committee met to vote on redactions of the record and discuss a draft of this report.

LIMITATIONS OF THE COMMITTEE

The Committee operated under significant time and resource constraints pursuant to the resolution. The Committee also notes that Greitens has declined to participate in this fact-finding process at this time. Greitens declined to provide the requested testimony, documents, and sworn answers to interrogatories. Greitens enjoys a fifth amendment constitutional right not to testify in his criminal trial – and before this Committee. Yet, it is also true that he enjoys a constitutional right to testify in his criminal trial if he so chooses. Further, this Committee treated the process to date as if Greitens also had a right to testify before it.

Greitens has effectively waived the right to testify before this Committee at this point in time. Thus, to the extent this report does not include Greitens' perspective, that is the result of his choice not to participate. While disappointing to the Committee, his failure to participate is not held by the Committee as an indication of the truthfulness of the allegations. Finally, the Committee also notes that Greitens will be afforded further opportunities to present evidence should additional proceedings of the Committee be deemed necessary.

Finally, this Committee was not tasked with recommending specific actions for the House of Representatives or Senate to take following this report. Instead, the Committee's purpose, per HR 5565, is to determine, to the best extent possible, the underlying evidence to allegations made against Greitens. Accordingly, while individual members of the Committee may have recommendations and beliefs about appropriate actions given these facts, those beliefs are the Committee members' as individual representatives, not of the committee as a whole. The Committee also notes that the seriousness of this process is such that it would be inappropriate for it to make recommendations after a series of closed hearings and before other elected officials and the public have been made aware of the facts included in this report.

FINDINGS OF THE COMMITTEE

A. Conduct in Relation to Witness 1

Based on the testimony and evidence received by the Committee to date, the Committee finds reason to believe the following:

1. The Committee finds Witness 1 to be an overall credible witness.
2. Witness 2, a confidant of Witness 1, testified she has known Witness 1 for ten years.²
3. Witness 3 authenticated a surreptitious recording of a conversation with Witness 1 that took place on March 25, 2015, approximately four days after Witness 1's sexual encounter with Greitens.
4. Witness 4, a confidant of Witness 1, testified that she has known Witness 1 for thirty years, dating back to elementary school.³
5. Greitens declined the opportunity to testify and failed to respond to the Committee's request for production of documents and sworn answers to written interrogatories.⁴ The Committee notes that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.
6. Witness 1, a hair stylist, met Greitens in 2013, when he became her client.⁵ Witness 1 testified:

He became a regular client of mine. And – I don't know. I saw him pretty regularly, unless he was traveling. Seemed pretty typical...we got to know each other pretty well, and I thought he was great. I thought he was this perfect guy. I probably knew too much about what he had maybe done in the past, as far as – I knew – I knew that he was an author, I knew he was a motivational speaker, I knew he was a Navy SEAL. I knew he had volunteered at the Mother Theresa House...I don't want to say that he was speaking highly of himself, but he found a way to tell me these things, and so I just thought he was wonderful.⁶
7. From the fall of 2014 to March 2015, Greitens did not make any appointments with Witness 1. Then, on or about March 7, 2015, Greitens returned for a haircut.⁷

[W]hen I saw Eric was coming in that time, I was super nervous because he was one of – you know, really, my only client that I had somewhat of a crush on and thought he was this great guy, and so I just felt kind of nervous having him come in, and because I thought that maybe he didn't come in to see me after that time because he felt bad flirting with me, because he was having a baby soon.⁸
8. Witness 1 testified that, during the March 7 appointment, Greitens moved his hand up her leg and "all the way up to [her] crotch" without her consent.⁹
9. On or about March 7, Greitens attempted to call Witness 1 on her cell phone, but she did not answer.¹⁰ Witness 1 explained her feelings:

I was at least curious. Did he have the same feelings for me? Was he going through something similar with his wife? Why did he feel like he could do that? Because he didn't know I was separated. So, anyway – so I was at least curious. I didn't want to talk to him, but I did want him to call me.¹¹

² Tr. W2 at 7:2-11.

³ Tr. W4 at 7:19 to 8:15.

⁴ See Ex. 23, Correspondence with Greitens' Counsel.

⁵ Tr. W1 at 5:21 to 7:1.

⁶ Tr. W1 at 6:8-24.

⁷ Tr. W1 at 7:2 to 9:19.

⁸ Tr. W1 at 9:11-18.

⁹ Tr. W1 at 11:6-11.

¹⁰ Tr. W1 at 13:22-25.

¹¹ Tr. W1 at 13:9-15.

10. On or about March 14, Witness 1 called Greitens while she was out with friends in the Central West End area of St. Louis. Witness 1 testified:

[W]e were trying to have a conversation in code of sorts, like, I'm really – my friend is really curious – she's in a situation. She was really curious what happened and why...you know, it was kind of in code. The way he was talking, I could tell he was most likely at his house because he wasn't really talking.

And – so he said, Actually – hey can you meet me outside of Starbucks in an alley – oh, because he asked me where I was, and I said – I was in the Central West End with some of my friends...¹²

11. They met for a few minutes in an alleyway behind Starbucks. There was no sexual contact during this meeting. Witness 1 testified:

[H]e asked where I was, and I said I was at a restaurant in the Central West End – a Mexican restaurant there. And he said, Well, can you meet me in a few minutes in the alleyway behind Starbucks, because I think I have a solution to your friend's problem. So I said, Okay. And I went over to kind of where he was talking about behind the Starbucks, and I was, like, shaking, because I was nervous to even be talking to him like this. And he kind of hugged me and just said, Listen, calm down, it's not – it'll be okay. I have an idea of, you know, of a time when we can talk about this openly. Next weekend, my wife is going out of town, you can come over to my house, we can discuss these things, because ... I have to get back to my house in a minute.¹³

12. On Friday, March 20, Witness 1 called Greitens from her salon and told him, "I don't feel comfortable coming to your house, can you please meet me at Starbucks or Coffee Cartel?" Greitens responded that he could not be seen in public with her because he was running for office and people would be watching him, especially in the Central West End. Instead, he insisted they meet at his house where she could "come in through the back door, nobody will see you, we can talk, you can get back to work, it'll be fine."¹⁴

13. Witness 1 arrived at the backdoor to Greitens' home at approximately 7 a.m. on Saturday, March 21.¹⁵

14. Witness 1 had to be at work by approximately 7:45 a.m. that morning.¹⁶

15. Upon entering the home, Greitens made a "shush motion" to Witness 1, took her purse and keys, removed all items from her purse and searched it, patted her down from head-to-toe, and then went back outside to check if anyone had seen her enter the home.¹⁷

16. Witness 1 testified that she was nervous, and Greitens attempted to calm her down. Greitens asked if she could come back later after she finished working. Witness 1 informed him that she would be finished at 4:00 p.m., but that she had to pick her children up at that time so she could not return that afternoon. Witness 1 then testified to the following:

[H]e said, Well, okay, I have this idea. And I thought about you so much, and I have this idea, and it's to make you feel good. I feel like you haven't been treated good in so long. And I said, Well, I want to talk to you. I want to know what is going on in your relationship. You don't even know

¹² Tr. W1 at 14:6-17.

¹³ Tr. W1 at 15:11 to 16:1.

¹⁴ Tr. W1 at 17:12 to 18:1.

¹⁵ Tr. W1 at 18:11-15.

¹⁶ Tr. W1 at 18:16-18.

¹⁷ Tr. W1 at 18:25 to 19:22.

what's going on in mine. And he said, I know...but we don't have a whole lot of time. Have you exercised today?

It was like he was on a mission, sort of, like this kind of high energy – it was kind of high energy. And I said, No I haven't exercised. And he said, Will you let me take you through an exercise – like, through a workout? I just have this idea. It's going to make you feel so good and – for whatever reason, I trusted him, thought this is okay, this is – somehow we're going to get to this – I don't know – I'm going to leave here feeling more clarified that, obviously, he has feeling for me.¹⁸

17. Witness 1 explained that Greitens had prepared clothes for her to change into:

So he said, I have these clothes I want you to put on. He had clothes sitting on his countertop. I want you to go change into these – take off all of your stuff – take off everything you're wearing and put on these clothes. And I just kind of looked at him like, Oh, God, what do you have? And he said, Just trust me. ... I just want to make you feel good.

So I went – he has, like, a little bathroom off his kitchen, and I went in there, changed into these clothes. The shirt was his – like, a man's white T-shirt that he had cut a slit at the top, and the pants were men's pajama pants.¹⁹

18. When Witness 1 emerged from the bathroom wearing the clothes Greitens had set out for her, Witness 1 testified that Greitens told her he would show her “how to do a proper pull-up.” Witness 1 testified that she believed “this is going to be some sort of sexy workout.”²⁰ She explained, “I thought this was going to be some sort of, like, sexy workout. I knew he – he had asked if I worked out that morning. I knew he – he said he had this idea that – something that would be – make me feel really good and I did work out, because he wanted to take me through a workout. And at this point I thought – we hadn't worked out together ever, so I thought, Oh, maybe it'll be some sort of – I don't know – sexy workout.”²¹

19. Witness 1 testified that she “was shocked” and “confused” at that point in time:

I still really thought he was perfect. He definitely knew – I know I had made it clear I had not cheated on my husband before and that, you know, I didn't want to do anything physical with him. So I think I was just confused, kind of shocked. And I was curious enough – he likes me this much that he has something planned for our workout? I don't know. I – I guess more than anything, confused.”²²

20. At that point, Witness 1 testified that she would not have been “okay with a normal sexual encounter with him if he said, Hey I just want to have sex in the basement.”²³

21. When asked if she thought she was being led into a “a situation,” Witness 1 testified:

I did. But at this point, not a bad situation...More that he had a plan and – like I said, I think I really thought maybe he will, you know, have some sort of sexy workout planned, which is why – because he said, Change your clothes into these, and I said, What do you mean? And he said, I just want to take you through a workout, come on. Just trust me. I want to make you feel good. And I

¹⁸ Tr. W1 at 19:27 to 20:25.

¹⁹ Tr. W1 at 21:1-13; 86:8-17, answering in the affirmative to question posed by Rep. Lauer whether Greitens appeared to have “planned to have those available.”

²⁰ Tr. W1 at 21:14 to 22:1. This testimony is consistent with statements Witness 1 made to Witness 3 in the surreptitiously recorded phone call of March 24, 2015. See Ex. 1 at 16:24 to 17:5.

²¹ Tr. W1 at 111:11-19.

²² Tr. W1 at 86:22 to 87:5.

²³ Tr. W1 at 111:20-23, responding in the negative to a question posed by Rep. Rhoads.

just feel like you haven't been treated good in so long. So at this point, it was more curiosity / confusion.²⁴

22. Upon entering the basement, Witness 1 testified that Greitens taped her hands to pull-up rings with “this gauzed tape stuff” and then put a blindfold on her. Witness 1 testified that these items were laying on a “workout bench right there, and that’s where he had that stuff.”²⁵

23. Witness 1 testified to Greitens’ demeanor at the time, stating, “[H]e kind of had this controlling sort of – again, it almost as if he had a – like we were on a movie set. So he’s got this whole thing down of what he was going to say or whatever, but he was super – he was in a controlled state, which at this point was intriguing to me.”²⁶

24. Witness 1 testified that Greitens then spit water into her mouth:

And then he said, First, before we start a workout, you have to be hydrated and puts water in his mouth and tries to spit it in my mouth, at which point I realized he’s trying to kiss me, but I don’t even want to kiss him. ...

So I just spit it out. He does it and he’s like, You’re not going to be a bad girl, are you? Tries to do it again, to which I just let it dribble out, because I didn’t even want to kiss him.²⁷

25. Witness 1 testified that she had not spoken to that point, and that Greitens then, “[S]tarts kissing down my neck and he starts kissing kind of like down to my chest. And he takes the shirt and rips it open.”²⁸

26. Witness 1 testified that she did not consent to Greitens’ tearing of the shirt, exposing her.²⁹

27. Witness 1 testified that Greitens then commented on a scar on Witness 1’s stomach, before “kissing down [her] stomach” and “pull[ing] down [her] pants.”³⁰

28. Witness 1 testified she did not consent to Greitens pulling her pants down to her ankles.³¹

29. After Greitens pulled down her pants, Witness 1 testified, “[T]hen I hear him kind of, like, step back – take a step back and I hear – I can hear like a, like a cell phone – like a picture, and I can see a flash through the blindfold.”³²

30. Witness 1 testified that she felt like her “privacy was invaded.”³³

²⁴ Tr. W1 at 87:6-20.

²⁵ Tr. W1 at 22:2-5; 99:18 to 100:6; 102:13-23; Ex. 1 at 17:3-5.

²⁶ Tr. W1 at 22:5-10.

²⁷ Tr. W1 at 22:14 to 23:9. See Ex. 1 at 17:7-11.

²⁸ Tr. W1 at 22:22 to 23:12. See Ex. 1 at 17:13-19.

²⁹ Tr. W1 at 70:7-24, responding in the negative to question posed by Rep. Mitten.

³⁰ Tr. W1 at 23:12-19.

³¹ Tr. W1 at 72:12-14, responding in the negative to question posed by Rep. Mitten.

³² Tr. W1 at 23:19-23; 62:3-24, testifying that Greitens admitted to her that he took the picture and that she “could hear it and [she] could see the flash;” Tr. W1 at 78:13-25, testifying again to hearing a click, seeing a flash, and that Greitens “acknowledge[d] it after he took it and sa[id], I’m going to put this picture everywhere. And then whenever [she] came back, telling [her] that he had erased it;” Ex. 1 at 17:24 to 18:2, stating four days later, “[H]e stepped back, and I saw a flash through the blindfold, and he said, ‘You’re never going to mention my name, otherwise there will be pictures of [you] everywhere.’”

³³ Tr. W1 at 65:17-24, responding in the affirmative to question posed by Rep. Phillips. The Committee notes that this question was related to a general feeling of invasion of privacy and not necessarily to the elements required for a conviction under §565.252, RSMo.

31. Witness 1 testified that she never saw an actual picture.³⁴ Nor did she recall “the first time she saw his phone.”³⁵

32. On April 9, 2018, the Committee was made aware of a motion filed in the criminal case by Greitens’ counsel that asserted Witness 1 testified as follows:

Q: Did you ever see him in possession of a camera or phone?

A: Not to my knowledge. I didn’t see him with it.

Q: And as you sit here now, you cannot state under oath that you ever saw him in possession of a camera – with a camera or a phone?

A: Correct.

Q: And you can’t say you saw it on his person, you can’t say you saw him put it down in the kitchen, take it from the kitchen, or put it down anywhere in the basement. Those are all correct statements, are they not?

A: Yes, I cannot say.

The motion notes that, when asked by the Assistant Circuit Attorney, “did you see what you believed to be a phone?” Witness 1 answered, “... I haven’t talked about it because I don’t know if it’s because I’m remembering it through a dream or I – I’m not sure, but yes, I feel like I saw it after that happened, but I haven’t spoken about it because of that.”³⁶

33. When asked whether she had reason to believe a photograph of her was transmitted in a way that allowed access via a computer, Witness 1 stated she knew “he had an iPhone ... And if he had iCloud, yes.”³⁷

34. The committee does not possess any physical or electronic evidence of a photograph or its transmission.³⁸

35. Witness 1 testified that Greitens then said, “You’re not going to mention my name. Don’t even mention my name to anybody at all, because if you do, I’m going to take these pictures, and I’m going to put them everywhere I can. They are going to be everywhere, and then everyone will know what a little whore you are.”³⁹

36. Witness 1 explained her reaction:

I just stood there, because I was like What the fuck? He doesn’t have feelings for me, he just wants to fuck me. So anyways, I was completely silent. I didn’t say anything, especially – so I didn’t even – my husband traveled for a living, and I didn’t even let him get pictures of me. So I

³⁴ Tr. W1 at 103:15-17.

³⁵ Tr. W1 at 99:6-12.

³⁶ The Committee notes that it includes these quotes in the absence of a full transcript from the deposition. It does so in reliance upon Greitens’ counsels’ obligation of candor as officers of the court. The Committee also notes that, on March 23, 2018, Chairman Barnes informed Greitens’ counsel that the Committee would support a motion by either party to the criminal case to make an exception to the current non-disclosure order in that case. “However, in the event any such evidence is provided, we would insist on having the complete set of evidence. In other words, we will not accept cherry-picked evidence from either the Circuit Attorney’s office or your client.” Greitens’ counsel’s motion may be found in Exhibit 23. Counsel for Witness 1 responded with a statement and an email asserting that said motion “mischaracterizes” her deposition testimony. Counsel for Witness 1’s statement and email is labeled Exhibit 24.

³⁷ Tr. W1 at 103:18-25.

³⁸ The Committee’s requests for documents and sworn answers to interrogatories directed to Greitens sought photographs and information identifying all computing devices and electronic communications accounts under Greitens’ custody or control during the relevant period. Greitens declined to respond.

³⁹ Tr. W1 at 23:24 to 24:5.

just stood there quietly, and then he came up close to me and he said, Are you going to say anything? Are you going to mention my name? Of course, in my head, I was screaming, Fuck, all I want to do is tell people right now. I'm dying. This is the most embarrassing thing that's ever happened to me. So I just didn't answer at all, and then he spanked me and said, Are you going to mention my name? And I said – I just gritted through my teeth and I said, No. And he's like Good – now that's a good girl and was, like, back in his – whatever – you know, the thing that he had in his mind, the thing that he was going to do with me.⁴⁰

37. Witness 1 testified that Greitens began kissing down her stomach again, and “as soon as he got, like, low on me, I just started freaking out and I started ripping down my hands. I was like, Get me out of here. I'm not ready for this. I don't want this. I don't want this.”⁴¹

38. Witness 1 described her emotions at that point:

I was definitely fearful. I was so embarrassed and ashamed, because I really felt like a whore because I had let him get me in this position before we've even kissed. I felt really used. I felt like what the – who are you? I think it was the thing that just kept playing through my mind is, who are you? What is this? What is this? Oh, my God, where am I? Get me out of here – because I just kept saying, Get me out of here. I'm not ready for this. It was also, too, that feeling of, I came here not wanting to do anything – nothing.⁴²

39. Witness 1 testified that after she stated, “I don't want this,” Greitens “stood up and started helping me take down this tape. He was like...calm down, it's okay. It's okay.”⁴³

40. Witness 1 testified that she responded by stating, “No I'm leaving, I'm leaving.” However, as soon as she “start[ed] walking out – or going to go up the stairs, ... he grabs me and like – like, in a bear hug, and was like, Shh, shh, it's okay, calm down, calm down, and like, lays me down on this ground in the basement. ... Not, like, hard, like – I mean, I was like a puddle of – no. I just, like, was crying.”⁴⁴

41. Witness 1 then testified:

So he was laying there and I was laying next to him just crying – like uncontrollably crying. And he was like, Shh, shh, it's okay, it's okay. That's all he was really saying at this point. And he was trying to, like fondle my body. ...

I'm bawling my eyes out. Yeah, so I'm still crying. And then he's like – I can tell he's still, like, in it – he's still in this – in this thing that he's got in his mind of whatever he's doing, and he's still like messing with me.

He starts undoing his pants, and he takes his penis out and puts it, like, near where my face is. And I'm like – so this guy literally just wants me for this, and this is all he wants, and then he'll let me – because at this point, too, I also know I have to be at work, and he's not going to let me leave, because he's obviously still horny. So I gave him oral sex at this point.⁴⁵

⁴⁰ Tr. W1 at 24:6-25; 101:20-25; Ex. 1 at 18:4-8.

⁴¹ Tr. W1 at 24:25 to 25:5; Ex. 1 at 18:12-16.

⁴² Tr. W1 at 130:7-18.

⁴³ Tr. W1 at 25:5-7; 74:8-17; Ex. 1 at 18:17-21.

⁴⁴ Tr. W1 at 25:8-16.

⁴⁵ Tr. W1 at 25:18 to 26:12.

42. Witness 1 further testified that Greitens pulled his pants down and “pulled his penis out...max, six inches or something” from her face while she was still crying and felt that she had no other choice if she were going to get out of the basement.⁴⁶

43. As to whether she consented to oral sex at that point, Witness 1 testified, “It’s a hard question because I did it – it felt like consent, but, no, I didn’t want to do it.”⁴⁷ She further explained, “Coerced, maybe. I felt as though that would allow me to leave. That’s what he wanted – I felt that’s what he wanted....”⁴⁸ Witness 1 then agreed with the statement that she “didn’t feel necessarily able to leave without performing oral sex.”⁴⁹ She further testified, “Looking back, yes” she believed that saying no when she was bound and blind-folded extended to not consenting to further contact, but, “In the moment, I was so emotional” and that one of the emotions was “definitely” fear for her “physical self.”⁵⁰

44. Later, Witness 1 presented conflicting testimony as to whether she was physically afraid at that particular moment. When directly asked, “Did you feel afraid to leave?,” she answered, “No. Not at this point. I feel like he hadn’t gotten what he wanted,” but also affirming she was crying, under duress, felt as if she had no other choice if she was going to get out of the basement at that moment, and that it was only after feeling she had no other choice that she performed oral sex.⁵¹

45. Witness 1 testified that after performing oral sex, “He did exactly what I thought he would do. He was just like, Okay. I literally got up – he didn’t stop me from leaving. I walked upstairs, went into the bathroom, got dressed, and left and went to work.”⁵²

46. Witness 1 forgot her keys and had to return to Greitens’ house to retrieve them after work.⁵³

47. Witness 1 testified that Greitens was waiting for her when she returned at the end of her workday at 4:00 p.m. She testified that she then confronted Greitens about the picture:

[H]e was already in the kitchen and opened the door and said, You forgot your keys. I said, Yeah. And I was obviously pissed. And he said, You’re angry. And I said, I’m really angry. I’m so angry. That is not at all what I wanted to do, Eric. And he said, I know, I know, I just – I kept thinking about you. And I said, No, you took a freaking picture of me. My husband doesn’t even have a picture of me. You took a picture of me. And he said, I know...but you have to understand, I’m running for office, and people will get me, and I have to have some sort of thing to protect myself. And I thought about you, though, and I felt bad, so I erased it. To which – you know, I didn’t believe him, but at least, he, like, acknowledged that it was messed up and had a reason why[.]⁵⁴

48. Witness 1 further testified that after she and Greitens talked for a while:

[H]e was back to kind of being that guy that I knew from the salon. It was extremely charismatic, very – kept looking at me straight in my eyes and engaged – like, I felt like he cared about me. He kept trying to hug me and touch me and kind of fondle me, meaning, like maybe hugging me and

⁴⁶ Tr. W1 at 132:6-25

⁴⁷ Tr. W1 at 73:22-24.

⁴⁸ Tr. W1 74:2-4.

⁴⁹ Tr. W1 at 74:5-7, responding in the affirmative to question posed by Rep. Mitten.

⁵⁰ Tr. W1 at 74:18 to 75:1.

⁵¹ Tr. W1 at 132:17 to 133:4.

⁵² Tr. W1 at 26:13-17.

⁵³ Tr. W1 at 26:18 to 28:1.

⁵⁴ Tr. W1 at 28:5-21; 88:2-10, testifying, “And that’s when he explained...I have to protect myself, and you have to understand this. You know, but I thought about you all day and I feel, you know – I erased the picture.”

trying to put his hand up my shirt. And at this point, it – I was really kind of mixed, because I hated him from earlier, but I also loved the man that I knew before[.]”⁵⁵

49. Witness 1 further testified that she had never been photographed in a state of partial or complete nudity either before or after March 21, 2015.⁵⁶

50. Witness 2 testified that she spoke with Witness 1 within days of the encounter between Witness 1 and Greitens on March 21, 2015. Witness 2’s testimony about the contents of her conversation with Witness 1 is consistent with key portions of Witness 1’s testimony before the Committee. Witness 2 testified that, in an emotional phone call,⁵⁷ Witness 1 told her:

- a. “Greitens had suggested that she come over to his house, that she had said that she really didn’t feel comfortable going there, that she would rather do something like talk at a coffee shop. He said that he could not do that because he could not be seen in public with her. And so – that he wanted her to come over to his house. And it was within walking distance of...where she worked, and that she did – she did end up going over there.”⁵⁸
- b. “She had went into his house, that he was trying to make her feel comfortable because she was nervous. He had given her some sort of loungewear – some sort of lounge pant to put on and some sort of T-shirt – not what she wore over there, but clothes that he had had, and that he invited her down to his basement to teach her how to do a proper pull-up – she’s really into fitness.”⁵⁹
- c. “She went downstairs. He had bound her hands to some sort of pull-up equipment with some sort of tape that he had, put a blindfold over her eyes. He had ripped her shirt and pulled down her pants some, because – she has a...a scar[.]...He had made some comment about that.”⁶⁰
- d. “She had seen a flash through the blindfold and that he had taken a picture.”⁶¹
- e. “[S]he did not consent” to the taking of the picture. “She said she was embarrassed and shocked that he had said that she had better not mention his name because he would then distribute the pictures.”⁶²
- f. “[S]he was embarrassed and upset. She was married, so she was worried about the stuff being out. She has a family that she’s close to, that she had gotten upset, and that Greitens was trying to comfort her, telling her that it was going to be okay, and that she did end up performing oral sex on him. ... I think it was on a floor – a basement floor. She was upset, and he was consoling her. That’s the only thing I can remember from that, besides the actual fact.”⁶³
- g. “[S]he had went back upstairs. She got back to the salon. She had forgotten her keys there, so she had to go back to his house. She was upset, she was angry, she was embarrassed, and that he said, Just don’t worry about it; I have deleted the picture.”⁶⁴

51. Witness 4 testified that she spoke with Witness 1 soon after the encounter between Witness 1 and Greitens on March 21, 2015. Witness 4’s testimony about the contents of her conversation with Witness 1 are

⁵⁵ Tr. W1 at 29:10-19.

⁵⁶ Tr. W1 at 104:21-24.

⁵⁷ Tr. W2 at 29:23 to 30:2.

⁵⁸ Tr. W2 at 9:8-16.

⁵⁹ Tr. W2 at 9:21 to 10:3.

⁶⁰ Tr. W2 at 10:4-11.

⁶¹ Tr. W2 at 10:11-13.

⁶² Tr. W2 at 10:14-21.

⁶³ Tr. W2 at 10:25 to 11:12.

⁶⁴ Tr. W2 at 11:14-19.

consistent with key portions of Witness 1's testimony before the Committee. Witness 4 testified that Witness 1 told her:

- a. "She said that she went to his home and that when she entered his home he had checked her for bugs as far as being bugged, wired I guess, and made her disrobe into one of his dress shirts. And he checked her purse and her belongings for any devices, recording devices."⁶⁵
- b. "[A]fter he had blindfolded her that she had saw a flash type and recognized that he had taken a photograph of her, and he said that if you mention my name that I'll put this out there or put this on the Internet, something to that effect. And she got very upset and wanted to get down, wanted him to get her down."⁶⁶
- c. "[W]hen he said that to her about the photograph or that incident that he sounded different and that she was afraid at that point."⁶⁷
- d. "[H]e helped her down, and was trying to comfort her. She was very upset. Freaking out was how she described it. And said that – he said that 'I deleted it. I deleted it.'"⁶⁸
- e. "I don't know when this incident occurred. I'm not sure if it was from the original encounter or not, I don't know, but there's pieces of things that we've talked about and she had described an encounter where she was really upset and that she had given him oral sex and she said that she just did it so that she could leave."⁶⁹

52. On March 24 or 25, 2015, Witness 1 testified that she decided that she had to tell Witness 3 about the encounter. The resulting conversation was recorded by Witness 3 without her knowledge or consent, and portions of it have been broadcast on television.⁷⁰ Witness 3 promised their conversation would not "leave the car."⁷¹ Witness 1's statements in the conversation are consistent with key portions of her testimony before the Committee. In that conversation, Witness 1 told Witness 3:

- a. "I met Eric a year ago and I instantly had a big crush on him. No, I never flirted with him. Never confided in him except for I talked about...and he helped me with that and just talked about life and whatever. He is very motivating. That's his personality. He's very persuasive. He never flirted with me other than complimenting me a couple of times on, 'Oh, I really like your hair like that,' or whatever."⁷²
- b. "[H]e quit coming in, and then I didn't see him at all for five months. Like I wasn't lying about that. And then he came in, it was a Friday, and I was so nervous to even have him come in because I knew that I had those feelings, those unexplained feelings of I shouldn't have a crush on anybody; I'm married; this is so stupid. So then I had really bad anxiety."⁷³
- c. "He came in. Knowing that I felt better whenever he came in and I felt more calm and that made me feel better, but while I was shampooing his hair and telling him about my class – at first I thought it was just me, but then I realized it wasn't. He was – I was in the middle of talking and he was doing 'this' to my leg. And at first I ignored it because I didn't know if that was just me, and then I realized he was doing that and I said, 'Eric, you need' – well, I said, 'You need to stop.' And he looked at me

⁶⁵ Tr. W4 at 11:12-16.

⁶⁶ Tr. W4 at 12:9-15; 32:7-20.

⁶⁷ Tr. W4 at 22:19-21.

⁶⁸ Tr. W4 at 12:18-21.

⁶⁹ Tr. W4 at 16:4-10; 29:20 to 30:8.

⁷⁰ The transcript of the surreptitiously recorded conversation is part of the Committee's file labeled as Exhibit 1.

⁷¹ Ex. 1 at 10:13-14.

⁷² Ex. 1 at 8:7-17.

⁷³ Ex. 1 at 8:25 to 9:7.

and he said, ‘What?’ And then I said, ‘You know what you’re doing. I know what you’re doing. You need to stop.’ And he didn’t say anything. And then he came back and sat down in the chair and I said – because there was silence. And I said, ‘Is that why you didn’t come in here for five months?’ And he said, ‘Yes.’ Or, no, he said, ‘Maybe.’ Because I guess he was attracted to me.”⁷⁴

- d. That she met Greitens on the weekend of March 14, but “nothing happened on the 14th,” but that she had met him outside and he told her that he wanted to see her the next weekend.⁷⁵
- e. “[O]n Friday, I called him from work and said, ‘I’m going home. ... I cannot come over. ... I would like to discuss or to try to get all of these thoughts away from me. Will you just meet me for coffee or something so that way we can just talk’. And he said, ‘No, I can’t – I can’t be seen with you. This is wrong.’ And I said, ‘I know.’ So he said, ‘Just please come to my house.’”⁷⁶
- f. “So on Saturday morning before my first client, I did go to his house. ... For the first time. Ever. Like I said, nothing period, had ever happened or taken place until this snowball. This fucking tornado just happened. I know I brought it on. I showed up and I said, ‘I’m only here to talk.’ And he said, ‘I know.’ I said, ‘I just want to tell you I feel like you’re always hope because I don’t know your relationship.’ He doesn’t talk about his relationship, at all. He didn’t talk about himself at all, so I don’t even know. But I said, ‘I just had a feeling that you wouldn’t be attracted to me if you didn’t have a wife with a baby. I’m just trying to process why I’m feeling this way, and I hate it. I really hate it.’ And then he – basically had been fantasizing about me, tried to live out that fantasy. He just coaxed me, kept talking to me gently and touching me, whatever he could do to still have that fantasy play out. And I did it.”⁷⁷
- g. “I was so confused with emotion. I can’t even believe it because it’s not really in my character. I don’t even fucking know. I’m so confused. He said, ‘I’ll make you feel better. I’ll make you feel good. Come downstairs. I want to show you how to do a proper pullup.’ And I knew that he was being sexual, and I still let him. And he used some sort of tape, I don’t know what it was, and taped my hands to these rings and then put a blindfold on me.”⁷⁸
- h. “And said, ‘If you’re going to do proper pullups, you need to know how to drink,’ and I guess put water in his mouth and tried to pour it in mine and it scared me. And I spit because I didn’t want to kiss him. I mean, I’m so I thought I thought.”⁷⁹
- i. “He just kept touching me over my clothes and just kept touching me. And then undid my clothes. I just didn’t say anything at all. I didn’t – I was just completely numb. I didn’t even know. I was just numb. I just stood there and didn’t fucking know. I was so – he was sort of messing with me with his hands.”⁸⁰
- j. “[A]nd he stepped back, and I saw a flash through the blindfold, and he said, ‘You’re never going to mention my name, otherwise there will be pictures of [you] everywhere.’ ... He said, ‘You’re not going to mention my name, are you?’ I didn’t say anything. I didn’t realize what – I don’t know what the fuck I’m doing. And then he asked me again. And I just said, ‘No.’”⁸¹

⁷⁴ Ex. 1 at 9:8 to 10:1.

⁷⁵ Ex. 1 at 13:11-14.

⁷⁶ Ex. 1 at 14:10-22.

⁷⁷ Ex. 1 at 15:14 to 16:12.

⁷⁸ Ex. 1 at 16:19 to 17:5.

⁷⁹ Ex. 1 at 17:7-12.

⁸⁰ Ex. 1 at 17:13-19.

⁸¹ Ex. 1 at 17:24 to 18:8.

- k. “And then he tried kissing my stomach and tried to kiss me down there but didn’t quite get there because I flipped out and I said, ‘You need to stop. I don’t want this. I don’t want this. I don’t want this.’ And he instantly stood up and freaked out and took off the blindfold and undid my hands and said, ‘I’m really sorry. Oh, my God...I’m so sorry. I thought – I want to be – I want to make you feel better.’”⁸²
- l. “I left my fucking keys at his place and so I had to go back and get the fucking keys after work. ... And I showed up, said, ‘I’m so sorry for what happened earlier. I’m just obsessed over you; it’s wrong and in real life, but I need to not do that. I know. I love my wife, and I’m really sorry. And we should not ever talk again, and I hope that you get everything figured out. ... I said, ‘Well, I’m leaving.’ He said, ‘Just stay for a little while longer, please.’ And I said, ‘No, I really have to go.’ ‘Please just stay.’ And then he held me for a long time and then made me feel better, just kept kind of touching me. ... I just – it was like, I don’t know 45 minutes of me being there, me leaving, and then him going, ‘You know, are you sure you really want to go? I’m just never going to see you after this and.’ ... And that was it.” Witness 1 stated that she never touched him, but, “He kept touching me,” that he turned her on, “and then didn’t, did both,” she felt “every emotion.”⁸³
- m. When Witness 3 said, “You’ve been half-raped and blackmailed,” Witness 1 responded simply, “Yes.”⁸⁴
- n. When Witness 3 asked why she was “not going to tell anybody,” Witness 1 responded, “When I came back, I said to him, ‘I’m very, very pissed off at you. I’m grossed out. I’m so pissed off.’ He said, ‘I know.’ ‘You took a picture.’ He said, ‘...’, it’s just because I fantasized about you, I fantasized about all these things, and you could ruin my life. And – but I erased it.”⁸⁵

53. Greitens came in for an appointment with Witness 1 approximately a week and a half or two weeks after her conversation with Witness 3. Witness 1 testified that Greitens first question was, “You didn’t tell anybody, did you?” Witness 1 told Greitens that she had not, and Greitens told her that he could not quit thinking about her and wanted to see her again.⁸⁶

54. The next time Witness 1 met Greitens was for another appointment at the salon, for which Greitens arrived 30 minutes early so that he was the first appointment of the day. Witness 1 testified, “When he showed up, I consensually kissed him – so that would have been like the first time that I was – that was totally my decision. He came in – at that time we stayed clothed and everything, but essentially made out. And then he – my client – my coworkers showed up, I did his hair and he left.”⁸⁷

55. The next encounter between Witness 1 and Greitens occurred in May 2015. Witness 1 was reading a book outside her salon when Greitens drove by, stopped his car, and invited Witness 1 to his house that evening. Witness 1 agreed to meet him for “a little bit” and went to Greitens’ house sometime around 6:30 p.m. She entered through the backdoor again, and the two of them had consensual oral sex.⁸⁸

56. The next encounter occurred on a Saturday in June 2015. Witness 1 testified:

I went out with a few of my girlfriends after work and then went over to his house afterwards. So this – my guess would have been 10:00 p.m., kind of later. And at first was consensual, you know – he has a spare bedroom upstairs and took me up there, and we were, like making out at this point. My guess is at least seminude at this point. And he looks at me and asked me ... have you

⁸² Ex. 1 at 18:12-21.

⁸³ Ex. 1 at 19:9 to 20:23.

⁸⁴ Ex. 1 at 22:13-15.

⁸⁵ Ex. 1 at 22:16 to 23:1.

⁸⁶ Tr. W1 at 35:19 to 36:11.

⁸⁷ Tr. W1 at 37:23 to 38:4; Tr. W2 at 13:18-22.

⁸⁸ Tr. W1 at 38:10 to 39:10.

been intimate with anybody? And I said, What do you mean? And he said, Well, since you and I started – because he knew that I had been separated from my husband. And I said, Well, I slept with my husband – because I know at some point I had. And he slapped me across my face, just like hard to where I was like, What? Eric, what in the heck? You’re married. Why would – what do you mean? And he just said, No. Like, that was – you’re mine. This is – what do you mean you slept with your husband? You are not supposed to be sleeping with him, you know? And I said, I think you’re screwed up from being in the Navy[.]⁸⁹

57. Witness 1 testified that she did not believe the slap was intended to physically hurt her. Instead, she said, “I felt like he was trying to claim me.”⁹⁰ The slap did not leave a mark but “was just jarring. It wasn’t sweet and gentle; it was forceful.”⁹¹

58. Witness 1 testified that immediately afterwards, “[W]e laid there and talked about him being in the Navy and what happened there. Because I know we talked about – there was a bomb that went off – I don’t know. That was pretty much our conversation after that, because it was just bizarre.”⁹²

59. Witness 2 testified that she spoke with Witness 1 after the slapping incident, and that Witness 1 had told her:

[H]e was communicating with her through a TracPhone, and that she had went there. His wife was out of town, that she had – he had asked if she had any sort of sexual relationship with anybody since they had been together last. She stated that she had had sex with her husband – her husband at the time, and that that had made him angry, and that he had slapped her in the face and called her a whore.⁹³

60. Witness 1 testified that she spoke with Greitens a few times over the next week via a burner phone that he had purchased, and then “saw him one more time, which was in the morning before work.” Greitens asked if she wanted to come over to workout. Witness 1 testified:

[W]e did exercise and went through, like, a workout, and then at the end of it, then it turned sexual in nature. And at first it was fine, and then we were in a position that would have been as if we were having sex, like doggy style, but we didn’t ever have intercourse throughout all of the times that I saw him. So he was essentially, like fingering me and – but in that position, and out of nowhere, just, like, kind of smacked me and grabbed me and shoved me down on the ground.

And I instantly just started bawling and was just like, What is wrong with you? What is wrong with you? And I just laid there crying while he was just like...you’re fine, you’re fine. You know, not really – I think he was just – I don’t know. Maybe that’s normal, but, to me, it’s not. So, after that, I got ready and left and went to work.⁹⁴

61. Witness 1 testified that this incident “might have actually left a mark”:

[I]t actually hurt, and I know that I actually was really scared and sad when that happened. The only reason why I say it might have actually left a mark is because I can remember afterwards looking in a mirror – so it was only maybe a week and a half, two weeks, tops, later that my husband and I were back together of sorts – at least considering it. I remember looking in the

⁸⁹ Tr. W1 at 39:17 to 40:13.

⁹⁰ Tr. W1 at 76:2-7.

⁹¹ Tr. W1 at 119:12-16.

⁹² Tr. W1 at 40:16-21.

⁹³ Tr. W2 at 13:4-12.

⁹⁴ Tr. W1 at 42:1-21; 120:8 to 121:2.

mirror and thinking, Can he see anything? So – I think that there’s probably a good chance that there was something there. I didn’t take pictures of it.⁹⁵

62. Witness 1 testified that Greitens was waiting for her when she left work that afternoon. He told Witness 1 “there’s an issue” and she needed to follow him in her car. Eventually, they pulled into a parking lot by a Kmart and Greitens asked her to get in his car. He then told her, “Somebody has emailed my wife today. I think it’s this Democratic operative that lives in my neighborhood.” Witness 1 suspected it was actually Witness 3, and her belief was confirmed by later testimony and documents from Witness 3.⁹⁶ Witness 1 testified that Greitens informed her that he planned to fly out to see his wife, convince her that Witness 1 was “running in the neighborhood,” “came up to the door to get a book for [her] daughter,” and that Greitens gave her a tour of the house and she “went out the back way.” Witness 1 then told Greitens that they should not see each other again in any setting. She testified, “I said, No, do not come into the salon. This is not fair to me, this is not fair to your wife, just leave me alone.”⁹⁷

63. In October 2015, Greitens came into the salon again and the receptionist told him Witness 1 had just had a cancelled appointment that Greitens could fill. Witness 1 then told Greitens again that she did not want to see him anymore. Greitens informed Witness 1 that his wife “doesn’t think anything.” After telling Witness 3 of the encounter that evening, Witness 1 then sent Greitens an email stating, “Please think of everyone involved and just leave me alone. Don’t come in at all.”⁹⁸ Greitens never returned and Witness 1 never saw him again.⁹⁹

64. When asked why she would continue to have contact with Greitens after the first encounter, Witness 1 testified:

I’ve asked myself that so many times. I think it comes down to a few things. One, I felt really disgusted with myself that I allowed that first time to happen. Really embarrassed that he thought of me as a whore. And so after my – I told my husband and he was clear that he did not want anything to do with me, that he wanted to move into an apartment, and when Eric came back in and he was normal and so kind to me, that felt so much better and it allowed me to just ignore any of those bad feelings about myself, in particular. Because if I thought he was this horrible person, I really felt shameful of myself.

And so, I think I just wanted to feel better about it. I didn’t want to think that he thought of me as just a whore. I wanted to think that he actually really liked me and wanted to have a relationship with me of sorts.¹⁰⁰

65. Witness 1 testified that she thought it was her intent at the time to have a relationship with Greitens:

I think at the time – I think – I don’t even know. I think just to feel better than whatever I felt the day before. Because then I would have – we had chunks of time where we didn’t see each other where I did feel more like myself, I started to feel better. And then when I would see him, it was almost like this excitement would build up, and then I would feel, you know, a ton of emotions again, and then I would feel awful and disgusting and I hated myself and it was horrible. And then I would start to feel better, and then he would come in again – you know, it was just such an up and down. Because I didn’t want to be involved with somebody who was married. I didn’t want to

⁹⁵ Tr. W1 at 119:18 to 120:4.

⁹⁶ See Ex. 2, email stating “There is another woman in your home right now. I’m assuming you’re out of town again. If you want to know more contact me here. I’m sorry. This isn’t fake or spam. They are at the Maryland address.”

⁹⁷ Tr. W1 at 42:20 to 44:2.

⁹⁸ See Ex. 20, screenshot of email from October 20, 2015 from Witness 1 to Greitens stating, “Eric, I am asking you to please consider all who are involved and the circumstances around us. I need you to not book at the salon anymore. This isn’t fair to me, nor anyone close to us. Please respect me and my wishes. I need to move forward in my life as I know you are doing as well. Take care.”

⁹⁹ Tr. W1 at 44:24 to 46:4.

¹⁰⁰ Tr. W1 at 88:23 to 89:15.

be having any feelings for him, in particular because I was so embarrassed about the first encounter. He basically made it clear that he felt that I was a thing to him.¹⁰¹

66. Witness 4 testified that she had a similar impression of Witness 1's motivation to continue to have contact with Greitens. She testified that Witness 1 "was very embarrassed by what had happened. She had been called a whore by her husband and felt as though she was a whore to Eric and was trying to find some thing that she felt that he cared about her for her to feel okay with herself. She was very critical of herself."¹⁰²

67. Greitens declined to testify, stating through counsel that he would be willing to testify at the conclusion of the criminal trial. Greitens also declined to provide documents, or answer interrogatories under oath.¹⁰³

- a. On February 28, 2018, Chairman Barnes sent a request for production of documents to counsel for Greitens that included four requests, including one request for all documents produced in the criminal case against Greitens. Subsequent to the request, an order was entered prohibiting disclosure of information in that case. Accordingly, Greitens' counsel was prohibited from releasing the documents called for in one of the requests. However, the Committee's request was broader than the documents that had been disclosed in the criminal case, and Greitens' counsel did not provide those documents.
- b. From February 28 to March 23, 2018, Chairman Barnes engaged in several conversations with Greitens' counsel in which he repeatedly informed Greitens' counsel that Greitens had the opportunity to testify before the Committee.
- c. On March 22, 2018, Chairman Barnes sent requests for sworn answers to interrogatories to counsel for Greitens, each of which sought disclosure of the various computing devices and electronic communications accounts under Greitens' control. Greitens failed to respond.
- d. On March 23, 2018, Chairman Barnes sent correspondence to Greitens' counsel requesting that they inform the Committee whether Greitens would exercise or waive his opportunity to testify by Monday, March 26.
- e. On Monday, March 26, Greitens' counsel informed the Committee that he would be waiving his right to testify.

68. Though he waived his opportunity to testify before the committee, Greitens has been asked several times in public settings whether he took a picture during the encounter at on March 21, 2015.

69. On or about January 20, 2018, Greitens was interviewed by the Associated Press.¹⁰⁴

- a. When asked, "Did you tie or bind the hands or blindfold your former hairdresser?" Greitens answered:

[T]his was a consensual relationship. There was no blackmail. There was no violence. There was no threat of violence. There was no threat of blackmail. There was no threat of using a photograph for blackmail. All of those things are false. The mistake that I made was that I was engaged in a consensual relationship with a woman who is not my wife. And that is a mistake for which I am

¹⁰¹ Tr. W1 at 89:18 to 90:10.

¹⁰² Tr. W4 at 28:1-6.

¹⁰³ The Committee notes again that Greitens has the constitutional right to so decline, and that the Committee has treated this process as if he also has the right to testify at this point in time.

¹⁰⁴ See AP Interview with Gov. Greitens at <https://soundcloud.com/user-834153029/associated-press-interview-with-missouri-gov-eric-greitens>. See also, Tr. Greitens's Public Statements at 3.

very sorry, sorry to Sheena. I'm sorry to our boys. I'm sorry to our family, to our friends and to everyone who has been affected by that. Beyond that this is—it's a private matter and everyone involved has asked for privacy and I respect that and I'd ask you to as well.¹⁰⁵

b. When asked the follow-up, "Did you actually take a photo of her?," Greitens responded:

As I said, this was a consensual relationship, David. And there was no blackmail. There was no threat of using a photograph for blackmail. And there was no violence. The mistake that I made, as I said, was that I was engaged in a consensual relationship with a woman who wasn't my wife. And beyond that, everyone---Sheena, everyone has asked for privacy and again, we would ask you to respect that.¹⁰⁶

70. On January 22, 2018, Greitens held a press conference to discuss the state budget.

a. When asked, "[T]here's one point we want to clarify. Did you take a picture of the woman in question?," Greitens responded:

...I'm happy to address this for everyone here once. And to make sure that we can move on, and talk about the budget and other important priorities that are, before us. As I said before, I made a personal mistake years ago before I was elected. A personal mistake for which I take full responsibility. And it's something that Sheena and I dealt with years ago. We dealt with it by the book. We dealt with it openly. And it was hard, but with loving family and a lot of prayer and tremendous support, we've made it.

And I am grateful, grateful to Sheena, for her forgiveness and grateful to God, for His forgiveness. I'm also grateful for people around the state of Missouri who, at this time, come to us, with tremendous love and compassion and prayer, who have helped us through a very difficult time. And we also appreciate those who understand that this is a private issue that Sheena and I dealt with years ago that's now been dragged into the public. We look forward--I look forward to working with legislators in this building, people around the State of Missouri in getting their priorities passed and making a difference for them.

A lot of what's been put out is not true. There was no blackmail. There was no violence. There was no photograph for blackmail. There was no threat of using a photograph for blackmail. There was no threat of violence. The mistake that I made was that I was engaged in a consensual relationship and a mistake for which I am deeply sorry. For Sheena and I, that is where the story begins and ends. Everyone involved has asked for privacy. I'm going to respect that privacy and I would ask you to respect that privacy.¹⁰⁷

b. When asked the follow-up, "[T]he woman's now ex-husband asked her if she was quote 'half-raped and blackmailed' and she said yes. How do you account for the difference in those two accounts?" Greitens responded, "Ma'am, ma'am, ma'am, I have addressed everything in the answer that I just gave you and in the interviews that we did over the weekend. We are now—there's been a lot of people in the State of Missouri who are counting on us."¹⁰⁸

¹⁰⁵ Tr. Greitens' Public Statements at 5:1-15.

¹⁰⁶ Tr. Greitens' Public Statements at 5:16-25.

¹⁰⁷ See Greitens Budget Press Conference, Jan. 22, 2018, available at <https://www.youtube.com/watch?v=vIcukJ1jcOI>; See also, Tr. Greitens' Public Statements at 29:23 to 31:12.

¹⁰⁸ Tr. Greitens' Public Statements at 32:8-19

- c. When asked another follow-up, “The question is: why did she say she was blackmailed and you say she wasn’t?” Greitens responded, “I answered your question, and we answered them in interviews throughout the weekend. Does anyone have a question on the budget?”¹⁰⁹
- d. When asked, “Governor, yes or no, did you ever take her picture?” Greitens responded, “Sir, again, I just answered. We answered them over the course of the weekend, and we are moving forward.”¹¹⁰
- e. When pressed, “With all due respect, Governor, you haven’t answered the photo questions.” Greitens responded, “Sir—sir, I’ve answered your question. We answered them with multiple outlets this weekend, and we’re moving forward.”¹¹¹

71. On February 8, 2018 at a luncheon for the Missouri Press Association, Greitens was asked again, “[D]id you take a photograph of the woman?” Greitens responded, “Actually ...we have answered all of those questions.” When pressed, “So what is the answer to that one?” Greitens responded, “We’ve answered them in multiple interviews with multiple people. ...we’re ready to move forward, which we have, which we are, and we have.”¹¹²

72. In review of the evidence as a whole, this Committee does not view Witness 1’s non-reporting of these events to law enforcement or others as bearing on her credibility.

73. Witness 1 did not initiate sharing these details with the public, law enforcement, this Committee, or anyone other than close friends. To the contrary, she testified that she would rather not have to endure recounting the events of 2015:

I’m angry that I’m in the middle of this. I am – of course, I’m upset with myself for any of my involvement with him. In particular, because he was married, but, also, because he didn’t share the same type of feelings. And also because I was still technically married.

But I’m also dealing with things for the first time these past two months that I never did before. I just pushed them aside because it was too scary. I didn’t want to think about it. I didn’t want to talk about it. I just wanted it to go away, and then maybe it never happened like that. And knowing that I’m in the situation and knowing that at this point, the only parts that Eric has denied are the parts that were hurtful. The other parts weren’t traumatic to me at all. You know, it was – it was consensual, and those parts were not traumatic. The parts that he denies are the parts that I’m finally dealing with and going – I feel sad for that person I was. That was so vulnerable. I was so vulnerable. I just feel really taken advantage of, I think – and also by my ex-husband, hugely.¹¹³

74. Witness 1 testified that she could not read the transcript of the conversation her husband had surreptitiously taped, “I started to read part of it, and I got to the part where he took the picture, and I just couldn’t read it, so I have not read any of the rest of it.”¹¹⁴

75. Witness 2 described Witness 1 as suffering from anxiety and stress after the news reports in January. “[S]he never wanted this to come out. She would have never brought this out. She’s got minor children; she has her own business and – a lot of stress.”¹¹⁵

¹⁰⁹ Tr. Greitens’ Public Statements at 33:2-6.

¹¹⁰ Tr. Greitens’ Public Statements at 45:5-9.

¹¹¹ Tr. Greitens’ Public Statements at 46:14-18

¹¹² See Mo. Press Association luncheon video, available at <https://www.youtube.com/watch?v=QHis4AU8IVY>; See also, Tr. Greitens’ Public Statements at 48:8-17.

¹¹³ Tr. W1 at 90:20 to 91:16.

¹¹⁴ Tr. W1 at 108:2-5.

¹¹⁵ Tr. W2 at 19:16-19.

76. Witness 3 repeatedly threatened her with release of information about Witness 1 and Greitens. Witness 1 testified that Witness 3 told her, “Just wait, because your good reputation...your outstanding reputation is going to be ruined and so is Eric Greitens’. You guys are going to go down because I have proof of it.”¹¹⁶ Witness 1 further testified that Witness 3 repeatedly said, “I’m going to ruin this guy, I’m going to ruin this guy.”¹¹⁷

77. Witness 3 released the recording to media outlets in December 2017.¹¹⁸

78. Witness 3 testified that an unidentified third-party had paid at least \$15,000 “to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout” relating to these events.¹¹⁹

79. The first time Witness 1 heard from a news organization occurred in December 2017 when a reporter named Lauren Trager “booked a fake appointment under a fake name, and ... came in and announced that she wasn’t there for a haircut, that she was just working on a story about the governor.”¹²⁰ Witness 1 testified that she cried and asked Trager not to run a story, saying, “No, you do not understand how traumatic this whole thing is. I cannot go there. I have kids. My ex-husband is so, so vindictive, he wants to hurt me so bad. Please do not run this story... please do not do this to me. I have children. I’m in school full-time. I work full-time – my life is so busy.”¹²¹

80. The next time Witness 1 heard from Trager was the day before the story aired. Trager told her that she was in possession of a recording.¹²² Trager was soon informed by Witness 1’s counsel at the time that Witness 1 “does not want any part of this. Please do not do this.”¹²³ Trager called Witness 1’s lawyer three minutes before the story aired, stating that Greitens had admitted to the affair and that they would air the story.¹²⁴

81. Witness 1 testified that she learned the story was going to air moments before it went live, explained to the Committee the circumstances of the airing of the report, and how she was forced to inform her children about it.¹²⁵

82. Witness 1 testified to concerns she presently has:

How will this affect my kids? Because it has already. What’s going to come of all of this, you know? What will people think of me that don’t know me? I’ve had huge support with family and friends and clients – and that’s the other thing too. Beforehand, I thought what will happen to all of my clients? I have a huge client base, and I love my clients, and a big part of why we love each other is because I am – I’m a very open book, normally. This is the one thing I just kept in a pit in my stomach and I never talk about this. And so far, that’s actually been a pretty good – my clients have been pretty good to me, for sure.

¹¹⁶ Tr. W1 at 49:14-20.

¹¹⁷ Tr. W1 at 47:3-4.

¹¹⁸ Tr. W3 at 73:22 to 74:12.

¹¹⁹ Tr. W3 at 53:24 to 54:9, Witness 3: “I spoke to the Post-Dispatch well before, and I have received nothing so far. My lawyer has a trust account that someone put something in after speaking to the Post-Dispatch, to cover lawyer fees and all of the things that were about to happen to me financially because of the fallout, but I had spent \$15,000 or so dollars of my own prior to all of this[.] ... And while I was talking to the Post, someone contacted my lawyer and said he was going to help with legal fees.”

¹²⁰ Tr. W1 at 52:2-5.

¹²¹ Tr. W1 at 52:6-16.

¹²² Tr. W1 at 53:18-19.

¹²³ Tr. W1 at 54:18-19.

¹²⁴ Tr. W1 at 54:24-25.

¹²⁵ Tr. W1 at 55:1-24.

So now I think my fear is if this comes – becomes public – I’m in school full-time. So far I don’t think the students on campus know, but then how does that affect my schooling? ... Does that push me back?

Luckily, I’m not as fearful physically anymore, because I feel like anybody would be crazy to hurt me because they would know who it is, so – that’s one huge positive thing that’s happened.¹²⁶

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SS SCS SB 547**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Harris, Houghton, Kelly (141), Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (2): Hurst and Knight

Absent (1): Eggleston

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **SCS SB 787**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bernskoetter, Harris, Houghton, Kelly (141), Knight, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (1): Hurst

Absent (1): Eggleston

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1299**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (26): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (9): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Redmon, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1301**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

¹²⁶ Tr. W1 at 92:24 to 93:20.

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Ayes (27): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (8): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2017**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (26): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (9): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Redmon, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2018**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (26): Alferman, Bahr, Black, Burnett, Butler, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Merideth (80), Quade, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent, Walsh and Wood

Noes (0)

Absent (9): Andrews, Christofanelli, May, McGee, Pierson Jr., Razer, Redmon, Rone and Taylor

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2326**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Fitzpatrick, Haefner, Hill, Kelly (141), Kendrick, Korman, Lichtenegger, May, McGee, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Taylor, Trent, Walsh and Wood

Noes (1): Lavender

Absent (7): Andrews, Davis, Gregory, Pierson Jr., Rone, Spencer and Swan

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2716**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Bahr, Black, Butler, Christofanelli, Conway (104), Fitzpatrick, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Quade, Razer, Redmon, Ross, Rowland (155), Smith (163), Taylor, Trent, Walsh and Wood

Noes (0)

Absent (8): Andrews, Burnett, Davis, Gregory, Pierson Jr., Rone, Spencer and Swan

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1867**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2159**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2589**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1916**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Lauer and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 743**, begs leave to report it has examined the same and recommends that it **Do Pass**

with House Committee Substitute, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (3): Anders, Bahr and Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SS SCS SBs 894 & 921**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bangert, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (2): Burnett and Morgan

Absent (3): Anders, Bahr and Barnes (60)

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Anderson, Fraker, Haefner, Morris (140), Smith (163), Wiemann and Wood

Noes (4): Morgan, Rowland (29), Unsicker and Wessels

Absent (3): Alferman, Conway (104) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (4): Alferman, Anderson, Conway (104) and Swan

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS SB 549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 573**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (3): Alferman, Rowland (29) and Wood

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Rowland (29)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2413**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Basye and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **SB 581**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Cornejo, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Basye and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2416**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade, Revis and Sommer

Noes (0)

Absent (3): Peters, Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2621**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Revis and Sommer

Noes (1): Quade

Absent (3): Peters, Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **SS SB 870**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade, Revis and Sommer

Noes (0)

Absent (3): Peters, Pogue and Rhoads

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **SCS SB 990**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (4): Adams, Chipman, Kendrick and Trent

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 981**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1891**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (2): Gregory and Mitten

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2353**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bahr, Beck, Brown (57), Dohrman, Hansen, Houx, May, Mosley and Remole

Noes (0)

Absent (4): Frederick, Pogue, Runions and Walsh

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **SCS SB 862**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Fitzwater, Hansen, Henderson, Justus, Lant, Mosley and Roberts

Noes (0)

Absent (4): Evans, Lauer, Pietzman and Revis

The following members' presence was noted: Brattin, Carpenter, Curtis, Curtman, Johnson, Kelley (127), Love, McGee, Roden, Roeber, Walker (74) and Washington.

ADJOURNMENT

On motion of Representative Alferman, the House adjourned until 10:00 a.m., Thursday, April 12, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session will be held: SB 850

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, April 12, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20

Executive session will be held: HB 1986

Executive session may be held on any matter referred to the committee.

CANCELLED

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: SS#2 SCS SB 590

Executive session will be held: SB 695, HB 1825, HB 2548

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917

Executive session will be held: SS SB 705

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2227

Executive session will be held: HB 1964, HB 2620

Executive session may be held on any matter referred to the committee.

AMENDED

HOUSE CALENDAR

FIFTY-FOURTH DAY, THURSDAY, APRIL 12, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins
HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory
HCS HB 1857 - Shaul (113)
HCS HB 1289 - Engler
HCS HB 1542 - Morris (140)
HCS HB 1803 - Matthiesen
HCS HB 1739 - Smith (163)
HCS HB 1885 - Bahr
HCS HB 1915 - Roden
HB 2155 - Schroer
HB 1397 - Shaul (113)
HCS HB 2210 - Christofanelli
HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)

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HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May
HCS HB 1554 - Neely

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591 - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson
HCS HB 1264 - Schroer
HB 1249 - Plocher
HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140, with HCA 3 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261 - Schroer
HCS HB 2540 - Haahr

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTY-FOURTH DAY, THURSDAY, APRIL 12, 2018

The House met pursuant to adjournment.

Representative Korman in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Alice Korman.

HB 1795 and **HCS HB 2157** were placed back on the House Bills for Perfection Calendar.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2671**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (20): Bahr, Black, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Korman, Lichtenegger, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Trent and Walsh

Noes (7): Burnett, Butler, Kendrick, Lavender, McGee, Merideth (80) and Quade

Absent (8): Alferman, Andrews, Christofanelli, May, Pierson Jr., Razer, Taylor and Wood

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was returned **HB 1255**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **SB 806**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2496**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Burns, Corlew, Kolkmeyer, Korman, Reiboldt, Runions and Ruth

Noes (0)

Absent (4): Cornejo, Hurst, May and Tate

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SJR 27** entitled:

Joint resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to members of the general assembly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 582** entitled:

An act to amend chapter 162, RSMo, by adding thereto one new section relating to personal information data of students.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 687** entitled:

An act to repeal section 160.530, RSMo, and to enact in lieu thereof one new section relating to the allocation of moneys to school district professional development committees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 843** entitled:

An act to repeal sections 41.1010, 91.640, 105.955, 143.1015, 160.2100, 160.2110, 186.007, 189.015, 189.025, 189.030, 189.035, 191.400, 191.980, 192.005, 192.014, 192.230, 192.240, 192.707, 192.710, 192.2030, 194.400, 194.408, 194.409, 196.1129, 208.197, 208.955, 209.287, 209.307, 210.170, 217.900, 217.903, 217.905, 217.907, 217.910, 253.408, 253.412, 288.475, 324.177, 324.180, 324.406, 324.409, 324.412, 324.415, 324.421, 324.424, 324.427, 324.430, 324.436, 324.478, 332.086, 334.430, 334.625, 334.749, 335.021, 453.600, 620.1200, 633.200, 701.040, and 701.353, RSMo, and section 105.959 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and to enact in lieu thereof forty-nine new sections relating to the existence of certain state boards and commissions, with an emergency clause for certain sections.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 891** entitled:

An act to amend chapter 9, RSMo, by adding thereto one new section relating to buy Missouri week.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 1050** entitled:

An act to repeal sections 108.120, 137.555, 227.240, 263.245, 292.606, 301.010, 301.020, 301.055, 301.130, 301.350, 302.170, 302.173, 302.174, 302.720, 304.005, 304.012, 304.060, 304.180, 304.232, 304.820, 306.126, 307.175, and 414.032, RSMo, and to enact in lieu thereof twenty-seven new sections relating to transportation, with existing penalty provisions and an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

The following members' presence was noted: Alferman, Anders, Anderson, Andrews, Arthur, Bangert, Baringer, Barnes (28), Barnes (60), Beard, Beck, Bernskoetter, Berry, Black, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Chipman, Christofanelli, Conway (10), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Eggleston, Ellington, Engler, Fitzwater, Fraker, Gray, Green, Grier, Haahr, Haefner, Harris, Higdon, Houghton, Houx, Hurst, Kelley (127), Kendrick, Knight, Korman, Lant, Lavender, Marshall, Matthiesen, May, McGaugh, McGee, Merideth (80), Miller, Moon, Morgan, Morse (151), Mosley, Pietzman, Pike, Pogue,

Quade, Razer, Redmon, Rehder, Reiboldt, Reisch, Revis, Rhoads, Richardson, Roberts, Rowland (155), Runions, Shaul (113), Shull (16), Spencer, Stacy, Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Walker (74), Washington, Wessels, Wiemann, and Wood.

ADJOURNMENT

On motion of Representative Korman, the House adjourned until 4:00 p.m., Monday, April 16, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Executive session will be held: SB 850

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2458, SS SCS SBs 603, 576 & 898

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2336

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition, discussion of interim activities.

JUDICIARY

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session, House Hearing Room 1.

Public hearing will be held: HCR 86, SB 780, HB 1720, HB 1848, HB 1970

Executive session will be held: HB 1331, HB 1648, HB 2366, SB 800, SCS SBs 946 & 947

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

JUDICIARY

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HCR 86, SB 780, HB 1720, HB 1848, HB 1970

Executive session will be held: HB 1331, HB 1648, HB 2366, SB 800, SCS SBs 946 & 947

Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.
CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 17, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: SS#2 SCS SB 590

Executive session will be held: SB 695, HB 1825, HB 2548

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, April 18, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: SCS SB 598, SS SB 705, SB 727, SCS SB 917

Executive session will be held: SS SB 705

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, April 17, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 2227

Executive session will be held: HB 1964, HB 2620

Executive session may be held on any matter referred to the committee.

AMENDED

HOUSE CALENDAR

FIFTY-FIFTH DAY, MONDAY, APRIL 16, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HBs 2523 & 2524 - Gregory

HCS HB 1857 - Shaul (113)

HCS HB 1289 - Engler

HCS HB 1542 - Morris (140)

HCS HB 1803 - Matthiesen

HCS HB 1739 - Smith (163)

HCS HB 1885 - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HCS HB 1999 - Bondon

HCS HB 2407 - Ruth

HB 2438 - Remole

HB 2460 - Vescovo

HB 1590 - Smith (163)

HB 2381 - Sommer

HB 2352 - Fraker

HB 1728 - Lant

HB 1378 - Trent

HCS HB 1424 - Roeber

HB 1569 - Christofanelli

HCS HB 1549 - Alferman

HB 1626 - Morris (140)

HCS HB 1363 - Kidd

HB 1290 - Henderson

HCS HB 1248 - Pike

HCS HB 2364 - Bondon

HCS HB 2356 - Haefner

HB 1906 - Higdon

HCS HB 2038 - Fraker

HCS HB 1273 - Kendrick

HCS HB 1577 - Wiemann

HCS HB 1870 - Barnes (60)

HB 1901 - Cross

HB 1972 - Wiemann

HB 1431 - Barnes (28)

HB 1454 - May

HCS HB 1554 - Neely

HB 1795 - Bernskoetter

HCS HB 2157 - Bahr

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2139 - Morris (140)
HB 1846 - Cornejo
HB 1485 - Brown (57)
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HCRs FOR THIRD READING - INFORMAL

HCR 55 - Basye

HOUSE BILLS FOR THIRD READING

HB 2286 - Kelly (141)
HB 2360 - Redmon
HB 2117 - Pfautsch
HCS HB 1591 - Wood
HB 2336, (Fiscal Review 4/10/18) - Tate
HCS HB 2129 - Cookson
HCS HB 1264 - Schroer
HB 1249 - Plocher
HCS HB 1611 - Trent
HCS HB 2119 - Mathews
HCS HB 2140, with HCA 3 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1261 - Schroer
HCS HB 2540 - Haahr

SENATE JOINT RESOLUTIONS FOR SECOND READING

SJR 27

SENATE BILLS FOR SECOND READING

SB 582
SB 687
SCS SB 843
SB 891
SCS SB 1050

SENATE BILLS FOR THIRD READING

HCS SCS SB 623 - Plocher
HCS SB 569 - Fraker
SS SCS SB 549 - Rehder
SS SCS SB 593 - Shull (16)
SB 594 - Engler
SB 573 - Davis
HCS SS SB 608 - Rhoads
SB 626 - Kidd
SB 708 - Fitzpatrick

SENATE BILLS FOR THIRD READING - INFORMAL

SB 649 - Engler

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-SEVENTH DAY, MONDAY, APRIL 2, 2018

The House met pursuant to adjournment.

Representative Alferman in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was led by Layla Alferman.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bills were read the second time:

HCB 14, relating to the designation of state highways.

HCB 15, relating to opioids.

HCB 17, relating to agriculture education.

HCB 18, relating to tax credits.

HCB 20, relating to corrections.

HCB 23, relating to political subdivisions.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS#2 SCS SB 590, relating to historic buildings, with an emergency clause.

SS SCS SB 652, relating to county sheriffs.

SS SB 666, relating to the regulation of the tri-party employment relationship, with penalty provisions.

SB 693, relating to the appointment of a guardian or conservator for certain persons.

SS SCS SB 782, relating to the department of natural resources.

SB 850, relating to records involving children.

SCS SB 862, relating to electrical contractors.

SB 884, relating to bonding requirements of retail sales licensees.

SCS SB 917, relating to coal ash.

SB 919, relating to licenses to operate motor vehicles, with existing penalty provisions.

SB 981, relating to workers' compensation, with an existing penalty provision.

SCS SB 990, relating to the attachment of school districts to community college districts.

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bills were referred to the Committee indicated:

HCB 14 - Rules - Administrative Oversight
HCB 15 - Rules - Administrative Oversight
HCB 17 - Rules - Legislative Oversight
HCB 18 - Rules - Legislative Oversight
HCB 20 - Rules - Legislative Oversight
HCB 23 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1368 - Fiscal Review
HB 1516 - Fiscal Review
HCS HB 2105 - Fiscal Review

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate refuses to recede from its position on **SS SCS HB 1291, as amended**, and grants the House a conference thereon.

The following members' presence was noted: Alferman, Austin, Barnes (60), Beck, Brown (27), Eggleston, Fitzwater, Kelley (127), Kendrick, Lauer, Mitten, Phillips, Pierson Jr, Rhoads, Vescovo, Walker (3), and Wood.

ADJOURNMENT

On motion of Representative Alferman, the House adjourned until 4:00 p.m., Tuesday, April 3, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, April 4, 2018, upon conclusion of morning session, House Hearing Room 3.

Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563

Executive session may be held on any matter referred to the committee.

Hearing time changed.

CORRECTED

CHILDREN AND FAMILIES

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CANCELLED

ECONOMIC DEVELOPMENT

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1466

Executive session will be held: HCR 77, HB 1438, SCS SB 629

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1315, HB 1826, HB 2494

Executive session will be held: HB 2332, HB 2555, SB 681

Executive session may be held on any matter referred to the committee.

Added HB 2494

AMENDED

FISCAL REVIEW

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, April 3, 2018, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1882, HB 1993, HB 2131, HB 2370, HB 2413

Executive session will be held: HB 2158

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1524, HB 2468, HB 2706, SB 660, SB 840

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1891, HB 1331, HB 2636, HB 1255, SB 806, SB 793

Executive session will be held: HB 1399, HB 2262

Executive session may be held on any matter referred to the committee.

Witness testimony is limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 11

Executive session will be held: HCB 11, HCS HB 1423, HB 1664, HCS HB 2125,

HCS HB 2153, HCS HB 2180, HCS HB 2306, HCS HB 2335, HCS HB 2383, HCS HB 2411,

HCS HB 2506, HB 2538, SS SCS SB 592, SB 649

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HCB 16

Executive session will be held: HCB 16, HB 1353, HCS HB 1356, HB 1590, HCS HB 1722,

HCS HB 2397, HB 2409, HB 2460, HCS HBs 2523 & 2524, HB 2527

Executive session may be held on any matter referred to the committee.

If committee must reconvene to finish business, we will be in HR 5 upon adjournment.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, April 3, 2018, 1:45 PM, South Gallery.

Public hearing will be held: HB 2353, HB 2672

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1825

Executive session will be held: SCS SB 644, HCR 89

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: SS SB 608

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 4, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2425, HR 5612, HB 2522

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, April 3, 2018, 12:15 PM, 401 Monroe Street, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS

Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion on changes to the forms for AIM Zones.

TRANSPORTATION

Wednesday, April 4, 2018, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SB 757, SCS SB 814

Executive session will be held: HJR 84

Executive session may be held on any matter referred to the committee.

Transportation Committee will be from 8:30 to 9:00 AM

VETERANS

Tuesday, April 3, 2018, 1:00 PM, House Hearing Room 3.

Public hearing will be held: HB 2466

Executive session will be held: HB 2466, HCR 88

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 2620

Executive session will be held: HB 2168

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-EIGHTH DAY, TUESDAY, APRIL 3, 2018

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)

HCS HB 2255 - Korman

HB 1499 - Dogan

HB 2231 - Ross

HB 1419 - Haefner

HB 1275 - Kendrick

HB 1629 - Evans

HB 1252 - Plocher

HCS HB 1261 - Schroer

HB 2286 - Kelly (141)

HCS HB 1264 - Schroer

HCS HB 1457 - Lauer

HB 2360 - Redmon

HB 1715 - Phillips

HB 1470 - Kelley (127)

HCS HB 1491 - Kelley (127)

HB 1767 - Arthur

HB 1966 - Cornejo

HB 2117 - Pfautsch

HB 2139 - Morris (140)

HB 2336 - Tate

HB 1846 - Cornejo

HCS HB 1591 - Wood

HB 1249 - Plocher

HCS HB 2119 - Mathews

HCS HB 1611 - Trent

HCS HB 2140 - Haefner

HB 1485 - Brown (57)

HCS HB 2540 - Haahr

HB 2562 - Austin

HCS HB 2247 - Roeber

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2179 – Richardson
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339 - Lynch
HB 1266 - Lichtenegger
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368, (Fiscal Review 4/2/18) - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HB 1516, (Fiscal Review 4/2/18) - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-EIGHTH DAY, TUESDAY, APRIL 3, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Let integrity and uprightness preserve me; for I wait on Thee. (Psalm 25:21)

O Glorious God, who has brought us to the beginning of a new week, grant that in all our ways we may always remember that You are with us. Help us to do our duties, to carry our responsibilities, and to make our decisions with sincerity of mind and genuineness of heart. Remove from us all pretense, deceit, and hypocrisy, and by Your spirit may we do what we believe to be right and good for the people we serve.

Fill our lives with love and the motivation for service that we may rise above the boundaries of class, color, creed and party to seek to support the many serious needs of all the wonderful people of this great state.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Trenton Bernskoetter, Julia Bernskoetter, John Bernskoetter, Chase Castrop, Grace Bernskoetter, Kaylee Rose Nance, Hannah Brattin, Garrett Brattin, Mariah Brattin, Kayla Brattin, Rick Brattin III, Wyatt Bartholomew Korman, Grant Charles Korman, and Alice Catherine Korman.

The Journal of the forty-sixth day was approved as printed by the following vote:

AYES: 141

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141

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Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Peters	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Adams	Brattin	Butler	Ellington	Franks Jr
Gray	Green	Hansen	Hill	Lavender
May	McCann Beatty	Neely	Newman	Nichols
Roeber	Rone	Smith 85	Spencer	Walker 74

VACANCIES: 002

The Journal of the forty-seventh day was approved as printed.

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 2014** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 2014** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE REVISION BILLS

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HRB 1** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 2031, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, **HCS HB 2031** was read the third time and passed by the following vote:

AYES: 150

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Peters	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 010

Adams	Barnes 60	Ellington	Gray	Green
McCann Beatty	Newman	Nichols	Phillips	Smith 85

VACANCIES: 002

Speaker Richardson declared the bill passed.

HB 1369, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, **HB 1369** was read the third time and passed by the following vote:

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AYES: 146

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 28	Baye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Peters	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Adams	Arthur	Barnes 60	Conway 10	Gray
Green	Higdon	Korman	McCann Beatty	Newman
Nichols	Phillips	Smith 85		

VACANCIES: 002

Speaker Richardson declared the bill passed.

HCS HB 2339, relating to the Missouri military community reinvestment act, was placed on the Informal Calendar.

Representative Chipman assumed the Chair.

HB 1266, relating to the pain capable unborn child protection act, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HB 1266** was read the third time and passed by the following vote:

AYES: 117

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 031

Anders	Bangert	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Ellington	Franks Jr	Kendrick	Lavender	May
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Peters	Quade	Razer	Roberts
Smith 85	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Arthur	Baringer	Barnes 60	Ellebracht
Gray	Green	Higdon	McCann Beatty	Mitten
Newman	Nichols	Pierson Jr		

VACANCIES: 002

Representative Chipman declared the bill passed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was placed back on the House Bills for Perfection Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1486, relating to the supplemental nutrition assistance program, was taken up by Representative Kelly (141).

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 109

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 039

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Harris	Kendrick	Lavender	May	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 013

Adams	Barnes 60	Cookson	Davis	Ellebracht
Gray	Green	Grier	Higdon	McCann Beatty
Newman	Nichols	Peters		

VACANCIES: 002

On motion of Representative Kelly (141), **HCS HB 1486** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 043

Anders	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellington
Franks Jr	Harris	Helms	Kendrick	Kidd
Lavender	Matthiesen	May	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Barnes 60	Cookson	Ellebracht	Gray
Green	Higdon	McCann Beatty	Newman	Nichols
Peters				

VACANCIES: 002

Representative Chipman declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 2101, relating to guardian ad litem fees, was taken up by Representative Beard.

On motion of Representative Beard, **HB 2101** was read the third time and passed by the following vote:

AYES: 148

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roerber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Adams	Barnes 60	Burns	Cookson	Gray
Green	Higdon	McCann Beatty	McGee	Newman
Nichols	Peters			

VACANCIES: 002

Representative Chipman declared the bill passed.

HB 2192, relating to bonding requirements for treasurers of seven-director school districts, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 2192** was read the third time and passed by the following vote:

AYES: 148

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Ellington Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Adams	Barnes 60	Burns	Cookson	Gray
Green	Higdon	McCann Beatty	Newman	Nichols
Peters				

VACANCIES: 002

Representative Chipman declared the bill passed.

Speaker Richardson resumed the Chair.

HB 2221, relating to registered interior designers, was taken up by Representative Franklin.

On motion of Representative Franklin, **HB 2221** was read the third time and passed by the following vote:

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AYES: 144

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 003

Curtis	Ellington	May
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PRESENT: 000

ABSENT WITH LEAVE: 014

Adams	Barnes 60	Burns	Conway 10	Cookson
Gray	Green	Higdon	McCann Beatty	Messenger
Newman	Nichols	Peters	Stephens 128	

VACANCIES: 002

Speaker Richardson declared the bill passed.

HOUSE RESOLUTIONS

HCS HR 5213, relating to an electronic logging device mandate, was taken up by Representative Ross.

On motion of Representative Ross, **HCS HR 5213** was adopted.

On motion of Representative Ross, **HCS HR 5213** was adopted by the following vote:

AYES: 125

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Butler	Chipman	Christofanelli	Conway 104	Corlew
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	McGaugh	Messenger	Miller
Mitten	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 021

Bangert	Baringer	Barnes 28	Beck	Brown 27
Burnett	Carpenter	Ellebracht	Ellington	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Razer
Revis	Roberts	Smith 85	Stevens 46	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 015

Adams	Barnes 60	Burns	Conway 10	Cookson
Cornejo	Cross	Gray	Green	Higdon
McCann Beatty	Newman	Nichols	Peters	Walker 74

VACANCIES: 002

COMMITTEE REPORTS

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2158**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, Schroer and Taylor

Noes (3): Evans, McCreery and Merideth (80)

Absent (1): Roeber

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HJR 96**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Cornejo

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HJR 97**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Burns, Corlew, Korman, Reiboldt, Runions, Ruth and Tate

Noes (3): Cornejo, Hurst and Kolkmeier

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2091**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Cornejo

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2148**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): Cornejo

Absent (1): May

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the President Pro Tem has appointed the following Conference Committee to act with a like committee from the House on **SS SCS HB 1291, as amended**.

Senators: Romine, Onder, Hegeman, Sifton and Walsh

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, April 4, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, April 4, 2018, 12:20 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563

Executive session will be held: HB 2716, HB 2326

Executive session may be held on any matter referred to the committee.

Added executive session for HB 2716 and HB 2326.

CORRECTED

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CANCELLED

CONSERVATION AND NATURAL RESOURCES

Wednesday, April 4, 2018, 8:45 AM, House Hearing Room 1.

Executive session will be held: HB 1977, HB 2480

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869

Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 5, 2018, 8:30 AM, House Hearing Room 6.

Executive session will be held: HCS HB 1368

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1524, HB 2468, HB 2706, SB 660, SB 840

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, April 4, 2018, 12:15 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1488

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, April 4, 2018, 12:30 or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1992, HB 2380, HB 2604

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 11

Executive session will be held: HCB 11, HCS HB 1423, HB 1664, HCS HB 2125, HCS HB 2153, HCS HB 2180, HCS HB 2306, HCS HB 2335, HCS HB 2383, HCS HB 2411, HCS HB 2506, HB 2538, SS SCS SB 592, SB 649, HCS HB 1260, HCS HB 2257

Executive session may be held on any matter referred to the committee.

Adding HCS HB 1260 and HB 2257.

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: HCS#2 HB 1802, HB 2211, HB 2232, HCS HB 2259,

HCS HB 2393, HB 2499, HCS HB 2580, HB 2590, HB 2607, HB 2681, HR 5237,

HCS HB 1554

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, April 4, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2669

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 4, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2425, HR 5612, HB 2522, HB 1697, HB 1698, HB 2439, HCR 83

Executive session may be held on any matter referred to the committee.

Added HB 1697, HB 1698, HB 2439 and HCR 83.

AMENDED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, April 4, 2018, 12:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, April 5, 2018, upon adjournment, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, April 6, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS

Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion on changes to the forms for AIM zones.

TRANSPORTATION

Wednesday, April 4, 2018, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SB 757, SCS SB 814

Executive session will be held: HJR 84

Executive session may be held on any matter referred to the committee.

Transportation Committee will meet from 8:30 - 9:00 AM.

WAYS AND MEANS

Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2620, SB 768

Executive session will be held: HB 2168, SB 768

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-NINTH DAY, WEDNESDAY, APRIL 4, 2018

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HCS HB 2540 - Haahr
HB 2562 - Austin
HCS HB 2247 - Roeber
HB 2179 - Richardson
HB 2384 - Barnes (60)
HB 1662 - Swan

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368, (Fiscal Review 4/2/18) - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick
HB 1516, (Fiscal Review 4/2/18) - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 2339 - Lynch

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-NINTH DAY, WEDNESDAY, APRIL 4, 2018

The House met pursuant to adjournment.

Representative Christofanelli in the Chair.

Speaker Richardson assumed the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 032

Barnes 60	Basye	Beck	Berry	Brown 27
Burns	Cookson	Davis	Franks Jr	Gannon
Harris	Henderson	Hurst	Kelley 127	Kelly 141
Korman	Lant	Lauer	McGaugh	Morris 140
Mosley	Pogue	Redmon	Reiboldt	Reisch
Revis	Rowland 155	Rowland 29	Smith 85	Taylor
Wessels	White			

NOES: 000

PRESENT: 060

Anderson	Bangert	Baringer	Barnes 28	Beard
Black	Brown 57	Butler	Christofanelli	Corlew
Cornejo	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Frederick	Gray	Grier
Haahr	Haefner	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Kidd
Kolkmeyer	Lavender	Love	Lynch	Marshall
Messenger	Morgan	Peters	Pfautsch	Pierson Jr
Pike	Quade	Razer	Rhoads	Rone
Ross	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Stacy	Tate	Trent
Vescovo	Walker 3	Wiemann	Wilson	Mr. Speaker

ABSENT WITH LEAVE: 069

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bahr	Bernskoetter	Bondon	Brattin
Burnett	Carpenter	Chipman	Conway 10	Conway 104
Cross	Curtis	Curtman	DeGroot	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Green	Gregory	Hannegan	Hansen
Justus	Knight	Lichtenegger	Mathews	Matthiesen

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May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morse 151	Muntzel	Neely	Newman	Nichols
Phillips	Pietzman	Plocher	Rehder	Remole
Roberts	Roden	Roeber	Shull 16	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Unsicker
Walker 74	Walsh	Washington	Wood	

VACANCIES: 002

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O keep my soul, and deliver me: let me not be ashamed; for I put my trust in Thee. (Psalm 25:20)

On this day, as we recall with sorrow the sudden and unexpected passing 50 years ago of the Reverend Dr. Martin Luther King Jr., may his dream for a more perfect world and nation become valued and remembered with truth and charity.

O Loving God, whose way is life, whose work is truth, and whose will is love, let Your presence abide in our hearts today and every day, that seeking Your life we may find it, searching for Your truth we may discover it, and striving for Your love we may possess it. May we live together safely and securely, proving ourselves faithful to Your trust in us.

We entrust our state to Your loving care and keeping. Guide our leaders in right paths and our people in true ways.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Clark Cornejo, Nora Cornejo, Ruthie Cornejo, Elias Daniel Eggering, Jonna Rose Eggering, Brynn Williams, Daniel Rodgerson, Ryan Head, Gracie Remole, Jessica Harris, Andrew Williams, Kaity Askew, and Kourtney Showalter.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 125

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Black	Brown 27
Brown 57	Burns	Conway 10	Conway 104	Cookson
Corlew	Cross	Davis	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May

McCreery	McDaniel	McGaugh	Merideth 80	Messenger
Miller	Morgan	Morris 140	Morse 151	Mosley
Neely	Peters	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Pogue	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Anders	Barnes 60	Berry	Bondon
Brattin	Burnett	Butler	Carpenter	Chipman
Christofanelli	Cornejo	Curtis	Curtman	DeGroot
Dogan	Ellington	Green	Gregory	McCann Beatty
McGee	Meredith 71	Mitten	Moon	Muntzel
Newman	Nichols	Pietzman	Rehder	Roden
Rone	Shull 16	Stephens 128	Swan	Washington
Wood				

VACANCIES: 002

SPECIAL RECOGNITION

The Boone County Fire Protection District Pipes & Drums was introduced by Representative Grier and performed "Flowers of Scotland" and "America the Beautiful."

John Saville, British Consul General, was introduced by Speaker Richardson.

Consul General Saville addressed the House.

The Honorable Roy Blunt, United States Senator, was introduced by Speaker Richardson.

Senator Blunt addressed the House.

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the forty-eighth day was approved as printed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin

Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Neely	Peters	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood		

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 017

Curtis	Engler	Franklin	Green	May
McCann Beatty	McDaniel	McGee	Muntzel	Newman
Nichols	Razer	Rehder	Roden	Stephens 128
Wessels	Mr. Speaker			

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 1296, relating to victim impact programs for driving while intoxicated offenders, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HB 1296** was agreed to.

On motion of Representative Kelley (127), **HB 1296** was ordered perfected and printed.

HCS HB 2255, relating to the science, technology, engineering and mathematics (STEM) initiative, was taken up by Representative Korman.

On motion of Representative Korman, the title of **HCS HB 2255** was agreed to.

Representative Fitzwater offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2255, Page 3, Section 173.670, Line 82, by inserting immediately after all of said section and line the following:

"620.2700. 1. Subject to appropriation, the department of elementary and secondary education shall establish a statewide program to be known as the "STEM Career Awareness Program" to increase STEM career awareness among students in grades six through eight. For purposes of this section, "STEM" means science, technology, engineering, and mathematics.

2. The department of elementary and secondary education shall promote the statewide program beginning in the 2019-20 school year. The program shall introduce students to a wide variety of STEM careers and technology through an online-based STEM curriculum.

3. Before January 1, 2019, the department of elementary and secondary education shall solicit proposals and select a provider for the online program. The program selected shall meet the following criteria:

- (1) The program introduces students to a wide variety of STEM careers and technologies, including a curriculum explicitly focused on more than eighty different careers and technologies;**
- (2) The curriculum is organized around the concept of solving societal or human-centered problems, instead of focusing solely on scientific concepts. The curriculum shall have at least ten different problems that emphasize different career clusters;**
- (3) The curriculum is designed for flexible implementation in a wide variety of classrooms, including science, math, English, and social studies, through lessons that emphasize the application of STEM careers in these contexts;**
- (4) The curriculum demonstrates how math and language skills appropriate to middle schools are used by STEM careers, making classroom instruction relevant to students interested in STEM careers;**
- (5) The program uses game-based elements to encourage engagement and competition with students and teams, including automated online leaderboards;**
- (6) The program rewards students, in the game format, for accomplishment in demonstrating the application of math and language skills in the contexts of the STEM careers and technologies;**
- (7) The program automatically produces analytic reports for individual students and for classes, including analysis of performance against individual math and language skills objectives;**
- (8) The curriculum is available in a self-paced format over the internet, allowing access to students through individual student accounts anywhere that the students can access the internet;**
- (9) The curriculum includes a narrative soundtrack accompanying and matching all instructional text to assist students in developing reading skills in the context of STEM careers;**
- (10) The program has a validation from a national, third-party nonprofit organization that the program increases STEM career awareness and interest;**
- (11) The program shall be listed as a recommended STEM resource in ACT's "Condition of STEM" 2015 report; and**
- (12) The program includes web-based professional development for school staff.**

4. Notwithstanding subsections 2 and 3 of this section, the department of elementary and secondary education may choose a third-party nonprofit entity to implement the statewide program, solicit proposals, and select a provider as described under subsection 3 of this section.

5. (1) There is hereby created in the state treasury the "STEM Career Awareness Program Fund". The fund shall consist of any appropriations, gifts, bequests, or public or private donations to such fund. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements of public moneys in accordance with distribution requirements and procedures developed by the department of elementary and secondary education. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

6. The department of elementary and secondary education may promulgate all necessary rules and regulations for the administration of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Rhoads assumed the Chair.

On motion of Representative Korman, **HCS HB 2255, as amended**, was adopted.

On motion of Representative Korman, **HCS HB 2255, as amended**, was ordered perfected and printed.

HB 1499, relating to long-acting reversible contraceptives, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HB 1499** was agreed to.

On motion of Representative Dogan, **HB 1499** was ordered perfected and printed.

HB 2231, relating to land surveyors, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HB 2231** was agreed to.

On motion of Representative Ross, **HB 2231** was ordered perfected and printed.

HB 1419, relating to suicide prevention training for health care professionals, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HB 1419**, relating to occupations and professions, was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1419, Page 1, Section 324.046, Lines 5 to 7, by deleting said lines and inserting in lieu thereof the following:

"2. Any health care professional in the state of Missouri may annually complete training in the areas of suicide assessment, referral, treatment, and management, which may qualify as part of the continuing education requirements for his or her licensure."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

Representative Swan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1419, Page 3, Section 337.020, Line 74, by inserting after all of said line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association (APA), ~~[or]~~ the Canadian Psychological Association (CPA), **or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

(1) Is a diplomate of the American Board of Professional Psychology;

(2) Is a member of the National Register of Health Service Providers in Psychology;

(3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;

(4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:

(a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;

(b) Has been licensed for the preceding five years; and

(c) Has had no disciplinary action taken against the license for the preceding five years; or
 (5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

- (a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;
- (b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided,

however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology.

337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

(1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;

(2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

- (1) Identifying information;
- (2) Licensure data;
- (3) Significant investigatory information;
- (4) Adverse actions against a psychologist's license;
- (5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;
- (6) Nonconfidential information related to alternative program participation information;
- (7) Any denial of application for licensure, and the reasons for such denial; and
- (8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

- (1) The commission is a body politic and an instrumentality of the compact states.
- (2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.
- (3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

- (1) Executive director, executive secretary or similar executive;
 - (2) Current member of the state psychology regulatory authority of a compact state; or
 - (3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.
3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

(5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:

- (a) Noncompliance of a compact state with its obligations under the compact;
- (b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;

- (c) Current, threatened, or reasonably anticipated litigation against the commission;
- (d) Negotiation of contracts for the purchase or sale of goods, services or real estate;
- (e) Accusation against any person of a crime or formally censuring any person;
- (f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;

- (g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;
- (h) Disclosure of investigatory records compiled for law enforcement purposes;
- (i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;
- (j) Matters specifically exempted from disclosure by federal and state statute.

(6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.

4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:

- (1) Establishing the fiscal year of the commission;
- (2) Providing reasonable standards and procedures:
 - (a) For the establishment and meetings of other committees; and
 - (b) Governing any general or specific delegation of any authority or function of the commission;
- (3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;
- (4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;
- (5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;
- (6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;
- (7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.

5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;

- (2) The commission shall maintain its financial records in accordance with the bylaws; and
- (3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.

6. The commission shall have the following powers:

- (1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;
- (2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;
- (3) To purchase and maintain insurance and bonds;
- (4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

(1) At least twenty-five persons who submit comments independently of each other;

(2) A governmental subdivision or agency; or

(3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

(1) Meet an imminent threat to public health, safety, or welfare;

(2) Prevent a loss of commission or compact state funds;

(3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

(4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and

(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits

conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states."; and

Further amend said bill, Page 13, Section 337.718, Line 14, by inserting after all of said line the following:

"Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 2** was adopted.

Representative Frederick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1419, Page 1, Section A, Line 4, by inserting immediately after said section and line the following:

"173.2530 1. For purposes of this section, the term "student counseling facility" means any entity that provides confidential mental health counseling, psychiatric services, or developmental counseling to college students that is located on campus or is associated with an institution of higher education and operates in accordance with state and federal law pertaining to mental health professionals as well as applicable professional and ethical codes.

2. Beginning in the 2020-21 school year, and continuing on an annual basis thereafter, each public four-year institution of higher education shall publish a report measuring compliance with the standards promulgated by the International Association of Counseling Services relating to mental health services provided on college campuses. If an institution does not meet such standards, the institution shall conduct a needs assessment among student counseling facilities. All reports required under this section shall be prominently published on an institution's website and made available to the public.

3. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 3** was adopted.

On motion of Representative Haefner, **HB 1419, as amended**, was ordered perfected and printed.

HB 1275, relating to the establishment of a work-study program, was taken up by Representative Kendrick.

On motion of Representative Kendrick, the title of **HB 1275** was agreed to.

Representative Kendrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1275, Page 2, Section 173.1545, Line 47, by deleting the phrase ", **RSMo**,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kendrick, **House Amendment No. 1** was adopted.

On motion of Representative Kendrick, **HB 1275, as amended**, was ordered perfected and printed.

HB 1629, relating to the licensure of psychologists, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1629** was agreed to.

Representative Swan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1629, Page 6, Section 337.033, Line 57, by inserting after all of said section and line the following:

"337.100. 1. Sections 337.100 to 337.165 shall be known as the "Psychology Interjurisdictional Compact". The party states find that:

(1) States license psychologists, in order to protect the public through verification of education, training and experience and ensure accountability for professional practice;

(2) This compact is intended to regulate the day to day practice of telepsychology, the provision of psychological services using telecommunication technologies, by psychologists across state boundaries in the performance of their psychological practice as assigned by an appropriate authority;

(3) This compact is intended to regulate the temporary in-person, face-to-face practice of psychology by psychologists across state boundaries for thirty days within a calendar year in the performance of their psychological practice as assigned by an appropriate authority;

(4) This compact is intended to authorize state psychology regulatory authorities to afford legal recognition, in a manner consistent with the terms of the compact, to psychologists licensed in another state;

(5) This compact recognizes that states have a vested interest in protecting the public's health and safety through their licensing and regulation of psychologists and that such state regulation will best protect public health and safety;

(6) This compact does not apply when a psychologist is licensed in both the home and receiving states; and

(7) This compact does not apply to permanent in-person, face-to-face practice, it does allow for authorization of temporary psychological practice.

2. The general purposes of this compact are to:

(1) Increase public access to professional psychological services by allowing for telepsychological practice across state lines as well as temporary in-person, face-to-face services into a state which the psychologist is not licensed to practice psychology;

(2) Enhance the states' ability to protect the public's health and safety, especially client/patient safety;

(3) Encourage the cooperation of compact states in the areas of psychology licensure and regulation;

(4) Facilitate the exchange of information between compact states regarding psychologist licensure, adverse actions and disciplinary history;

(5) Promote compliance with the laws governing psychological practice in each compact state; and

(6) Invest all compact states with the authority to hold licensed psychologists accountable through the mutual recognition of compact state licenses.

337.105. As used in this compact, the following terms shall mean:

(1) "Adverse action", any action taken by a state psychology regulatory authority which finds a violation of a statute or regulation that is identified by the state psychology regulatory authority as discipline and is a matter of public record;

(2) "Association of State and Provincial Psychology Boards (ASPPB)", the recognized membership organization composed of state and provincial psychology regulatory authorities responsible for the licensure and registration of psychologists throughout the United States and Canada;

(3) "Authority to practice interjurisdictional telepsychology", a licensed psychologist's authority to practice telepsychology, within the limits authorized under this compact, in another compact state;

(4) "Bylaws", those bylaws established by the psychology interjurisdictional compact commission pursuant to section 337.145 for its governance, or for directing and controlling its actions and conduct;

(5) "Client/patient", the recipient of psychological services, whether psychological services are delivered in the context of healthcare, corporate, supervision, or consulting services;

(6) "Commissioner", the voting representative appointed by each state psychology regulatory authority pursuant to section 337.145;

(7) "Compact state", a state, the District of Columbia, or United States territory that has enacted this compact legislation and which has not withdrawn pursuant to subsection 3 of section 337.160 or been terminated pursuant to subsection 2 of section 337.155;

(8) "Coordinated licensure information system" also referred to as "coordinated database", an integrated process for collecting, storing, and sharing information on psychologists' licensure and enforcement activities related to psychology licensure laws, which is administered by the recognized membership organization composed of state and provincial psychology regulatory authorities;

(9) "Confidentiality", the principle that data or information is not made available or disclosed to unauthorized persons or processes;

(10) "Day", any part of a day in which psychological work is performed;

(11) "Distant state", the compact state where a psychologist is physically present, not through the use of telecommunications technologies, to provide temporary in-person, face-to-face psychological services;

(12) "E.Passport", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that promotes the standardization in the criteria of interjurisdictional telepsychology practice and facilitates the process for licensed psychologists to provide telepsychological services across state lines;

(13) "Executive board", a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission;

(14) "Home state", a compact state where a psychologist is licensed to practice psychology. If the psychologist is licensed in more than one compact state and is practicing under the authorization to practice interjurisdictional telepsychology, the home state is the compact state where the psychologist is physically present when the telepsychological services are delivered. If the psychologist is licensed in more than one compact state and is practicing under the temporary authorization to practice, the home state is any compact state where the psychologist is licensed;

(15) "Identity history summary", a summary of information retained by the Federal Bureau of Investigation, or other designee with similar authority, in connection with arrests and, in some instances, federal employment, naturalization, or military service;

(16) "In-person, face-to-face", interactions in which the psychologist and the client/patient are in the same physical space and which does not include interactions that may occur through the use of telecommunication technologies;

(17) "Interjurisdictional practice certificate (IPC)", a certificate issued by the Association of State and Provincial Psychology Boards (ASPPB) that grants temporary authority to practice based on notification to the state psychology regulatory authority of intention to practice temporarily, and verification of one's qualifications for such practice;

(18) "License", authorization by a state psychology regulatory authority to engage in the independent practice of psychology, which would be unlawful without the authorization;

(19) "Noncompact state", any state which is not at the time a compact state;

(20) "Psychologist", an individual licensed for the independent practice of psychology;

(21) "Psychology interjurisdictional compact commission" also referred to as "commission", the national administration of which all compact states are members;

(22) "Receiving state", a compact state where the client/patient is physically located when the telepsychological services are delivered;

(23) "Rule", a written statement by the psychology interjurisdictional compact commission promulgated pursuant to section 337.150 of the compact that is of general applicability, implements, interprets, or prescribes a policy or provision of the compact, or an organizational, procedural, or practice

requirement of the commission and has the force and effect of statutory law in a compact state, and includes the amendment, repeal or suspension of an existing rule;

(24) "Significant investigatory information":

(a) Investigative information that a state psychology regulatory authority, after a preliminary inquiry that includes notification and an opportunity to respond if required by state law, has reason to believe, if proven true, would indicate more than a violation of state statute or ethics code that would be considered more substantial than minor infraction; or

(b) Investigative information that indicates that the psychologist represents an immediate threat to public health and safety regardless of whether the psychologist has been notified and had an opportunity to respond;

(25) "State", a state, commonwealth, territory, or possession of the United States, the District of Columbia;

(26) "State psychology regulatory authority", the board, office or other agency with the legislative mandate to license and regulate the practice of psychology;

(27) "Telepsychology", the provision of psychological services using telecommunication technologies;

(28) "Temporary authorization to practice", a licensed psychologist's authority to conduct temporary in-person, face-to-face practice, within the limits authorized under this compact, in another compact state;

(29) "Temporary in-person, face-to-face practice", where a psychologist is physically present, not through the use of telecommunications technologies, in the distant state to provide for the practice of psychology for thirty days within a calendar year and based on notification to the distant state.

337.110. 1. The home state shall be a compact state where a psychologist is licensed to practice psychology.

2. A psychologist may hold one or more compact state licenses at a time. If the psychologist is licensed in more than one compact state, the home state is the compact state where the psychologist is physically present when the services are delivered as authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

3. Any compact state may require a psychologist not previously licensed in a compact state to obtain and retain a license to be authorized to practice in the compact state under circumstances not authorized by the authority to practice interjurisdictional telepsychology under the terms of this compact.

4. Any compact state may require a psychologist to obtain and retain a license to be authorized to practice in a compact state under circumstances not authorized by temporary authorization to practice under the terms of this compact.

5. A home state's license authorizes a psychologist to practice in a receiving state under the authority to practice interjurisdictional telepsychology only if the compact state:

(1) Currently requires the psychologist to hold an active E.Passport;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

6. A home state's license grants temporary authorization to practice to a psychologist in a distant state only if the compact state:

(1) Currently requires the psychologist to hold an active IPC;

(2) Has a mechanism in place for receiving and investigating complaints about licensed individuals;

(3) Notifies the commission, in compliance with the terms herein, of any adverse action or significant investigatory information regarding a licensed individual;

(4) Requires an identity history summary of all applicants at initial licensure, including the use of the results of fingerprints or other biometric data checks compliant with the requirements of the Federal Bureau of Investigation, or other designee with similar authority, no later than ten years after activation of the compact; and

(5) Complies with the bylaws and rules of the commission.

337.115. 1. Compact states shall recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice telepsychology in receiving states in which the psychologist is not licensed, under the authority to practice interjurisdictional telepsychology as provided in the compact.

2. To exercise the authority to practice interjurisdictional telepsychology under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degree and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) Have no history of adverse action that violate the rules of the commission;

(5) Have no criminal record history reported on an identity history summary that violates the rules of the commission;

(6) Possess a current, active E.Passport;

(7) Provide attestations in regard to areas of intended practice, conformity with standards of practice, competence in telepsychology technology; criminal background; and knowledge and adherence to legal requirements in the home and receiving states, and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. The home state maintains authority over the license of any psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology.

4. A psychologist practicing into a receiving state under the authority to practice interjurisdictional telepsychology will be subject to the receiving state's scope of practice. A receiving state may, in accordance with that state's due process law, limit or revoke a psychologist's authority to practice interjurisdictional telepsychology in the receiving state and may take any other necessary actions under the receiving state's applicable law to protect the health and safety of the receiving state's citizens. If a receiving state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any authority to practice interjurisdictional telepsychology in any receiving state, is restricted, suspended or otherwise limited, the E.Passport shall be revoked and therefore the psychologist shall not be eligible to practice telepsychology in a compact state under the authority to practice interjurisdictional telepsychology.

337.120. 1. Compact states shall also recognize the right of a psychologist, licensed in a compact state in conformance with section 337.110, to practice temporarily in distant states in which the psychologist is not licensed, as provided in the compact.

2. To exercise the temporary authorization to practice under the terms and provisions of this compact, a psychologist licensed to practice in a compact state shall:

(1) Hold a graduate degree in psychology from an institute of higher education that was, at the time the degree was awarded:

(a) Regionally accredited by an accrediting body recognized by the United States Department of Education to grant graduate degrees, or authorized by provincial statute or royal charter to grant doctoral degrees; or

(b) A foreign college or university deemed to be equivalent to the requirements of paragraph (a) of this subdivision by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES) or by a recognized foreign credential evaluation service;

(2) Hold a graduate degree in psychology that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent, organizational entity within the institution;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall consist of an integrated, organized sequence of study;

(e) There shall be an identifiable psychology faculty sufficient in size and breadth to carry out its responsibilities;

(f) The designated director of the program shall be a psychologist and a member of the core faculty;

(g) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(h) The program shall include supervised practicum, internship, or field training appropriate to the practice of psychology;

(i) The curriculum shall encompass a minimum of three academic years of full-time graduate study for doctoral degrees and a minimum of one academic year of full-time graduate study for master's degree;

(j) The program includes an acceptable residency as defined by the rules of the commission;

(3) Possess a current, full and unrestricted license to practice psychology in a home state which is a compact state;

(4) No history of adverse action that violate the rules of the commission;

(5) No criminal record history that violates the rules of the commission;

(6) Possess a current, active IPC;

(7) Provide attestations in regard to areas of intended practice and work experience and provide a release of information to allow for primary source verification in a manner specified by the commission; and

(8) Meet other criteria as defined by the rules of the commission.

3. A psychologist practicing into a distant state under the temporary authorization to practice shall practice within the scope of practice authorized by the distant state.

4. A psychologist practicing into a distant state under the temporary authorization to practice will be subject to the distant state's authority and law. A distant state may, in accordance with that state's due process law, limit or revoke a psychologist's temporary authorization to practice in the distant state and may take any other necessary actions under the distant state's applicable law to protect the health and safety of the distant state's citizens. If a distant state takes action, the state shall promptly notify the home state and the commission.

5. If a psychologist's license in any home state, another compact state, or any temporary authorization to practice in any distant state, is restricted, suspended or otherwise limited, the IPC shall be revoked and therefore the psychologist shall not be eligible to practice in a compact state under the temporary authorization to practice.

337.125. A psychologist may practice in a receiving state under the authority to practice interjurisdictional telepsychology only in the performance of the scope of practice for psychology as assigned

by an appropriate state psychology regulatory authority, as defined in the rules of the commission, and under the following circumstances:

- (1) The psychologist initiates a client/patient contact in a home state via telecommunications technologies with a client/patient in a receiving state;
- (2) Other conditions regarding telepsychology as determined by rules promulgated by the commission.

337.130. 1. A home state shall have the power to impose adverse action against a psychologist's license issued by the home state. A distant state shall have the power to take adverse action on a psychologist's temporary authorization to practice within that distant state.

2. A receiving state may take adverse action on a psychologist's authority to practice interjurisdictional telepsychology within that receiving state. A home state may take adverse action against a psychologist based on an adverse action taken by a distant state regarding temporary in-person, face-to-face practice.

3. (1) If a home state takes adverse action against a psychologist's license, that psychologist's authority to practice interjurisdictional telepsychology is terminated and the E.Passport is revoked. Furthermore, that psychologist's temporary authorization to practice is terminated and the IPC is revoked.

(2) All home state disciplinary orders which impose adverse action shall be reported to the commission in accordance with the rules promulgated by the commission. A compact state shall report adverse actions in accordance with the rules of the commission.

(3) In the event discipline is reported on a psychologist, the psychologist will not be eligible for telepsychology or temporary in-person, face-to-face practice in accordance with the rules of the commission.

(4) Other actions may be imposed as determined by the rules promulgated by the commission.

4. A home state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a licensee which occurred in a receiving state as it would if such conduct had occurred by a licensee within the home state. In such cases, the home state's law shall control in determining any adverse action against a psychologist's license.

5. A distant state's psychology regulatory authority shall investigate and take appropriate action with respect to reported inappropriate conduct engaged in by a psychologist practicing under temporary authorization practice which occurred in that distant state as it would if such conduct had occurred by a licensee within the home state. In such cases, distant state's law shall control in determining any adverse action against a psychologist's temporary authorization to practice.

6. Nothing in this compact shall override a compact state's decision that a psychologist's participation in an alternative program may be used in lieu of adverse action and that such participation shall remain non-public if required by the compact state's law. Compact states shall require psychologists who enter any alternative programs to not provide telepsychology services under the authority to practice interjurisdictional telepsychology or provide temporary psychological services under the temporary authorization to practice in any other compact state during the term of the alternative program.

7. No other judicial or administrative remedies shall be available to a psychologist in the event a compact state imposes an adverse action pursuant to subsection 3 of this section.

337.135. 1. In addition to any other powers granted under state law, a compact state's psychology regulatory authority shall have the authority under this compact to:

(1) Issue subpoenas, for both hearings and investigations, which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a compact state's psychology regulatory authority for the attendance and testimony of witnesses, or the production of evidence from another compact state shall be enforced in the latter state by any court of competent jurisdiction, according to that court's practice and procedure in considering subpoenas issued in its own proceedings. The issuing state psychology regulatory authority shall pay any witness fees, travel expenses, mileage and other fees required by the service statutes of the state where the witnesses or evidence are located; and

(2) Issue cease and desist or injunctive relief orders to revoke a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice.

2. During the course of any investigation, a psychologist may not change his or her home state licensure. A home state psychology regulatory authority is authorized to complete any pending investigations of a psychologist and to take any actions appropriate under its law. The home state psychology regulatory authority shall promptly report the conclusions of such investigations to the commission. Once an investigation has been completed, and pending the outcome of said investigation, the psychologist may change his or her home state licensure. The commission shall promptly notify the new home state of any such

decisions as provided in the rules of the commission. All information provided to the commission or distributed by compact states pursuant to the psychologist shall be confidential, filed under seal and used for investigatory or disciplinary matters. The commission may create additional rules for mandated or discretionary sharing of information by compact states.

337.140. 1. The commission shall provide for the development and maintenance of a coordinated licensure information system "coordinated database" and reporting system containing licensure and disciplinary action information on all psychologist individuals to whom this compact is applicable in all compact states as defined by the rules of the commission.

2. Notwithstanding any other provision of state law to the contrary, a compact state shall submit a uniform data set to the coordinated database on all licensees as required by the rules of the commission, including:

- (1) Identifying information;
- (2) Licensure data;
- (3) Significant investigatory information;
- (4) Adverse actions against a psychologist's license;
- (5) An indicator that a psychologist's authority to practice interjurisdictional telepsychology or temporary authorization to practice is revoked;
- (6) Nonconfidential information related to alternative program participation information;
- (7) Any denial of application for licensure, and the reasons for such denial; and
- (8) Other information which may facilitate the administration of this compact, as determined by the rules of the commission.

3. The coordinated database administrator shall promptly notify all compact states of any adverse action taken against, or significant investigative information on, any licensee in a compact state.

4. Compact states reporting information to the coordinated database may designate information that may not be shared with the public without the express permission of the compact state reporting the information.

5. Any information submitted to the coordinated database that is subsequently required to be expunged by the law of the compact state reporting the information shall be removed from the coordinated database.

337.145. 1. The compact states hereby create and establish a joint public agency known as the psychology interjurisdictional compact commission.

- (1) The commission is a body politic and an instrumentality of the compact states.
- (2) Venue is proper and judicial proceedings by or against the commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.
- (3) Nothing in this compact shall be construed to be a waiver of sovereign immunity.

2. The commission shall consist of one voting representative appointed by each compact state who shall serve as that state's commissioner. The state psychology regulatory authority shall appoint its delegate. This delegate shall be empowered to act on behalf of the compact state. This delegate shall be limited to:

- (1) Executive director, executive secretary or similar executive;
- (2) Current member of the state psychology regulatory authority of a compact state; or
- (3) Designee empowered with the appropriate delegate authority to act on behalf of the compact state.

3. (1) Any commissioner may be removed or suspended from office as provided by the law of the state from which the commissioner is appointed. Any vacancy occurring in the commission shall be filled in accordance with the laws of the compact state in which the vacancy exists.

(2) Each commissioner shall be entitled to one vote with regard to the promulgation of rules and creation of bylaws and shall otherwise have an opportunity to participate in the business and affairs of the commission. A commissioner shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for commissioners' participation in meetings by telephone or other means of communication.

(3) The commission shall meet at least once during each calendar year. Additional meetings shall be held as set forth in the bylaws.

(4) All meetings shall be open to the public, and public notice of meetings shall be given in the same manner as required under the rulemaking provisions in section 337.150.

- (5) The commission may convene in a closed, nonpublic meeting if the commission shall discuss:
 - (a) Noncompliance of a compact state with its obligations under the compact;
 - (b) The employment, compensation, discipline or other personnel matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;
 - (c) Current, threatened, or reasonably anticipated litigation against the commission;
 - (d) Negotiation of contracts for the purchase or sale of goods, services or real estate;
 - (e) Accusation against any person of a crime or formally censuring any person;
 - (f) Disclosure of trade secrets or commercial or financial information which is privileged or confidential;
 - (g) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;
 - (h) Disclosure of investigatory records compiled for law enforcement purposes;
 - (i) Disclosure of information related to any investigatory reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility for investigation or determination of compliance issues pursuant to the compact;
 - (j) Matters specifically exempted from disclosure by federal and state statute.
- (6) If a meeting, or portion of a meeting, is closed pursuant to subdivision (5) of subsection 3 of this section, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision. The commission shall keep minutes which fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, of any person participating in the meeting, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the commission or order of a court of competent jurisdiction.
4. The commission shall, by a majority vote of the commissioners, prescribe bylaws or rules to govern its conduct as may be necessary or appropriate to carry out the purposes and exercise the powers of the compact, including but not limited to:
 - (1) Establishing the fiscal year of the commission;
 - (2) Providing reasonable standards and procedures:
 - (a) For the establishment and meetings of other committees; and
 - (b) Governing any general or specific delegation of any authority or function of the commission;
 - (3) Providing reasonable procedures for calling and conducting meetings of the commission, ensuring reasonable advance notice of all meetings and providing an opportunity for attendance of such meetings by interested parties, with enumerated exceptions designed to protect the public's interest, the privacy of individuals of such proceedings, and proprietary information, including trade secrets. The commission may meet in closed session only after a majority of the commissioners vote to close a meeting to the public in whole or in part. As soon as practicable, the commission shall make public a copy of the vote to close the meeting revealing the vote of each commissioner with no proxy votes allowed;
 - (4) Establishing the titles, duties and authority and reasonable procedures for the election of the officers of the commission;
 - (5) Providing reasonable standards and procedures for the establishment of the personnel policies and programs of the commission. Notwithstanding any civil service or other similar law of any compact state, the bylaws shall exclusively govern the personnel policies and programs of the commission;
 - (6) Promulgating a code of ethics to address permissible and prohibited activities of commission members and employees;
 - (7) Providing a mechanism for concluding the operations of the commission and the equitable disposition of any surplus funds that may exist after the termination of the compact after the payment or reserving of all of its debts and obligations.
5. (1) The commission shall publish its bylaws in a convenient form and file a copy thereof and a copy of any amendment thereto, with the appropriate agency or officer in each of the compact states;
 - (2) The commission shall maintain its financial records in accordance with the bylaws; and
 - (3) The commission shall meet and take such actions as are consistent with the provisions of this compact and the bylaws.
6. The commission shall have the following powers:

(1) The authority to promulgate uniform rules to facilitate and coordinate implementation and administration of this compact. The rule shall have the force and effect of law and shall be binding in all compact states;

(2) To bring and prosecute legal proceedings or actions in the name of the commission, provided that the standing of any state psychology regulatory authority or other regulatory body responsible for psychology licensure to sue or be sued under applicable law shall not be affected;

(3) To purchase and maintain insurance and bonds;

(4) To borrow, accept or contract for services of personnel, including, but not limited to, employees of a compact state;

(5) To hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of the compact, and to establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters;

(6) To accept any and all appropriate donations and grants of money, equipment, supplies, materials and services, and to receive, utilize and dispose of the same; provided that at all times the commission shall strive to avoid any appearance of impropriety or conflict of interest;

(7) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(8) To lease, purchase, accept appropriate gifts or donations of, or otherwise to own, hold, improve or use, any property, real, personal or mixed; provided that at all times the commission shall strive to avoid any appearance of impropriety;

(9) To establish a budget and make expenditures;

(10) To borrow money;

(11) To appoint committees, including advisory committees comprised of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this compact and the bylaws;

(12) To provide and receive information from, and to cooperate with, law enforcement agencies;

(13) To adopt and use an official seal; and

(14) To perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of psychology licensure, temporary in-person, face-to-face practice and telepsychology practice.

7. (1) The elected officers shall serve as the executive board, which shall have the power to act on behalf of the commission according to the terms of this compact.

(2) The executive board shall be comprised of six members:

(a) Five voting members who are elected from the current membership of the commission by the commission;

(b) One ex officio, nonvoting member from the recognized membership organization composed of state and provincial psychology regulatory authorities.

(3) The ex officio member shall have served as staff or member on a state psychology regulatory authority and will be selected by its respective organization.

(4) The commission may remove any member of the executive board as provided in bylaws.

(5) The executive board shall meet at least annually.

(6) The executive board shall have the following duties and responsibilities:

(a) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact states such as annual dues, and any other applicable fees;

(b) Ensure compact administration services are appropriately provided, contractual or otherwise;

(c) Prepare and recommend the budget;

(d) Maintain financial records on behalf of the commission;

(e) Monitor compact compliance of member states and provide compliance reports to the commission;

(f) Establish additional committees as necessary; and

(g) Other duties as provided in rules or bylaws.

8. (1) The commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

(2) The commission may accept any and all appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

(3) The commission may levy on and collect an annual assessment from each compact state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the commission which shall promulgate a rule binding upon all compact states.

(4) The commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the commission pledge the credit of any of the compact states, except by and with the authority of the compact state.

(5) The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the commission.

9. (1) The members, officers, executive director, employees and representatives of the commission shall be immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing in this subsection shall be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

(2) The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities; provided that nothing herein shall be construed to prohibit that person from retaining his or her own counsel; and provided further, that the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, provided that the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

337.150. 1. The commission shall exercise its rulemaking powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments shall become binding as of the date specified in each rule or amendment.

2. If a majority of the legislatures of the compact states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compact state.

3. Rules or amendments to the rules shall be adopted at a regular or special meeting of the commission.

4. Prior to promulgation and adoption of a final rule or rules by the commission, and at least sixty days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

(1) On the website of the commission; and

(2) On the website of each compact states' psychology regulatory authority or the publication in which each state would otherwise publish proposed rules.

5. The notice of proposed rulemaking shall include:

(1) The proposed time, date, and location of the meeting in which the rule will be considered and voted upon;

(2) The text of the proposed rule or amendment and the reason for the proposed rule;

(3) A request for comments on the proposed rule from any interested person;

(4) The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

6. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which shall be made available to the public.

7. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

- (1) At least twenty-five persons who submit comments independently of each other;
- (2) A governmental subdivision or agency; or
- (3) A duly appointed person in an association that has at least twenty-five members.

8. (1) If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time, and date of the scheduled public hearing.

(2) All persons wishing to be heard at the hearing shall notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than five business days before the scheduled date of the hearing.

(3) Hearings shall be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

(4) No transcript of the hearing is required, unless a written request for a transcript is made, in which case the person requesting the transcript shall bear the cost of producing the transcript. A recording may be made in lieu of a transcript under the same terms and conditions as a transcript. This subdivision shall not preclude the commission from making a transcript or recording of the hearing if it so chooses.

(5) Nothing in this section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

9. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

10. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rulemaking record and the full text of the rule.

11. If no written notice of intent to attend the public hearing by interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment, or hearing, provided that the usual rulemaking procedures provided in the compact and in this section shall be retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to:

- (1) Meet an imminent threat to public health, safety, or welfare;
- (2) Prevent a loss of commission or compact state funds;
- (3) Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or
- (4) Protect public health and safety.

13. (1) The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule.

(2) A challenge shall be made in writing, and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

337.155. 1. (1) The executive, legislative and judicial branches of state government in each compact state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

(2) All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a compact state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the commission.

(3) The commission shall be entitled to receive service of process in any such proceeding, and shall have standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission shall render a judgment or order void as to the commission, this compact or promulgated rules.

2. (1) If the commission determines that a compact state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

(a) Provide written notice to the defaulting state and other compact states of the nature of the default, the proposed means of remedying the default or any other action to be taken by the commission; and
(b) Provide remedial training and specific technical assistance regarding the default.

(2) If a state in default fails to remedy the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the compact states, and all rights, privileges and benefits conferred by this compact shall be terminated on the effective date of termination. A remedy of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

(3) Termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be submitted by the commission to the governor, the majority and minority leaders of the defaulting state's legislature, and each of the compact states.

(4) A compact state which has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations which extend beyond the effective date of termination.

(5) The commission shall not bear any costs incurred by the state which is found to be in default or which has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

(6) The defaulting state may appeal the action of the commission by petitioning the U.S. District Court for the state of Georgia or the federal district where the compact has its principal offices. The prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

3. (1) Upon request by a compact state, the commission shall attempt to resolve disputes related to the compact which arise among compact states and between compact and noncompact states.

(2) The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes that arise before the commission.

4. (1) The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

(2) By majority vote, the commission may initiate legal action in the United States District Court for the State of Georgia or the federal district where the compact has its principal offices against a compact state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) The remedies herein shall not be the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

337.160. 1. The compact shall come into effect on the date on which the compact is enacted into law in the seventh compact state. The provisions which become effective at that time shall be limited to the powers granted to the commission relating to assembly and the promulgation of rules. Thereafter, the commission shall meet and exercise rulemaking powers necessary to the implementation and administration of the compact.

2. Any state which joins the compact subsequent to the commission's initial adoption of the rules shall be subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule which has been previously adopted by the commission shall have the full force and effect of law on the day the compact becomes law in that state.

3. (1) Any compact state may withdraw from this compact by enacting a statute repealing the same.

(2) A compact state's withdrawal shall not take effect until six months after enactment of the repealing statute.

(3) Withdrawal shall not affect the continuing requirement of the withdrawing state's psychology regulatory authority to comply with the investigative and adverse action reporting requirements of this act prior to the effective date of withdrawal.

4. Nothing contained in this compact shall be construed to invalidate or prevent any psychology licensure agreement or other cooperative arrangement between a compact state and a noncompact state which does not conflict with the provisions of this compact.

5. This compact may be amended by the compact states. No amendment to this compact shall become effective and binding upon any compact state until it is enacted into the law of all compact states.

337.165. This compact shall be liberally construed so as to effectuate the purposes thereof. If this compact shall be held contrary to the constitution of any state member thereto, the compact shall remain in full force and effect as to the remaining compact states.

Section B. Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165 of this act shall become effective upon notification by the commission to the revisor of statutes that seven states have adopted the psychology interjurisdictional compact."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Swan, **House Amendment No. 1** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Berry	Black	Bondon	Brattin
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Francis
Franklin	Frederick	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	McGaugh
Messenger	Moon	Morris 140	Morse 151	Neely
Phillips	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Rone	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Swan	Tate	Taylor	Trent	Walker 3
Walsh	White	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Peters	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Beard	Bernskoetter	Brown 57	Butler
Chipman	Conway 10	Cookson	Engler	Fitzpatrick
Fraker	Gannon	Green	Grier	Higdon
Hill	Houghton	Kidd	Lauer	Matthiesen
McDaniel	Miller	Muntzel	Newman	Nichols

Pfautsch
Roerber
Wiemann

Pierson Jr
Ruth

Pietzman
Stacy

Razer
Stephens 128

Rehder
Vescovo

VACANCIES: 002

On motion of Representative Evans, **HB 1629, as amended**, was ordered perfected and printed.

HB 1252, relating to low-dose mammography screening, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1252** was agreed to.

Representative Dinkins offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1252, Page 2, Section 376.782, Lines 22 through 25, by deleting all of said lines and inserting in lieu thereof the following:

~~"(2) [A mammogram for women age forty to forty nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician];~~

~~(3)] A mammogram every year for women age [fifty] **forty** and over;~~

~~[4)] (3) A mammogram for any woman, upon the recommendation of a physician, where"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dinkins, **House Amendment No. 1** was adopted.

On motion of Representative Plocher, **HB 1252, as amended**, was ordered perfected and printed.

HCS HB 1261, relating to professional registration, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HCS HB 1261** was agreed to.

Representative Helms offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1261, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"324.011. 1. For purposes of this section, the following terms mean:

(1) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(2) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license;

(3) "Political subdivision", any city, town, village, or county.

2. No political subdivision of this state shall impose any occupational fees or licensing requirements on any occupation or profession that is already subject to licensing requirements by the state after August 28, 2018."; and

Further amend said bill, Page 2, Section 324.015, Line 43, by inserting after all of said section and line the following:

"324.018. 1. For purposes of this section, the following terms mean:

(1) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(2) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(3) "Lobbyist", the same meaning given to the term in section 105.470;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license.

2. State licensing authorities shall not contract for pay, or otherwise compensate any lobbyist to lobby on their behalf; except this section shall not be construed to prohibit, limit, preclude, or deprive any officer or employee of a department or agency from exercising the department's or agency's individual right to communicate with members of the general assembly through proper official channels at the request of a member or to request legislative action or appropriations that are deemed necessary for the efficient conduct of public business or actually made in the proper performance of his or her official duties, including testifying before the general assembly or any committee thereof for information purposes.

324.019. 1. For purposes of this section, the following terms mean:

(1) "Criminal offense", any type of felony conviction or misdemeanor conviction;

(2) "Licensing authority", any agency, examining board, credentialing board, or other office with the authority to impose occupational fees or licensing requirements on any occupation or profession;

(3) "Licensing requirement", any required training, education, or fee to work in a specific occupation or profession;

(4) "Occupational fee", a tax on or fee, including any application or renewal fee, for a professional license. "Occupational fee" shall not include a fee imposed by a political subdivision to obtain or renew a business license;

(5) "Political subdivision", any city, town, village, or county.

2. All state and political subdivision licensing authorities shall revise their existing licensing requirements to explicitly list the specific criminal offenses, civil penalties or judgments, or disciplinary actions taken by other licensing authorities that may disqualify an applicant from receiving a license. Such lists shall be made available to the public.

3. Any requirement of a state or political subdivision licensing authority that assesses the character or moral fitness of the applicant for licensure shall be limited to consideration of the criminal offenses, civil penalties or judgments, or disciplinary actions taken by other licensing authorities contained in the list developed by the licensing authority under subsection 2 of this section. If an applicant is denied licensure because such applicant has pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any criminal offenses contained in the list developed by the licensing authority under subsection 2 of this section, or because the applicant has been subject to any civil penalties or judgments, or disciplinary actions taken by other licensing authorities, the applicant may appeal such decision and request a hearing before the licensing authority, and the licensing authority may, at its discretion, reverse its initial decision.

4. A licensing authority shall include in the list described under subsection 2 of this section only criminal offenses, civil penalties or judgments, or disciplinary actions taken by other licensing authorities that directly relate to the duties and responsibilities of the occupation or profession it regulates.

5. All licensing authorities shall meet the requirements of subsections 2 to 4 of this section within ten months of the effective date of this section.

6. If the state, on or after August 28, 2018, requires a license to practice an occupation or profession for which no license was required by the state before August 28, 2018, the state licensing authority for that occupation or profession shall establish a list of disqualifying criminal offenses in accordance with the

requirements of subsections 2 and 4 of this section and ensure that its consideration of character or moral fitness is limited as described under subsection 3 of this section.

7. State licensing authorities shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Bahr	Basye
Bernskoetter	Berry	Black	Brattin	Brown 57
Chipman	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fraker	Francis	Frederick	Gannon
Gregory	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wilson	Wood	Mr. Speaker	

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Carpenter
Conway 10	Ellebracht	Ellington	Franks Jr	Gray
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 036

Arthur	Austin	Barnes 60	Beard	Bondon
Butler	Christofanelli	Curtis	Fitzwater	Franklin
Green	Grier	Higdon	Houghton	Kidd

Kolkmeier	Lauer	Matthiesen	McDaniel	Miller
Mitten	Neely	Newman	Nichols	Peters
Phillips	Pierson Jr	Rehder	Rhoads	Roeber
Smith 85	Sommer	Spencer	Stacy	Wessels
Wiemann				

VACANCIES: 002

On motion of Representative Helms, **House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 074

Alferman	Anderson	Andrews	Bahr	Basye
Bernskoetter	Black	Brattin	Brown 57	Chipman
Cornejo	Cross	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Evans
Fitzpatrick	Fraker	Francis	Franklin	Frederick
Gregory	Haahr	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Lant	Lichtenegger	Love	Mathews
McDaniel	McGaugh	Messenger	Moon	Morris 140
Muntzel	Pietzman	Pike	Plocher	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Schroer	Shaul 113
Smith 163	Stephens 128	Tate	Taylor	Trent
Vescovo	Walsh	White	Mr. Speaker	

NOES: 060

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beard	Beck	Berry	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Conway 104	Cookson	Corlew	Davis
Ellebracht	Engler	Franks Jr	Gannon	Gray
Haefner	Harris	Higdon	Kendrick	Korman
Lavender	Lynch	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Morse 151	Mosley	Pfautsch	Pogue	Quade
Razer	Redmon	Revis	Roberts	Runions
Ruth	Shull 16	Stevens 46	Swan	Unsicker
Walker 3	Walker 74	Washington	Wessels	Wilson

PRESENT: 000

ABSENT WITH LEAVE: 027

Austin	Barnes 60	Christofanelli	Curtis	Fitzwater
Green	Grier	Kidd	Lauer	Matthiesen
Miller	Mitten	Neely	Newman	Nichols
Peters	Phillips	Pierson Jr	Rehder	Rhoads
Shumake	Smith 85	Sommer	Spencer	Stacy
Wiemann	Wood			

VACANCIES: 002

On motion of Representative Schroer, **HCS HB 1261, as amended**, was adopted.

On motion of Representative Schroer, **HCS HB 1261, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Barnes (60).

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Basye	Beck	Bernskoetter	Black
Bondon	Brown 27	Cross	Davis	DeGroot
Engler	Fraker	Francis	Hannegan	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Lauer
Morse 151	Muntzel	Pfausch	Phillips	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rowland 29	Taylor	Vescovo	Walsh

NOES: 000

PRESENT: 069

Anderson	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 60	Beard	Butler
Carpenter	Christofanelli	Corlew	Dinkins	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Franklin	Frederick	Gray	Grier	Haahr
Haefner	Hansen	Harris	Helms	Higdon
Hill	Houx	Johnson	Kendrick	Knight
Kolkmeier	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McCann Beatty	McCreery	Meredith 71
Messenger	Miller	Morgan	Mosley	Pike
Revis	Roberts	Roden	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Tate	Trent
Walker 3	Washington	Wiemann	Wilson	

ABSENT WITH LEAVE: 057

Adams	Anders	Barnes 28	Berry	Brattin
Brown 57	Burnett	Burns	Chipman	Conway 10
Conway 104	Cookson	Cornejo	Curtis	Curtman
Dogan	Ellington	Franks Jr	Gannon	Green
Gregory	Houghton	Kidd	Korman	Lavender
Matthiesen	May	McDaniel	McGough	McGee
Merideth 80	Mitten	Moon	Morris 140	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman

Plocher	Quade	Razer	Rehder	Rone
Runions	Smith 85	Spencer	Stephens 128	Stevens 46
Swan	Unsicker	Walker 74	Wessels	White
Wood	Mr. Speaker			

VACANCIES: 002

PERFECTION OF HOUSE BILLS

HB 2286, HCS HB 1264, HCS HB 1457, HB 2360, HB 1715, HB 1470, HCS HB 1491, HB 1767, HB 1966, HB 2117, HB 2139, HB 2336, HB 1846, HCS HB 1591, HB 1249, HCS HB 2119, HCS HB 1611, HCS HB 2140, and HB 1485 were placed on the Informal Calendar.

HCS HB 2540, relating to state revenues, was taken up by Representative Haahr.

On motion of Representative Haahr, the title of **HCS HB 2540** agreed to.

Representative Haahr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2540, Page 13, Section 32.200, Line 55, by inserting after the words "article IV" the following: **"; except that for tax years beginning on or after January 1, 2019, any taxpayer subject to the tax imposed by section 143.071 shall apportion and allocate in accordance with the provisions of chapter 143 and shall not apportion or allocate in accordance with article IV";** and

Further amend said bill and section, Page 14, Lines 87-89, by deleting all of said lines and inserting in lieu thereof the following:

"(3) "Compensation" means wages, salaries, commissions and any other form of remuneration paid to employees for personal services.

(4) "Financial organization" means any bank, trust company, savings bank, industrial"; and

Further amend said bill and section, Pages 14-15, Lines 93-105, by renumbering subdivisions accordingly; and

Further amend said bill and section, Pages 16-18, Lines 164-216, by deleting the opening bracket "[" before the number "9." on Line 164 and the closing bracket "]" after the word "income." on Line 216 and removing the strikethrough on all of said lines; and

Further amend said bill, Page 129, Section 143.022, Line 24, by deleting the year "**2017**" and inserting in lieu thereof the year "**2018**"; and

Further amend said bill, Page 131, Section 143.171, Lines 4-5 by deleting said lines and inserting in lieu thereof the following:

"return is being filed, not to exceed five thousand dollars on a single taxpayer's return or ten thousand dollars on a combined return, after reduction for all credits thereon, except the credit"; and

Further amend said bill, page and section, Line 13, by deleting the following words "**the sum of the following amounts**"; and

Further amend said bill, page and section, Lines 15-26, by deleting each occurrence of the following words "**for such taxable income**"; and

Further amend said bill and section, Page 132, Lines 35-36, by deleting the phrase "**fifty percent of the corporation's federal income tax liability**" and inserting in lieu thereof the phrase "**five thousand dollars on a corporation's tax return**"

Further amend said bill, page and section, Line 37, by deleting the following words "**the sum of the following amounts**"; and

Further amend said bill, page and section, Lines 39-50, by deleting each occurrence of the following words "**for such taxable income**"; and

Further amend said bill, Page 134, Section 143.225, Line 47, by inserting after all of said section and line the following:

"143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. **For all tax years beginning on or before December 31, 2018**, a corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either

engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are resided in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders resided in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes.

143.456. 1. As used in this section, unless the context otherwise requires:

(1) "Apportionable income" means:

(a) All income that is apportionable under the Constitution of the United States and is not allocated under the laws of this state, including:

a. Income arising from transactions and activity in the regular course of the taxpayer's trade or business; and

b. Income arising from tangible and intangible property if the acquisition, management, employment, development or disposition of the property is or was related to the operation of the taxpayer's trade or business; and

(b) Any income that would be allocable to this state under the Constitution of the United States, but that is apportioned rather than allocated under the laws of this state;

(2) "Commercial domicile" means the principal place from which the trade or business of the taxpayer is directed or managed;

(3) "Financial organization" means any bank, trust company, savings bank, industrial bank, land bank, safe deposit company, private banker, savings and loan association, credit union, cooperative bank, small loan company, sales finance company, investment company, or any type of insurance company;

(4) "Non-apportionable income" means all income other than apportionable income;

(5) "Public utility" means any business entity:

(a) Which owns or operates any plant, equipment, property, franchise, or license for the transmission of communications, transportation of goods or persons, except by pipeline, or the production, transmission, sale, delivery, or furnishing of electricity, water or steam; and

(b) Whose rates of charges for goods or services have been established or approved by a federal, state or local government or governmental agency;

(6) "Receipts" means all gross receipts of the taxpayer that are not allocated under paragraphs of this section and that are received from transactions and activity in the regular course of the taxpayer's trade or business; except that receipts of a taxpayer from hedging transactions and from the maturity, redemption, sale, exchange, loan or other disposition of cash or securities, shall be excluded.

2. For all tax years beginning on or after January 1, 2019, any corporation having income from business activity which is taxable both within and without this state shall allocate and apportion its net income as provided in this section.

3. For purposes of allocation and apportionment of income under this section, a corporation is taxable in another state if:

(1) In that state it is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax, or

(2) That state has jurisdiction to subject the corporation to a net income tax regardless of whether, in fact, the state does or does not do so.

4. Rents and royalties from real or tangible personal property, capital gains, interest, dividends or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in subsections 5 through 8 of this section.

5. (1) Net rents and royalties from real property located in this state are allocable to this state.

(2) Net rents and royalties from tangible personal property are allocable to this state:

(a) If and to the extent the property is utilized in this state, or

(b) In their entirety if the corporation's commercial domicile is in this state and the corporation is not organized under the laws of or taxable in the state in which the property is utilized.

(3) The extent of utilization of tangible personal property in a state is determined by multiplying the rents and royalties by a fraction, the numerator of which is the number of days of physical location of the property in the state during the rental or royalty period in the taxable year and the denominator of which is the number of days of physical location of the property everywhere during all rental or royalty periods in the taxable year. If the physical location of the property during the rental or royalty period is unknown or unascertainable by the corporation, tangible personal property is utilized in the state in which the property was located at the time the rental or royalty payer obtained possession.

6. (1) Capital gains and losses from sales of real property located in this state are allocable to this state.

- (2) Capital gains and losses from sales of tangible personal property are allocable to this state if:
 - (a) The property had a situs in this state at the time of the sale, or
 - (b) The corporation's commercial domicile is in this state and the corporation is not taxable in the state in which the property had a situs.
- (3) Capital gains and losses from sales of intangible personal property are allocable to this state if the corporation's commercial domicile is in this state.
- 7. Interest and dividends are allocable to this state if the corporation's commercial domicile is in this state.
- 8. (1) Patent and copyright royalties are allocable to this state if and to the extent that:
 - (a) The patent or copyright is utilized by the payer in this state, or
 - (b) The patent or copyright is utilized by the payer in a state in which the corporation is not taxable and the corporation's commercial domicile is in this state.
- (2) A patent is utilized in a state to the extent that it is employed in production, fabrication, manufacturing, or other processing in the state or to the extent that a patented product is produced in the state. If the basis of receipts from patent royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the patent is utilized in the state in which the taxpayer's commercial domicile is located.
- (3) A copyright is utilized in a state to the extent that printing or other publication originates in the state. If the basis of receipts from copyright royalties does not permit allocation to states or if the accounting procedures do not reflect states of utilization, the copyright is utilized in the state in which the corporation's commercial domicile is located.
- 9. All apportionable income shall be apportioned to this state by multiplying the income by a fraction, the numerator of which is the total receipts of the taxpayer in this state during the tax period and the denominator of which is the total receipts of the taxpayer everywhere during the tax period.
- 10. Receipts from the sale of tangible personal property are in this state if:
 - (1) The property is delivered or shipped to a purchaser, other than the United States Government, within this state regardless of the f.o.b. point or other conditions of the sale; or
 - (2) The property is shipped from an office, store, warehouse, factory, or other place of storage in this state and:
 - (a) The purchaser is the United States Government or
 - (b) The corporation is not taxable in the state of the purchaser.
- 11. (1) Receipts, other than receipts described in subsection 10 of this section, are in this state if the corporation's market for the sales is in this state. The corporation's market for sales is in this state in the case of:
 - (a) Sale, rental, lease or license of real property, if and to the extent the property is located in this state;
 - (b) Rental, lease or license of tangible personal property, if and to the extent the property is located in this state;
 - (c) Sale of a service, if and to the extent the service is delivered to a location in this state; and
 - (d) Intangible property, that is:
 - a. Rented, leased, or licensed, if and to the extent the property is used in this state, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state; and
 - b. Sold, if and to the extent the property is used in this state, provided that:
 - (i) A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;
 - (ii) Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease or licensing of such intangible property under subparagraph a. of paragraph (d) of subdivision (1) of this subsection; and
 - (iii) All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.
- (2) If the state or states of assignment under subdivision (1) of this subsection cannot be determined, the state or states of assignment shall be reasonably approximated.

(3) If the corporation is not taxable in a state to which a receipt is assigned under subdivision (1) or (2) of this subsection, or if the state of assignment cannot be determined under subdivision (1) of this subsection or reasonably approximated under subdivision (2) of this subsection, such receipt shall be excluded from the numerator and denominator of the receipts factor.

(4) The director may prescribe regulations as necessary or appropriate to carry out the purposes of this section.

12. (1) If the allocation and apportionment provisions of this section do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

- (a) Separate accounting;
- (b) The inclusion of one or more additional factors which will fairly represent the corporation's business activity in this state; or
- (c) The employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income.

(2) (a) If the allocation and apportionment provisions of this section do not fairly represent the extent of business activity in this state of corporations engaged in a particular industry or in a particular transaction or activity, the tax administrator may, in addition to the authority provided in subdivision (1) of this subsection, establish appropriate rules or regulations for determining alternative allocation and apportionment methods for such taxpayers.

(b) A regulation adopted pursuant to this section shall be applied uniformly, except that with respect to any corporation to whom such regulation applies, the corporation may petition for, or the director may require, adjustment pursuant to subdivision (1) of subsection 12 of this section.

(3) The party petitioning for, or the director requiring, the use of any method to effectuate an equitable allocation and apportionment of the corporation's income pursuant to subdivision (1) of this subsection must prove:

- (a) That the allocation and apportionment provisions of this section do not fairly represent the extent of the corporation's business activity in this state; and
- (b) That the alternative to such provisions is reasonable.

The same burden of proof shall apply whether the corporation is petitioning for, or the director is requiring, the use of any reasonable method to effectuate an equitable allocation and apportionment of the corporation's income. Notwithstanding the previous sentence, if the director can show that in any two of the prior five tax years, the corporation had used an allocation or apportionment method at variance with its allocation or apportionment method or methods used for such other tax years, then the director shall not bear the burden of proof in imposing a different method pursuant to subdivision (1) of this subsection.

(4) If the director requires any method to effectuate an equitable allocation and apportionment of the corporation's income, the director cannot impose any civil or criminal penalty with reference to the tax due that is attributable to the taxpayer's reasonable reliance solely on the allocation and apportionment provisions of this section.

(5) A corporation that has received written permission from the director to use a reasonable method to effectuate an equitable allocation and apportionment of the corporation's income shall not have that permission revoked with respect to transactions and activities that have already occurred unless there has been a material change in, or a material misrepresentation of, the facts provided by the corporation upon which the director reasonably relied.

13. For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(1) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(2) "Affiliate", the meaning as set forth in 15 U.S.C. section 80a-2(a)(3)(C), as may be amended from time to time;

(3) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares.

In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into under 15 U.S.C. section 80a-15(b), as may be amended from time to time;

(4) "Investment company", any person registered under the federal investment company act of 1940, as amended from time to time, or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to section 80a-3(c)(1) of the act;

(5) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under section 203 of the investment advisors act of 1940, as may be amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(6) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

(a) Pursuant to a contract with the investment company entered into under 15 U.S.C. section 80a-15(a), as may be amended from time to time;

(b) For a person that has entered into such contract with the investment company; or

(c) For a person that is affiliated with a person that has entered into such contract with an investment company;

(7) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(8) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

14. Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are resided in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(1) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders resided in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(2) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to subdivision (1) of this subsection. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(3) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

15. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this state. Such report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. This subsection shall not apply to a railroad.

16. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

17. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting the same to or from another net income or loss shown by the return.

18. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

19. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

20. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect on Missouri taxable income of the deduction for net operating loss allowed by section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the

Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the deduction.

21. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

143.461. 1. A corporation shall elect to determine income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner in section 143.451; first, by filing written notice with the director of revenue on or before the due date of the return (including extensions of time) of the taxpayer's election, or, second, by failing to keep its books and records in such manner as to show the income applicable to this state, including gross income and deductions applicable thereto.

2. If the corporation shall keep its books and records so as to show by any other method of allocation between this state and other states involved of income from transactions partially within and partially without this state, including gross income and deductions applicable thereto, and such method shows the income applicable to this state, including gross income and deductions applicable thereto, then it may, on or before sixty days before the end of any taxable year, petition the director of revenue, in writing, to be permitted in its return required to be filed to apportion to this state according to the method shown by such books or records. If the director of revenue finds that such method does show the income applicable to this state including gross income and the deductions applicable thereto, he shall notify the corporation, at least thirty days prior to the last day on which such corporation's return for that taxable year is to be filed, that it may use that method as long as such method shows the income applicable to this state, including gross income and deductions applicable thereto.

3. The corporation shall cease using such method whenever the director of revenue finds and notifies such corporation on or before ninety days before the end of the taxable year, that such method does not so show. Upon and after such revocation the corporation shall be permitted to petition to use another method of allocation that will show such income including gross income and deductions applicable thereto as though no petition had ever been filed.

4. Failure, after a method has been revoked by the director of revenue, to submit a method which the director of revenue finds will show such income applicable to this state including gross income and deductions applicable thereto, on or before sixty days before the end of any taxable year, or failure to make a return on the basis, which has been approved by the director of revenue on petition of the corporation and which stands unrevoked, shall constitute an election to accept the determination of income applicable to this state by multiplying the total income from all sources by the fraction determined in the manner set forth in section 143.451.

5. If the allocation and apportionment provisions of section 143.456 or this section do not fairly represent the extent of the taxpayer's business activity in this state, the taxpayer may petition for or the tax administrator may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

- (1) separate accounting;**
- (2) the inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state; or**
- (3) the employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income."; and**

Further amend said bill, Page 207, Section 208.431, Line 9, by deleting the year "2018" and inserting in lieu thereof the year "2019"; and

Further amend said bill, page and section, Line 13, by deleting the word "shall" and inserting in lieu thereof the word "may"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haahr, **House Amendment No. 1** was adopted.

Representative Alferman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2540, Page 131, Section 143.171, Line 10, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, page, and section, Line 12, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill and section, Page 132, Line 35, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, page, and section, Line 37, by deleting the number "**2019**" and inserting in lieu thereof the number "**2020**"; and

Further amend said bill, Page 416, Section B, Line 23, by deleting the number "2019" and inserting in lieu thereof the number "2020"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

Representative Shaul (113) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2540, Page 176, Section 144.070, Line 70, by deleting the word "**dollars,**" and inserting in lieu thereof the words "**five hundred dollars, per month, per location,**"; and

Further amend said bill, Page 194, Section 144.140, Line 3, by deleting the word "**dollars,**" and inserting in lieu thereof the words "**five hundred dollars, per month, per location,**"; and

Further amend said bill, Page 201, Section 144.710, Line 3, by deleting the word "**dollars,**" and inserting in lieu thereof the words "**five hundred dollars, per month, per location,**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McGaugh	Messenger	Miller	Moon	Morris 140

Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Ellington	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Mosley
Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Beard	Curtis	Dogan	Ellebracht
Franks Jr	Higdon	Hill	Houx	Lauer
McDaniel	McGee	Morgan	Newman	Nichols
Peters	Pietzman	Rehder	Roden	Smith 85
Stevens 46	Vescovo	Mr. Speaker		

VACANCIES: 002

On motion of Representative Shaul (113), **House Amendment No. 3** was adopted.

Representative Kelley (127) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.313, Line 26, by inserting after all of said section and line the following:

"135.760. 1. This section shall be known and may be cited as the "Missouri Earned Income Tax Credit Act".

2. For purposes of this section, the following terms mean:

- (1) "Department", the department of revenue;**
- (2) "Eligible taxpayer", a resident individual with a filing status of single, head of household, widowed, or married filing combined who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and who is allowed a federal earned income tax credit under Section 32 of the Internal Revenue Code of 1986, as amended;**
- (3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.**

3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a tax credit in an amount equal to twenty percent of the amount such taxpayer would receive under the federal earned income tax credit. The tax credit allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and shall be applied against the income tax liability imposed by chapter 143 after

reduction for all other credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not be refunded to the taxpayer and shall not be carried forward to any subsequent tax year.

4. Notwithstanding the provision of subsection 4 of section 32.057 to the contrary, the department shall determine whether any taxpayer filing a report or return with the department who did not apply for the credit authorized under this section may qualify for the credit and, if so determines a taxpayer may qualify for the credit, shall notify such taxpayer of his or her potential eligibility. In making a determination of eligibility under this section, the department shall use any appropriate and available data including, but not limited to, data available from the Internal Revenue Service, the U.S. Department of Treasury, and state income tax returns from previous tax years.

5. The department shall prepare an annual report containing statistical information regarding the tax credits issued under this section for the previous tax year, including the total amount of revenue expended on the earned income tax credit, the number of credits claimed, and the average value of the credits issued to taxpayers whose earned income falls within various income ranges determined by the department.

6. The department shall contract with one or more nonprofit group to provide notice of the earned income tax credit to eligible taxpayers. The department shall require evidence of the effectiveness of the nonprofit group, the connection with the community in which the group operates, and the ability to contact taxpayers that are unlikely to claim the federal earned income tax credit including, but not limited to, non-English speakers, the elderly, tenants, and very low-income taxpayers who do not file tax returns annually. The department shall give preference to nonprofit groups with members in low- and moderate-income areas, to nonprofit groups with at least fifty-one percent of its board of directors having low to moderate incomes and residing in target communities, and to nonprofit groups that have a record of effective door-to-door outreach for similar community projects.

7. The director of the department shall promulgate rules and regulations to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for House Bill No. 2540, Page 1, Lines 20 to 21, by deleting all of said lines and inserting in lieu thereof the following:

"the amount of the credit exceeds the tax liability, the difference shall be refunded to the taxpayer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) moved that **House Amendment No. 1 to House Amendment No. 4** be adopted.

Which motion was defeated.

On motion of Representative Kelley (127), **House Amendment No. 4** was adopted.

Representative Smith (163) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2540, Page 134, Section 143.225, Line 47, by inserting after all of said section and line the following:

"143.451. 1. Missouri taxable income of a corporation shall include all income derived from sources within this state.

2. A corporation described in subdivision (1) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income from sources within this state, including that from the transaction of business in this state and that from the transaction of business partly done in this state and partly done in another state or states. However:

(1) Where income results from a transaction partially in this state and partially in another state or states, and income and deductions of the portion in the state cannot be segregated, then such portions of income and deductions shall be allocated in this state and the other state or states as will distribute to this state a portion based upon the portion of the transaction in this state and the portion in such other state or states.

(2) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner, or the manner set forth in subdivision (3) of this subsection:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state.

(b) The amount of sales which are transactions wholly in this state shall be added to one-half of the amount of sales which are transactions partly within this state and partly without this state, and the amount thus obtained shall be divided by the total sales or in cases where sales do not express the volume of business, the amount of business transacted wholly in this state shall be added to one-half of the amount of business transacted partly in this state and partly outside this state and the amount thus obtained shall be divided by the total amount of business transacted, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction.

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "Wholly in this state" if both the seller's shipping point and the purchaser's destination point are in this state;

b. "Partly within this state and partly without this state" if the seller's shipping point is in this state and the purchaser's destination point is outside this state, or the seller's shipping point is outside this state and the purchaser's destination point is in this state;

c. Not "wholly in this state" or not "partly within this state and partly without this state" only if both the seller's shipping point and the purchaser's destination point are outside this state.

(d) For purposes of this subdivision:

a. The purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale; and

b. The seller's shipping point is determined without regard to the location of the seller's principle office or place of business.

(3) The taxpayer may elect to compute the portion of income from all sources in this state in the following manner:

(a) The income from all sources shall be determined as provided, excluding therefrom the figures for the operation of any bridge connecting this state with another state;

(b) The amount of sales which are transactions in this state shall be divided by the total sales, and the net income shall be multiplied by the fraction thus obtained, to determine the proportion of income to be used to arrive at the amount of Missouri taxable income. The investment or reinvestment of its own funds, or sale of any such investment or reinvestment, shall not be considered as sales or other business transacted for the determination of said fraction;

(c) For the purposes of this subdivision, a transaction involving the sale of tangible property is:

a. "In this state" if the purchaser's destination point is in this state;

b. Not "in this state" if the purchaser's destination point is outside this state;

(d) For purposes of this subdivision, the purchaser's destination point shall be determined without regard to the FOB point or other conditions of the sale and shall not be in this state if the purchaser received the tangible personal property from the seller in this state for delivery to the purchaser's location outside this state;

(e) For the purposes of this subdivision, a transaction involving the sale other than the sale of tangible property is "in this state" if the taxpayer's market for the sales is in this state. The taxpayer's market for sales is in this state:

a. In the case of sale, rental, lease, or license of real property, if and to the extent the property is located in this state;

b. In the case of rental, lease, or license of tangible personal property, if and to the extent the property is located in this state;

c. In the case of sale of a service, if and to the extent the ultimate beneficiary of the service is located in this state and shall not be in this state if the ultimate beneficiary of the service rendered by the taxpayer or the taxpayer's designee is located outside this state; and

d. In the case of intangible property:

(i) That is rented, leased, or licensed, if and to the extent the property is used in this state by the rentee, lessee, or licensee, provided that intangible property utilized in marketing a good or service to a consumer is "used in this state" if that good or service is purchased by a consumer who is in this state. Franchise fees or royalties received for the rent, lease, license, or use of a trade name, trademark, service mark, or franchise system or provides a right to conduct business activity in a specific geographic area are "used in this state" to the extent the franchise location is in this state; and

(ii) That is sold, if and to the extent the property is used in this state, provided that:

i. A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is "used in this state" if the geographic area includes all or part of this state;

ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of such intangible property under item (i) of this subparagraph; and

iii. All other receipts from a sales of intangible property shall be excluded from the numerator and denominator of the sales factor;

(f) If the state or states of assignment under paragraph (e) of this subdivision cannot be determined, the state or states of assignment shall be reasonably approximated;

(g) If the state of assignment cannot be determined under paragraph (e) of this subdivision or reasonably approximated under paragraph (f) of this subdivision, such sales shall be excluded from the denominator of the sales factor;

(h) The director may prescribe such rules and regulations as necessary or appropriate to carry out the purposes of this section.

(4) For purposes of this subsection, the following words shall, unless the context otherwise requires, have the following meaning:

(a) "Administration services" include, but are not limited to, clerical, fund or shareholder accounting, participant record keeping, transfer agency, bookkeeping, data processing, custodial, internal auditing, legal and tax services performed for an investment company;

(b) "Affiliate", the meaning as set forth in 15 U.S.C. Section 80a-2(a)(3)(C), as may be amended from time to time;

(c) "Distribution services" include, but are not limited to, the services of advertising, servicing, marketing, underwriting or selling shares of an investment company, but, in the case of advertising, servicing or marketing shares, only where such service is performed by a person who is, or in the case of a closed end company, was, either engaged in the services of underwriting or selling investment company shares or affiliated with a person that is engaged in the service of underwriting or selling investment company shares. In the case of an open end company, such service of underwriting or selling shares must be performed pursuant to a contract entered into pursuant to 15 U.S.C. Section 80a-15(b), as from time to time amended;

(d) "Investment company", any person registered under the federal Investment Company Act of 1940, as amended from time to time, (the act) or a company which would be required to register as an investment company under the act except that such person is exempt to such registration pursuant to Section 80a-3(c)(1) of the act;

(e) "Investment funds service corporation" includes any corporation or S corporation doing business in the state which derives more than fifty percent of its gross income in the ordinary course of business from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment

company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. An investment funds service corporation shall include any corporation or S corporation providing management services as an investment advisory firm registered under Section 203 of the Investment Advisors Act of 1940, as amended from time to time, regardless of the percentage of gross revenues consisting of fees from management services provided to or on behalf of an investment company;

(f) "Management services" include but are not limited to, the rendering of investment advice directly or indirectly to an investment company making determinations as to when sales and purchases of securities are to be made on behalf of the investment company, or the selling or purchasing of securities constituting assets of an investment company, and related activities, but only where such activity or activities are performed:

a. Pursuant to a contract with the investment company entered into pursuant to 15 U.S.C. Section 80a-15(a), as from time to time amended;

b. For a person that has entered into such contract with the investment company; or

c. For a person that is affiliated with a person that has entered into such contract with an investment company;

(g) "Qualifying sales", gross income derived from the provision directly or indirectly of management, distribution or administration services to or on behalf of an investment company or from trustees, sponsors and participants of employee benefit plans which have accounts in an investment company. For purposes of this section, "gross income" is defined as that amount of income earned from qualifying sources without deduction of expenses related to the generation of such income;

(h) "Residence", presumptively the fund shareholder's mailing address on the records of the investment company. If, however, the investment company or the investment funds service corporation has actual knowledge that the fund shareholder's primary residence or principal place of business is different than the fund shareholder's mailing address such presumption shall not control. To the extent an investment funds service corporation does not have access to the records of the investment company, the investment funds service corporation may employ reasonable methods to determine the investment company fund shareholder's residence.

(5) Notwithstanding other provisions of law to the contrary, qualifying sales of an investment funds service corporation, or S corporation, shall be considered wholly in this state only to the extent that the fund shareholders of the investment companies, to which the investment funds service corporation, or S corporation, provide services, are resided in this state. Wholly in this state qualifying sales of an investment funds service corporation, or S corporation, shall be determined as follows:

(a) By multiplying the investment funds service corporation's total dollar amount of qualifying sales from services provided to each investment company by a fraction, the numerator of which shall be the average of the number of shares owned by the investment company's fund shareholders resided in this state at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year, and the denominator of which shall be the average of the number of shares owned by the investment company's fund shareholders everywhere at the beginning of and at the end of the investment company's taxable year that ends with or within the investment funds service corporation's taxable year;

(b) A separate computation shall be made to determine the wholly in this state qualifying sales from each investment company. The qualifying sales for each investment company shall be multiplied by the respective percentage of each fund, as calculated pursuant to paragraph (a) of this subdivision. The product of this equation shall result in the wholly in this state qualifying sales. The qualifying sales for each investment company which are not wholly in this state will be considered wholly without this state;

(c) To the extent an investment funds service corporation has sales which are not qualifying sales, those nonqualified sales shall be apportioned to this state based on the methodology utilized by the investment funds service corporation without regard to this subdivision.

(6) Notwithstanding the Multistate Tax Compact, sections 32.200 to 32.240; this section; and section 143.461 to the contrary, sales and business transactions shall not include any intercompany transactions between corporations of an affiliated group that file a consolidated income tax return in this state. For purposes of this subdivision, "affiliated group" has the same meaning as that term is defined under 26. U.S.C. Section 1504(a) and "intercompany transaction" has the same meaning as that term is defined under 26 C.F.R. Section 1.1502-13.

3. Any corporation described in subdivision (1) of subsection 1 of section 143.441 organized in this state or granted a permit to operate in this state for the transportation or care of passengers shall report its gross earnings within the state on intrastate business and shall also report its gross earnings on all interstate business done in this

state which report shall be subject to inquiry for the purpose of determining the amount of income to be included in Missouri taxable income. The previous sentence shall not apply to a railroad.

4. A corporation described in subdivision (2) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources in this state and all income from each transportation service wholly within this state, from each service where the only lines of such corporation used are those in this state, and such proportion of revenue from each service where the facilities of such corporation in this state and in another state or states are used, as the mileage used over the lines of such corporation in the state shall bear to the total mileage used over the lines of such corporation. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year of any fixed transportation facilities, real estate and improvements in this state leased from any other railroad shall be divided by the sum of the total amount of investment of such corporation on December thirty-first of each year in fixed transportation facilities, real estate and improvements, plus the value on December thirty-first of each year, of any fixed transportation facilities, real estate and improvements leased from any other railroad. Where any fixed transportation facilities, real estate or improvements are leased by more than one railroad, such portion of the value shall be used by each railroad as the rental paid by each shall bear to the rental paid by all lessees. The income shall be multiplied by the fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

5. A corporation described in subdivision (3) of subsection 1 of section 143.441 shall include in its Missouri taxable income one-half of the net income from the operation of a bridge between this and another state. If any such bridge is owned or operated by a railroad corporation or corporations, or by a corporation owning a railroad corporation using such bridge, then the figures for operation of such bridge may be included in the return of such railroad or railroads; or if such bridge is owned or operated by any other corporation which may now or hereafter be required to file an income tax return, one-half of the income or loss to such corporation from such bridge may be included in such return by adding or subtracting same to or from another net income or loss shown by the return.

6. A corporation described in subdivision (4) of subsection 1 of section 143.441 shall include in its Missouri taxable income all income arising from all sources within this state. Income shall include revenue from each telephonic or telegraphic service rendered wholly within this state; from each service rendered for which the only facilities of such corporation used are those in this state; and from each service rendered over the facilities of such corporation in this state and in other state or states, such proportion of such revenue as the mileage involved in this state shall bear to the total mileage involved over the lines of said company in all states. The taxpayer may elect to compute the portion of income from all sources within this state in the following manner:

(1) The income from all sources shall be determined as provided;

(2) The amount of investment of such corporation on December thirty-first of each year in this state in telephonic or telegraphic facilities, real estate and improvements thereon, shall be divided by the amount of the total investment of such corporation on December thirty-first of each year in telephonic or telegraphic facilities, real estate and improvements. The income of the taxpayer shall be multiplied by **the** fraction thus obtained to determine the proportion to be used to arrive at the amount of Missouri taxable income.

7. From the income determined in subsections 2, 3, 4, 5 and 6 of this section to be from all sources within this state shall be deducted such of the deductions for expenses in determining Missouri taxable income as were incurred in this state to produce such income and all losses actually sustained in this state in the business of the corporation.

8. If a corporation derives only part of its income from sources within Missouri, its Missouri taxable income shall only reflect the effect of the following listed deductions to the extent applicable to Missouri. The deductions are: (a) its deduction for federal income taxes pursuant to section 143.171, and (b) the effect on Missouri taxable income of the deduction for net operating loss allowed by Section 172 of the Internal Revenue Code. The extent applicable to Missouri shall be determined by multiplying the amount that would otherwise affect Missouri taxable income by the ratio for the year of the Missouri taxable income of the corporation for the year divided by the Missouri taxable income for the year as though the corporation had derived all of its income from sources within Missouri. For the purpose of the preceding sentence, Missouri taxable income shall not reflect the listed deductions.

9. Any investment funds service corporation organized as a corporation or S corporation which has any shareholders resided in this state shall be subject to Missouri income tax as provided in this chapter.

10. The provisions of this section do not impact any other apportionment election available to a taxpayer under Missouri statutes **unless explicitly stated in this section.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Smith (163), **House Amendment No. 5** was adopted.

Representative Reiboldt offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2540, Page 232, Section 301.057, Lines 12 to 19, by deleting all of said lines and inserting in lieu thereof the following:

"36,001 pounds to 42,000 pounds	[413.00] 913.00
42,001 pounds to 48,000 pounds	[550.50] 1,050.50
48,001 pounds to 54,000 pounds	[688.00] 1,188.00
54,001 pounds to 60,010 pounds	[825.50] 1,325.50
60,011 pounds to 66,000 pounds	[1,100.50] 1,600.50
66,001 pounds to 73,280 pounds	[1,375.50] 1,875.50
73,281 pounds to 78,000 pounds	[1,650.50] 2,150.50
78,001 pounds to 80,000 pounds	[1,719.50] 2,219.50 "; and

Further amend said bill, Page 233, Section 301.059, Lines 9 to 11, by deleting all of said lines and inserting in lieu thereof the following:

"34 to 37 passengers	[370.50] 870.50
38 to 41 passengers	[410.50] 910.50
42 to 45 passengers	[450.50] 950.50 "; and

Further amend said bill, Page 290, Section 301.566, Line 29, by deleting the phrase "~~[five]~~ **one thousand three hundred** ~~[fifty]~~" and inserting in lieu thereof the phrase "~~[five hundred]~~ **one thousand** fifty"; and

Further amend said bill, Page 292, Section 301.580, Lines 28 to 30, by deleting all of said lines and inserting in lieu thereof the following:

"8. The fee for a special event motor vehicle auction license shall be one thousand **five hundred** dollars. For every vehicle auctioned in violation of subsection 6 of this section, an administrative fee of ~~[five hundred]~~ **one thousand** dollars shall be paid"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 6** was adopted.

Representative Fitzpatrick offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2540, Page 403, Section 313.826, Line 5, by inserting after all of said section and line the following:

"313.905. As used in sections 313.900 to 313.955, the following terms shall mean:

- (1) "Authorized internet website", an internet website or any platform operated by a licensed operator;
- (2) "Commission", the Missouri gaming commission;
- (3) "Entry fee", anything of value including, but not limited to, cash or a cash equivalent that a fantasy sports contest operator collects in order to participate in a fantasy sports contest;
- (4) "Fantasy sports contest", any fantasy or simulated game or contest with an entry fee ~~[-conducted on an internet website or any platform,]~~ in which:
 - (a) The value of all prizes and awards offered to the winning participants is established and made known in advance of the contest;
 - (b) All winning outcomes reflect in part the relative knowledge and skill of the participants and are determined predominantly by the accumulated statistical results of the performance of individuals, including athletes in the case of sports events; and
 - (c) No winnings outcomes are based on the score, point spread, or any performance of any single actual team or combination of teams or solely on any single performance of an individual athlete or player in any single actual event;
- (5) "Fantasy sports contest operator", any person ~~[or]~~, entity, **or division of a corporate entity** that offers ~~[fantasy sports contests for a prize]~~ **a platform for the playing of fantasy contests, administers one or more fantasy contests with an entry fee, and awards a prize of value;**
- (6) "Highly experienced player", a person who has either:
 - (a) Entered more than one thousand contests offered by a single fantasy sports contest operator; or
 - (b) Won more than three fantasy sports prizes of one thousand dollars or more;
- (7) "Licensed operator", a fantasy sports contest operator licensed pursuant to section 313.910 to offer fantasy sports contests for play on an authorized internet website in Missouri;
- (8) **"Location", the geographical position of a person as determined within a degree of accuracy consistent with generally available internet protocol address locators;**
- (9) **"Location percentage", for all fantasy sports contests, the percentage, rounded to the nearest one-tenth of one percent, of the total entry fees collected from registered players located in the state of Missouri at the time of entry into a fantasy contest, divided by the total entry fees collected from all players, regardless of the players' location, of the fantasy sports contests;**
- (10) "Minor", any person less than eighteen years of age;
- ~~[(9)]~~ **(11) "Net revenue", for all fantasy sports contests, the amount equal to the total entry fees collected from all participants entering such fantasy sports contests less winnings paid to participants in the contests, multiplied by the ~~[resident]~~ location percentage;**
- ~~[(10)]~~ **(12) "Player", a person who participates in a fantasy sports contest offered by a fantasy sports contest operator;**
- ~~[(11)]~~ **(13) "Prize", anything of value including, but not limited to, cash or a cash equivalent, contest credits, merchandise, or admission to another contest in which a prize may be awarded;**
- ~~[(12)]~~ **(14) "Registered player", a person registered pursuant to section 313.920 to participate in a fantasy sports contest ~~[on an authorized internet website];~~**
- ~~[(13)]~~ **"Resident percentage", for all fantasy sports contests, the percentage, rounded to nearest one-tenth of one percent, of the total entry fees collected from Missouri residents divided by the total entry fees collected from all players, regardless of the players' location, of the fantasy sports contests; and**
- ~~[(14)]~~ **(15) "Script", a list of commands that a fantasy-sports-related computer program can execute to automate processes on a fantasy sports contest platform.**

313.935. 1. No fantasy sports contest operator shall offer any fantasy sports contest in Missouri without first being licensed by the commission. A fantasy sports contest operator wishing to offer fantasy sports contests in this state shall ~~[annually]~~ apply to the commission for a license and shall remit to the commission an ~~[annual]~~ application fee of ten thousand dollars or ten percent of the applicant's net revenue from the previous calendar year, whichever is lower.

2. As part of the commission's investigation and licensing process, the commission may conduct an investigation of the fantasy sports contest operator's employees, officers, directors, trustees, and principal salaried executive staff officers. The applicant shall be responsible for the ~~[total]~~ cost of the investigation **up to ten thousand dollars**. If the cost of the investigation exceeds the application fee, the applicant shall remit **such cost** to the commission ~~[the total cost of the investigation]~~ prior to any license being issued. ~~[The total cost of the investigation, paid by the applicant, shall not exceed fifty thousand dollars.]~~ **An applicant may apply for, and the commission may grant, based on a showing of undue burden, a waiver of all or a portion of the cost of the investigation.** All revenue received under this section shall be placed into the gaming commission fund created under section 313.835.

3. (1) A fantasy sports contest operator with net revenues of two million dollars or more from the previous calendar year shall be required to submit an annual license renewal fee of five thousand dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues of less than two million dollars but greater than one million dollars from the previous calendar year shall be required to submit an annual license renewal fee of two thousand five hundred dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues equal to or less than one million dollars but greater than two hundred fifty thousand dollars shall submit an annual license renewal fee of one thousand dollars by November first of each subsequent calendar year. A fantasy sports contest operator with net revenues of two hundred fifty thousand dollars or less from the previous calendar year shall not be required to submit an annual license renewal fee.

(2) In addition to the ~~[application]~~ license renewal fee, a licensed operator shall also pay an annual operation fee ~~[-on April fifteenth of each year,]~~ in a sum equal to ~~[eleven and one-half]~~ six percent of the licensed operator's net revenue from the previous calendar year. All revenue collected under this subsection shall be placed in the gaming proceeds for education fund created under section 313.822. If a licensed operator fails to **apply for a license renewal** or pay the annual operation fee ~~[by April fifteenth, the licensed operator shall have its license immediately suspended by]~~, the commission **may suspend the license of such licensed operator** until such payment is made.

4. Any fantasy sports contest operator already operating in the state prior to April 1, 2016, may operate until they have received or have been denied a license. Such fantasy sports contest operators shall apply for a license prior to October 1, 2016. Any fantasy sports contest operator operating under this subsection after August 28, 2016, shall pay the annual operation fee of eleven and one-half percent of its net revenue from August 28, 2016, until action is taken on its application. If a **licensed** fantasy sports contest operator fails to pay its **annual** operation fee by ~~[April 15, 2017]~~ **November 1, 2018**, the **commission may suspend the license or deny the pending license application of such** fantasy sports contest operator ~~[shall have its license immediately suspended by the commission, or if the fantasy sports contest operator has a pending application, its application shall be denied immediately].~~

5. If a **licensed** fantasy sports contest operator ceases to offer fantasy sports contests in Missouri, the operator shall pay an operation fee equal to ~~[eleven and one-half]~~ six percent of its net revenue for the period of the calendar year in which it offered fantasy sports contests in Missouri **by November first of the subsequent calendar year**. ~~[Such payment shall be made within sixty days of the last day the fantasy sports contest operator offered fantasy sports contests in Missouri. After the expiration of sixty days, a penalty of five hundred dollars per day shall be assessed against the fantasy sports contest operator until the operation fee and any penalty is paid in full.];~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 7** was adopted.

Representative Curtman offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2540, Page 4, Section 32.005, Line 4, by inserting after the word "**Revenue.**" the following words:

"The department shall have a transition period of two year to adopt the new department name. As materials with the department's name are depleted or expire, the new materials shall have the new department name."; and

Further amend said bill, Page 26, Section 34.040, Line 19, by deleting the word "**bid.**" and inserting in lieu thereof the following:

"bid, either by the solicitation specifying minimum mandatory quality standards or by allowing quality to be considered as a separately scored criterion in determining the lowest and best bidder."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtman, **House Amendment No. 8** was adopted.

Representative Rhoads offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2540, Page 6, Section 32.087, Line 29, by deleting the number "2018" and inserting in lieu thereof the following:

"[2018] **2022**"; and

Further amend said bill, page, and section, Line 48, by deleting the number "2018" and inserting in lieu thereof the following:

"[2018] **2022**"; and

Further amend said bill and section, Page 7, Line 65, by deleting the number "2018" and inserting in lieu thereof the following:

"[2018] **2022**"; and

Further amend said bill and section, Page 8, Line 87, by deleting the number "2019" and inserting in lieu thereof the following:

"[2019] **2023**"; and

Further amend said bill, page, and section, Line 92, by deleting the number "2018" and inserting in lieu thereof the following:

"[2018] **2022**"; and

Further amend said bill, page, and section, Line 93, by deleting the number "2018" and inserting in lieu thereof the following:

"[2018] **2022**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 9** was adopted.

Representative Carpenter offered **House Amendment No. 10**.

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 2540, Page 130, Section 143.071, Line 11, by inserting after all of said section and line the following:

"143.116. 1. As used in this section, the following terms mean:

(1) "Deduction", an amount subtracted from an eligible taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Eligible taxpayer", an individual subject to the state income tax under chapter 143 who is a veteran with a total service-connected disability;

(3) "Loan forgiveness program", any disabled veteran student loan forgiveness program as administered by the United States Department of Education under 34 C.F.R. 685.213, et. seq., or other law.

2. In addition to all deductions listed under this chapter, for all tax years beginning on or after January 1, 2019, an eligible taxpayer shall be allowed a deduction equal to the amount of any income from a loan forgiveness program included in the taxpayer's federal adjusted gross income.

3. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Carpenter, **House Amendment No. 10** was adopted.

Representative Cornejo offered **House Amendment No. 11**.

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.313, Line 26, by inserting after all of said section and line the following:

"137.010. The following words, terms and phrases when used in laws governing taxation and revenue in the state of Missouri shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

(1) "Grain and other agricultural crops in an unmanufactured condition" shall mean grains and feeds including, but not limited to, soybeans, cow peas, wheat, corn, oats, barley, kafir, rye, flax, grain sorghums, cotton, and such other products as are usually stored in grain and other elevators and on farms; but excluding such grains and other agricultural crops after being processed into products of such processing, when packaged or sacked. The term "processing" shall not include hulling, cleaning, drying, grating, or polishing;

(2) "Hydroelectric power generating equipment", very-low-head turbine generators with a nameplate generating capacity of at least four hundred kilowatts but not more than six hundred kilowatts and machinery and equipment used directly in the production, generation, conversion, storage, or conveyance of hydroelectric power to land-based devices and appurtenances used in the transmission of electrical energy;

(3) "Intangible personal property", for the purpose of taxation, shall include all property other than real property and tangible personal property, as defined by this section;

(4) "Real property" includes land itself, whether laid out in town lots or otherwise, and all growing crops, buildings, structures, improvements and fixtures of whatever kind thereon, hydroelectric power generating equipment, the installed poles used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes, provided the owner of such installed poles is also an owner of a fee simple interest, possessor of an easement, holder of a license or franchise, or is the beneficiary of a right-of-way dedicated for public utility purposes for the underlying land; attached wires, transformers, amplifiers, substations, and other such devices and appurtenances used in the transmission or reception of electrical energy, audio signals, video signals or similar purposes when owned by the owner of the installed poles, otherwise such items are considered personal property; and stationary property used for transportation or storage of liquid and gaseous products, including, but not limited to, petroleum products, natural gas, propane or LP gas equipment, water, and sewage;

(5) "Tangible personal property" includes every tangible thing being the subject of ownership or part ownership whether animate or inanimate, other than money, and not forming part or parcel of real property as herein defined, but does not include household goods, furniture, wearing apparel and articles of personal use and adornment, as defined by the state tax commission, owned and used by a person in his home or dwelling place;

(6) "Solar energy systems", includes any and all equipment, inverters, transformers, wiring, or other devices and appurtenances used for the creation of solar energy in excess of one megawatt direct current, for the purpose of selling the energy created when said equipment, inverters, transformers, wiring, or other devices and appurtenances are located on one contiguous piece of property."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 11** was adopted.

Representative Korman offered **House Amendment No. 12.**

House Amendment No. 12

AMEND House Committee Substitute for House Bill No. 2540, Page 213, Section 221.407, Line 69, by inserting after all of said section and line the following:

"226.228. 1. There is hereby created in the state treasury the "Emergency Bridge Repair and Replacement Fund", which shall consist of moneys appropriated from general revenue to the department of transportation or received from other eligible funds. The moneys in the fund shall only be used for accelerated replacements of, or to make immediate repairs to, bridges constructed or maintained at the cost of the state that are located on state or interstate highways and are in critical disrepair. Upon appropriation, the director of the department of transportation shall administer the fund. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund, and, upon appropriation, moneys in the fund shall be used solely for the administration of this section.

2. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

3. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 12** was adopted.

Representative Corlew offered **House Amendment No. 13.**

House Amendment No. 13

AMEND House Committee Substitute for House Bill No. 2540, Page 4, Section 32.070, Line 2, by inserting after all of said line the following:

"2. (1) Beginning January first following the effective date of this act, all revenue generated under the streamlined sales and use tax agreement act that exceeds the amount of revenue that would have been collected if the streamlined sales and use tax agreement act were not effective shall be deposited in the streamlined sales and use tax agreement special fund created in this section and appropriated solely for the approved purposes. The department of revenue shall track and report the collections generated under this act.

(2) There is hereby created in the state treasury the "Streamlined Sales and Use Tax Agreement Special Fund", which shall consist of moneys collected under this subsection. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be transferred as follows: eighty-five percent to general revenue and fifteen percent to the state transportation fund created in section 226.225. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said section by renumbering the subsections accordingly; and

Further amend said bill, Page 213, Section 221.407, Line 69, by inserting after all of said section and line the following:

"226.225. There is created in the state treasury a "State Transportation Fund". One percent of the sales tax funds designated for highway and transportation use by Subsection 2 of Section 30(b) of Article IV of the State Constitution, **fifteen percent of the sales and use tax funds collected from the streamlined sales and use tax agreement act as determined under subsection 2 of section 32.070 or fifteen percent of the additional sales and use tax funds collected from internet sales as determined under section 1**, and other funds as are made available by appropriation, grants, bequests or other sources for state transportation purposes other than road and highway construction and maintenance shall be deposited in the state transportation fund. The state transportation fund shall be utilized, as specified by appropriation, by the department of transportation for transportation purposes other than highways. Such purposes may include the locating, relocating, establishing, acquiring, constructing, planning, developing, maintaining or operating public transportation facilities or projects as part of any state or local transportation program, including but not limited to aviation, mass transportation, railroads, ports, waterways, waterborne commerce, and transportation of elderly and handicapped. Funds may be utilized for contracts with any public or private entity to carry out the above or other purposes related to transportation."; and

Further amend said bill, Page 408, Section 644.032, Line 42, by inserting after all of said section and line the following:

"Section 1. 1. Beginning January first following the effective date of this act, all revenue generated from the additional sales and use tax collected on out-of-state internet sales, upon the Supreme Court of the United States having issued a holding that allows states to collect sales and use tax on purchases from out-of-state retailers, that exceeds the amount of revenue that would have been collected without such decision, shall be deposited in the internet sales and use tax special fund created in this section and appropriated solely for the approved purposes. The department of revenue shall track and report the collections generated under this act.

2. There is hereby created in the state treasury the "Internet Sales and Use Tax Special Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be transferred as follows: eighty-five percent to general revenue and fifteen percent to the state transportation fund created in section 226.225. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund."; and

Further amend said bill, Page 417, Section D, Line 15, by inserting after all of said section and line the following:

"Section E. The enactment of section 1 of this act shall become effective on January first of the year following the director of revenue notifying the revisor of statutes that the Supreme Court of the United States issued an opinion in *South Dakota v. Wayfair, Inc.*, 138 S. Ct. 735 (2018), that overturns *Quill v. North Dakota*, 510 U.S. 859 (1992), and allows states to begin collecting sales and use tax on purchases from out-of-state retailers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Representative Razer offered **House Amendment No. 1 to House Amendment No. 13.**

House Amendment No. 1
to
House Amendment No. 13

AMEND House Amendment No. 13 to House Committee Substitute for House Bill No. 2540, Page 1, Line 23, by inserting immediately after all of said line the following:

"Further amend said bill, page 127, Section 135.313, Line 26, by inserting after all of said section and line the following:

"142.803. 1. A tax is levied and imposed on all motor fuel used or consumed in this state as follows:

(1) Motor fuel [;] **other than diesel fuel:**

(a) **Before January 1, 2019**, seventeen cents per gallon; and

(b) **On and after January 1, 2019, twenty-seven cents per gallon;**

(2) **Diesel fuel:**

(a) **Before January 1, 2019, seventeen cents per gallon; and**

(b) **On and after January 1, 2019, twenty-nine cents per gallon;**

(3) Alternative fuels, not subject to the decal fees as provided in section 142.869, with a power potential equivalent of motor fuel. In the event alternative fuel, which is not commonly sold or measured by the gallon, is used in motor vehicles on the highways of this state, the director is authorized to assess and collect a tax upon such alternative fuel measured by the nearest power potential equivalent to that of one gallon of regular grade gasoline. The determination by the director of the power potential equivalent of such alternative fuel shall be prima facie correct;

~~[(3)]~~ (4) Aviation fuel used in propelling aircraft with reciprocating engines, nine cents per gallon as levied and imposed by section 155.080 to be collected as required under this chapter;

~~[(4)]~~ (5) Compressed natural gas fuel, five cents per gasoline gallon equivalent until December 31, 2019, eleven cents per gasoline gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per gasoline gallon equivalent thereafter. The gasoline gallon equivalent and method of sale for compressed natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the gasoline gallon equivalent and method of sale for compressed natural gas shall be equal to five and sixty-six-hundredths pounds of compressed natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on compressed natural gas, including but not limited to licensing, reporting, penalties, and interest;

~~[(5)]~~ (6) Liquefied natural gas fuel, five cents per diesel gallon equivalent until December 31, 2019, eleven cents per diesel gallon equivalent from January 1, 2020, until December 31, 2024, and then seventeen cents per diesel gallon equivalent thereafter. The diesel gallon equivalent and method of sale for liquefied natural gas shall be as published by the National Institute of Standards and Technology in Handbooks 44 and 130, and supplements thereto or revisions thereof. In the absence of such standard or agreement, the diesel gallon equivalent and method of sale for liquefied natural gas shall be equal to six and six-hundredths pounds of liquefied natural gas. All applicable provisions contained in this chapter governing administration, collections, and enforcement of the state motor fuel tax shall apply to the tax imposed on liquefied natural gas, including but not limited to licensing, reporting, penalties, and interest;

~~[(6)]~~ (7) Propane gas fuel, five cents per gallon until December 31, 2019, eleven cents per gallon from January 1, 2020, until December 31, 2024, and then seventeen cents per gallon thereafter. All applicable provisions contained in this chapter governing administration, collection, and enforcement of the state motor fuel tax shall apply to the tax imposed on propane gas including, but not limited to, licensing, reporting, penalties, and interest;

~~[(7)]~~ (8) If a natural gas, compressed natural gas, liquefied natural gas, electric, or propane connection is used for fueling motor vehicles and for another use, such as heating, the tax imposed by this section shall apply to the entire amount of natural gas, compressed natural gas, liquefied natural gas, electricity, or propane used unless an approved separate metering and accounting system is in place.

2. All taxes, surcharges and fees are imposed upon the ultimate consumer, but are to be precollected as described in this chapter, for the facility and convenience of the consumer. The levy and assessment on other persons as specified in this chapter shall be as agents of this state for the precollection of the tax."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 13 was withdrawn.

Representative Corlew moved that **House Amendment No. 13** be adopted.

Which motion was defeated.

Representative Eggleston offered **House Amendment No. 14**.

House Amendment No. 14

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 143.011, Lines 1-3, by deleting all of said lines and inserting in lieu thereof the following:

"143.011. 1. **For tax years ending before January 1, 2018**, a tax is hereby imposed for every ~~[taxable]~~ **tax** year on the Missouri taxable income of every resident. The tax shall be determined by applying the tax table or the rate provided in section 143.021, which is based upon the following rates:"; and

Further amend said bill, page and section, Lines 12-16, by deleting all of said lines and inserting in lieu thereof the following:

"Over \$7,000 but not over \$8,000	\$210 plus 5% of excess over \$7,000
Over \$8,000 but not over \$9,000	\$260 plus 5 1/2% of excess over \$8,000
Over \$9,000	\$315 plus 6% of excess over \$9,000

2. **For tax years beginning on or after January 1, 2018, a tax is hereby imposed for every tax year on the Missouri taxable income of every resident at a rate of five percent.** ~~[(1) Beginning with the 2017 calendar year, the top rate of tax under subsection 1 of]~~"; and

Further amend said bill, Page 128, Section 143.021, Lines 1-11, by striking said section from the bill; and

Further amend said bill, Page 129, Section 143.022, Line 34, by inserting after all of said section and line the following:

"143.031. 1. A ~~[husband and wife]~~ **married couple** who file a joint federal income tax return shall file a combined return. A ~~[husband and wife]~~ **married couple** who do not file a joint federal income tax return shall not file a combined return.

2. The Missouri combined taxable income on a combined return shall include all of the income and deductions of ~~[the husband and wife]~~ **both spouses**. ~~[The Missouri taxable income of each spouse shall be an amount that is the same proportion of their Missouri combined taxable income as the Missouri adjusted gross income of that spouse bears to their Missouri combined adjusted gross income.]~~

3. **If one spouse is a nonresident**, the tax of each spouse shall be determined by the application of either section 143.021 or section 143.041 depending upon whether such spouse is a resident or nonresident. Their Missouri combined tax shall be the sum of the tax applicable to each spouse."; and

Further amend said bill, Page 416, Section B, Lines 2-3, by deleting the numbers "143.011, 143.021,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 14 was withdrawn.

Representative Kidd offered **House Amendment No. 15.**

House Amendment No. 15

AMEND House Committee Substitute for House Bill No. 2540, Page 127, Section 135.313, Line 26, by inserting immediately after all of said section and line the following:

"135.1915. 1. As used in this section, the following terms mean:

(1) "Qualified taxpayer", any individual who has owned his or her primary residence for at least two years, whose primary residence is wholly owned by the individual and free of any obligation, and who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(2) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

2. For all tax years beginning on or after January 1, 2018, a qualified taxpayer shall, beginning the calendar year following the year in which the qualified taxpayer is eligible for full social security retirement benefits, be allowed to claim a tax credit against the qualified taxpayer's state tax liability in an amount equal to the amount of real property tax paid on the qualified taxpayer's primary residence.

3. In the event the qualified taxpayer is married, only one spouse need qualify as a qualified taxpayer to be eligible for the credit authorized under this section.

4. Once an individual attains the status of a qualified taxpayer, the two-year ownership requirement shall be waived if the qualified taxpayer moves to a new primary residence, provided the new primary residence is wholly owned and free of any obligation.

5. Qualified taxpayers shall remit property tax when due and may apply for the credit authorized under this section when filing the qualified taxpayer's Missouri income tax return.

6. The first year a qualified taxpayer is eligible for the tax credit under this section, the tax credit shall not exceed twenty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The second year a qualified taxpayer is eligible for the tax credit, the tax credit shall not exceed forty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The third year a qualified taxpayer is eligible for the tax credit, the tax credit shall not exceed sixty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The fourth year a qualified taxpayer is eligible for the tax credit, the tax credit shall not exceed eighty percent of the amount of real property tax paid on the qualified taxpayer's primary residence. The fifth year a qualified taxpayer is eligible for the tax credit and all years thereafter, the taxpayer may claim the total amount of real property tax paid on the qualified taxpayer's primary residence.

7. Tax credits issued under the provisions of this section shall be refundable but shall not be sold, transferred, or assigned.

8. No taxpayer shall claim the tax credit authorized under this section the same year that such taxpayer claims a tax credit authorized under section 135.020.

9. The department of revenue may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 15 was withdrawn.

Representative Dogan offered **House Amendment No. 16.**

House Amendment No. 16

AMEND House Committee Substitute for House Bill No. 2540, Page 211, Section 208.1050, Line 22, by inserting after all of said line the following:

"208.1070. 1. For purposes of this section, the term "long-acting reversible contraceptive (LARC)" shall include, but not be limited to, intrauterine devices (IUDs) and birth control implants.

2. Notwithstanding any other provision of law, any LARC that is prescribed to and obtained for a MO HealthNet participant may be transferred to another MO HealthNet participant if the LARC was not delivered to, implanted in, or used on the original MO HealthNet participant to whom the LARC was prescribed. In order to be transferred to another MO HealthNet participant under the provisions of this section, the LARC shall:

- (1) Be in the original, unopened package;**
- (2) Have been in the possession of the health care provider for at least twelve weeks. The provisions of this subdivision may be waived upon the written consent of the original MO HealthNet participant to whom the LARC was prescribed;**
- (3) Not have left the possession of the health care provider who originally prescribed the LARC; and**
- (4) Be medically appropriate and not contraindicated for the MO HealthNet participant to whom the LARC is being transferred."; and**

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 16** was adopted.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 090

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Bernskoetter	Black	Brattin	Brown 57
Chipman	Christofanelli	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Houghton	Houx	Johnson
Justus	Kelly 141	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Walker 3	Walsh	White	Wiemann	Wilson

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Hurst	Kendrick	Lavender	May

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McCann Beatty	McCreery	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 031

Arthur	Bahr	Beard	Berry	Bondon
Burns	Conway 10	Conway 104	Cookson	Davis
Ellebracht	Haefner	Higdon	Hill	Kelley 127
Kidd	McDaniel	McGee	Newman	Nichols
Peters	Phillips	Rehder	Roeber	Schroer
Smith 85	Smith 163	Stephens 128	Vescovo	Wood
Mr. Speaker				

VACANCIES: 002

On motion of Representative Haahr, **HCS HB 2540, as amended**, was adopted.

On motion of Representative Haahr, **HCS HB 2540, as amended**, was ordered perfected and printed.

HB 2562, relating to treatment courts, was taken up by Representative Austin.

On motion of Representative Austin, the title of **HB 2562** was agreed to.

On motion of Representative Austin, **HB 2562** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 2635 - Special Committee on Litigation Reform

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SB 575 - Insurance Policy
SS#2 SCS SB 590 - General Laws
SCS SB 598 - Utilities
SS SCS SBs 627 & 925 - Agriculture Policy
SB 631 - Ways and Means
SCS SBs 632 & 675 - Ways and Means
SS SCS SB 652 - Crime Prevention and Public Safety
SS SB 666 - General Laws
SCS SB 672 - Children and Families
SB 683 - Transportation

SB 693 - General Laws
SB 695 - Special Committee on Government Oversight
SS SB 704 - Local Government
SS SB 705 - Utilities
SS SCS SB 707 - Transportation
SB 727 - Utilities
SB 743 - Elementary and Secondary Education
SS SCS SB 752 - Crime Prevention and Public Safety
SCS SB 769 - Financial Institutions
SB 773 - General Laws
SB 780 - Judiciary
SS SCS SB 782 - Conservation and Natural Resources
SB 796 - Professional Registration and Licensing
SB 800 - Judiciary
SS#2 SCS SB 802 - Economic Development
SCS SB 846 - Professional Registration and Licensing
SB 850 - Special Committee to Improve the Care and Well-being of Young People
SCS SB 862 - Workforce Development
SS SB 870 - Government Efficiency
SS SB 881 - Transportation
SS SB 882 - Ways and Means
SB 884 - General Laws
SS SCS SBs 894 & 921 - Elementary and Secondary Education
SCS SB 917 - Utilities
SS SCS SB 918 - Agriculture Policy
SB 919 - Transportation
SCS SBs 946 & 947 - Judiciary
SB 951 - General Laws
SCS SB 953 - Crime Prevention and Public Safety
SB 981 - Special Committee on Employment Security
SCS SB 990 - Higher Education
SCS SBs 999 & 1000 - Special Committee on Tourism

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1977**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Harris, Houx, Love, Meredith (71), Remole and Revis

Noes (0)

Absent (5): Beard, Engler, Phillips, Pierson Jr. and Taylor

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2480**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Harris, Houx, Love, Meredith (71), Remole and Revis

Noes (0)

Absent (5): Beard, Engler, Phillips, Pierson Jr. and Taylor

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1716**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1927**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128) and Stevens (46)

Noes (0)

Absent (2): Walker (74) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2568**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46) and Walker (74)

Noes (0)

Absent (1): Wiemann

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2539**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Burns, Ellebracht, Engler, Morris (140), Pfautsch, Shull (16), Stephens (128), Tate and Wiemann

Noes (1): Unsicker

Absent (2): Messenger and Muntzel

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1725**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2223**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2262**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Beard, Corlew, Ellebracht, Roberts and White

Noes (2): Marshall and Toalson Reisch

Absent (3): DeGroot, Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2410**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2459**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (3): Beard, DeGroot and Mitten

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **SCS SB 644**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bangert, Barnes (28), Brattin, Christofanelli, Hill, Merideth (80) and Messenger

Noes (0)

Absent (5): Brown (57), Moon, Taylor, Toalson Reisch and Washington

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **SS SB 608**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, Cornejo, DeGroot, Hill, Lant, Trent and White

Noes (2): Ellebracht and Roberts

Absent (4): Haahr, Mitten, Phillips and Rehder

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 12**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 16**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 18**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCB 20**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1353**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1722**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2397**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2409**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2460**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 2523 & 2524**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Butler, Curtis, Eggleston, Fitzwater, Gregory, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Bondon

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2527**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Butler, Eggleston, Fitzwater, Gregory, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Curtis, Lavender and Wessels

Absent (1): Bondon

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed the following Conference Committee to act with a like committee from the Senate on the following bill:

SS SCS HB 1291: Representatives Henderson, Toalson-Reisch, Walker (3), Adams, and Burnett

ADJOURNMENT

On motion of Representative Johnson, the House adjourned until 10:00 a.m., Thursday, April 5, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SCS SB 547, SCS SB 787, SS SCS SBs 627 & 925

Executive session will be held: SS SCS SB 547, SCS SB 787

Executive session may be held on any matter referred to the committee.

Added SS SCS SBs 627 and 925.

AMENDED

BUDGET

Tuesday, April 10, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1450, HB 2649

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CANCELLED

CONSENT AND HOUSE PROCEDURE

Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: HB 1742

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869

Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, April 5, 2018, 8:30 AM, House Hearing Room 6.

Executive session will be held: HCS HB 1368

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1708, SS SB 870

Executive session will be held: HB 2416, HB 2420, HB 2621

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of chair and co-chair, outgoing member recognition, discussion of interim activities.

PENSIONS

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SCS SB 892, HB 2660

Executive session will be held: SCS SB 892

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, April 5, 2018, upon adjournment, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, April 6, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Monday, April 9, 2018, 2:00 PM, House Hearing Room 5.

Executive session will be held: HJR 84

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTIETH DAY, THURSDAY, APRIL 5, 2018

HOUSE BILLS FOR PERFECTION

HCS HB 2247 - Roeber

HB 2179 - Richardson

HB 2384 - Barnes (60)

HB 1662 - Swan

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter

HCS HB 2157 - Bahr

HB 2286 - Kelly (141)

HCS HB 1264 - Schroer

HCS HB 1457 - Lauer

HB 2360 - Redmon

HB 1715 - Phillips

HB 1470 - Kelley (127)

HCS HB 1491 - Kelley (127)

HB 1767 - Arthur

HB 1966 - Cornejo

HB 2117 - Pfautsch

HB 2139 - Morris (140)

HB 2336 - Tate

HB 1846 - Cornejo

HCS HB 1591 - Wood

HB 1249 - Plocher

HCS HB 2119 - Mathews

HCS HB 1611 - Trent

HCS HB 2140 - Haefner

HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis

HCR 73 - Justus

HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR THIRD READING

HB 1633 - Corlew

HCS#2 HB 1973 - Wiemann

HCS HBs 2337 & 2272 - Stephens (128)

HCS HB 1574 - Rowland (155)

HB 1832 - Cornejo

HCS HB 1667 - Swan

HCS HB 1368, (Fiscal Review 4/2/18) - Basye

HB 2183 - Bondon

HB 2039 - Fraker

HB 1257 - Schroer

HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick

HB 1516, (Fiscal Review 4/2/18) - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 2339 - Lynch

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTIETH DAY, THURSDAY, APRIL 5, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Say to them that are of a fearful heart, be strong, fear not; behold your God will come and save you. (Isaiah 35:4)

Almighty and Everlasting God, who has made this earth a magnificent place in which we can live, reveal to us Your will and renew Your love in us that by responding to You we may learn to live together in peace and love.

Help us to feel Your presence within us this day seeking to guide us as we determine our decisions and striving to assist us in leading our people along the roads to righteousness and love, and our State along the ways of justice and peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-ninth day was approved as printed.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1368**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1516**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Morris (140)

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2339, relating to the Missouri military community reinvestment act, was taken up by Representative Lynch.

On motion of Representative Lynch, **HCS HB 2339** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stevens 46	Tate	Taylor
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 022

Barnes 60	Carpenter	Conway 10	Curtis	DeGroot
Ellebracht	Fitzpatrick	Houghton	Mitten	Morris 140
Morse 151	Newman	Peters	Rehder	Schroer
Smith 85	Spencer	Stephens 128	Swan	Trent
Washington	Mr. Speaker			

VACANCIES: 002

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 1633, relating to convictions of included offenses, was taken up by Representative Corlew.

Representative Eggleston assumed the Chair.

On motion of Representative Corlew, **HB 1633** was read the third time and passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Lauer	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Franks Jr	Gray
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Peters	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 012

Cookson	Curtis	Ellebracht	Fraker	Gannon
Houghton	Korman	Lant	Newman	Rehder
Smith 85	Stephens 128			

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS#2 HB 1973, relating to agricultural stormwater discharge, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **HCS#2 HB 1973** was read the third time and passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pietzman	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Franks Jr	Gray	Green
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Razer
Revis	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Cookson	Curtis	Ellebracht
Ellington	Gannon	Houghton	Mathews	Mitten
Newman	Peters	Rehder	Roberts	Roeber
Smith 85	Stephens 128	Mr. Speaker		

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HBs 2337 & 2272 was moved to the Informal Calendar.

HCS HB 1574, relating to advanced practice registered nurses in collaborative practice arrangements, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **HCS HB 1574** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Ellington Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Anders	Barnes 60	Beard	Ellebracht	Houghton
Mathews	Matthiesen	McCann Beatty	Newman	Peters
Pierson Jr	Rehder	Roberts	Smith 85	Stephens 128

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 1832, relating to merchandising practices, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HB 1832** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Hurst	Marshall	Moon	Pogue	Washington
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PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Chipman	Conway 104	Ellebracht
Gannon	Houghton	Matthiesen	McGee	Neely
Newman	Peters	Pfautsch	Rehder	Roberts
Runions	Smith 85	Stephens 128		

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HB 1667, relating to child custody arrangements, was taken up by Representative Swan.

On motion of Representative Swan, **HCS HB 1667** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
May	McCann Beatty	McCreery	McDaniel	McGaugh
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 007

Henderson	Meredith 71	Mitten	Pogue	Stevens 46
Unsicker	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 017

Anders	Barnes 60	Chipman	Ellebracht	Haahr
Houghton	Matthiesen	McGee	Newman	Peters
Pietzman	Rehder	Roberts	Runions	Smith 85
Stephens 128	Washington			

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HB 1368, relating to the Missouri returning heroes education act, was taken up by Representative Basye.

On motion of Representative Basye, **HCS HB 1368** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 017

Anders	Austin	Barnes 60	Ellebracht	Haahr
Houghton	McGee	Newman	Peters	Pietzman
Rehder	Roberts	Runions	Smith 85	Stephens 128
Washington	Mr. Speaker			

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 2183, relating to licensure of healthcare facilities, was taken up by Representative Bondon.

On motion of Representative Bondon, **HB 2183** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Barnes 60	Ellebracht	Ellington
Haahr	Houghton	McGee	Newman	Peters
Pietzman	Pike	Rehder	Roberts	Runions
Smith 85	Stephens 128	Vescovo	Wessels	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 2039, relating to the Missouri Route 66 centennial commission, was taken up by Representative Fraker.

On motion of Representative Fraker, **HB 2039** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Barnes 60	Brown 57	Cornejo
Ellebracht	Ellington	Haahr	Houghton	McGee
Newman	Peters	Pietzman	Rehder	Roberts
Runions	Smith 85	Stevens 128	Vescovo	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

HB 1257, relating to hiring preference for veterans, was taken up by Representative Schroer.

On motion of Representative Schroer, **HB 1257** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Barnes 60	Burns	Corlew	Ellebracht
Ellington	Houghton	Kelly 141	McGee	Mitten
Newman	Peters	Pietzman	Rehder	Roberts
Runions	Smith 85	Stephens 128	Walsh	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

HCS HB 2105 was moved to the Informal Calendar.

HB 1516, relating to chiropractic services, was taken up by Representative Wiemann.

On motion of Representative Wiemann, **HB 1516** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houx	Hurst
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood			

NOES: 004

Eggleston	Neely	Pogue	White
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PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Barnes 60	Burns	Curtis	Dogan
Ellebracht	Ellington	Franks Jr	Houghton	Kelly 141
McGee	Newman	Peters	Pietzman	Rehder
Roberts	Runions	Smith 85	Stephens 128	Mr. Speaker

VACANCIES: 002

Representative Eggleston declared the bill passed.

THIRD READING OF HOUSE BILLS - REVISION

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HRB 1** was read the third time and passed by the following vote:

AYES: 126

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Barnes 28	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood				

NOES: 016

Baringer	Beck	Brown 27	Burnett	Butler
Carpenter	Conway 10	Franks Jr	May	McCreery
Mitten	Morgan	Mosley	Pogue	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 019

Adams	Anders	Barnes 60	Burns	Cookson
Ellebracht	Ellington	Houghton	Kelly 141	McGee
Newman	Peters	Pietzman	Rehder	Roberts
Runions	Smith 85	Stephens 128	Mr. Speaker	

VACANCIES: 002

Representative Eggleston declared the bill passed.

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2332**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Swan and Wood

Noes (1): Spencer

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2555**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Spencer, Swan and Wood

Noes (0)

Absent (2): Barnes (60) and Roeber

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **SB 681**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Swan and Wood

Noes (2): Bahr and Spencer

Absent (2): Barnes (60) and Roeber

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2415**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade, Revis and Sommer

Noes (0)

Absent (3): Peters, Pogue and Rhoads

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1236**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Baringer, Brattin, Dogan, Hannegan, Houghton, McGaugh and Wilson

Noes (3): Adams, Burnett and Wessels

Absent (2): Grier and Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1488**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (0)

Absent (2): Grier and Wessels

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2712**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Baringer, Burnett, Dogan, Hannegan, Houghton, McGaugh, Wessels and Wilson

Noes (1): Brattin

Absent (2): Grier and Muntzel

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1502**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Grier, Helms, Mathews, McGee, Ross, Sommer and Walker (74)

Noes (2): Neely and White

Absent (1): Franklin

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 5612**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 83**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2425**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (3): Bangert, Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2439**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Spencer and Tate

Noes (0)

Present (1): Matthiesen

Absent (2): Miller and Nichols

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2522**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Spencer and Tate

Noes (0)

Absent (2): Miller and Nichols

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 88**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Beck, Conway (10), Davis, Dohrman, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (3): Brattin, Gray and Shumake

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **SB 768**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Curtman, Eggleston, Gray, Kelley (127), Roden and Shull (16)

Noes (0)

Absent (5): Cross, Ellington, Mosley, Rhoads and Schroer

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCB 11**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Berry, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Austin, Carpenter and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1260**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Barnes (60), Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1423**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Barnes (60), Evans, Mathews, Roeber, Sommer and Wiemann

Noes (5): Berry, Corlew, Franks Jr., Runions and Unsicker

Absent (3): Austin, Carpenter and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1664**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (1): Roeber

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2125**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (5): Barnes (60), Berry, Carpenter, Franks Jr. and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2153**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2180**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2257**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2306**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2335**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2383**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (1): Runions

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2411**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2506**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Berry, Carpenter, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Present (2): Barnes (60) and Corlew

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2538**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SS SCS SB 592**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes (60), Berry, Carpenter, Corlew, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (2): Franks Jr. and Unsicker

Absent (2): Austin and Engler

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **SB 649**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Barnes (60), Berry, Carpenter, Corlew, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Engler

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 5237**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS#2 HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2211**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2232**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Gregory, Haahr, Houx, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2259**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Gregory, Haahr, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Curtis, Fitzwater and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2393**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (7): Bondon, Eggleston, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2580**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Gregory, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2590**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Eggleston, Gregory, Houx, Rone, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2607**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Gregory, Houx, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2681**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Butler, Eggleston, Houx, Lavender, Rone, Shull (16), Shumake and Wessels

Noes (2): Bondon and Gregory

Absent (4): Curtis, Fitzwater, Haahr and Rhoads

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1261 - Fiscal Review

HB 1275 - Fiscal Review

HB 1419 - Fiscal Review
HCS HB 2255 - Fiscal Review
HCS HB 2540 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 592 - Fiscal Review

RE-REFERRAL OF SENATE BILLS

The following Senate Bills were re-referred to the Committee indicated:

SCS SB 672 - Special Committee to Improve the Care and Well-being of Young People
SB 850 - Children and Families
SB 981 - Insurance Policy

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 4:00 p.m., Monday, April 9, 2018.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative Justin Hill, District 108, hereby state and affirm that my vote was incorrectly recorded as "absent with leave" on the motion by which HB 2012 was read the third time and passed on Page 1504 of the Journal of the House for the Forty-sixth day, Thursday, March 29, 2018. Pursuant to House Rule 94, I ask that the Journal be corrected to note that I was in the chamber while the board was open, and I did, in fact, vote "Yes."

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 5th day of April, 2018.

/s/ Justin Hill
State Representative

State of Missouri
County of Cole

Subscribed and sworn to before me this 5th day of April in the year 2018.

/s/ Leann M. Hager
Notary Public

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: SS SCS SB 547, SCS SB 787, SS SCS SBs 627 & 925

Executive session will be held: SS SCS SB 547, SCS SB 787

Executive session may be held on any matter referred to the committee.

Added SS SCS SBs SB 627 and 925.

AMENDED

BUDGET

Tuesday, April 10, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1450, HB 2649

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2530, HB 2591, SB 850

Executive session will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Removed SCS SB 672 and added SB 850.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, April 10, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: HB 1742

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, April 10, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1958, HB 1452, HB 2245, HB 1869

Executive session will be held: HB 2495, HB 1916, HB 1963, HB 1743

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SB 743, SS SCS SBs 894 & 921

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SB 769

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, April 9, 2018, 2:00 PM, House Hearing Room 4.

Executive session will be held: HB 1275, HB 1419, HCS HB 2105, HCS HB 2255, SS SCS SB 592

Executive session may be held on any matter referred to the committee.

Added HB 1419, HCS HB 2105 and SS SCS SB 592.

AMENDED

GENERAL LAWS

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2569, SS#2 SCS SB 590, SS SB 666, SB 909, SB 951

Executive session will be held: HB 1882, HB 1993, HB 2302, HB 2413, SB 581, SB 625

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, April 10, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1448, HB 1924, HB 2370, SS SCS SB 600, SB 693, SB 871

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1708, SS SB 870

Executive session will be held: HB 2416, HB 2420, HB 2621

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, April 11, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2463, HB 2509, HB 2611, HB 2433

Executive session will be held: SB 660, SB 840, HB 2209

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: SB 575, SB 981, HB 2612

Executive session will be held: SS SB 597

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, April 30, 2018, 12:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Election of Chair and Co-Chair, outgoing member recognition. Discussion of interim activities

JUDICIARY

Tuesday, April 10, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1969, HB 1648, SCS SBs 946 & 947, SB 800

Executive session will be held: HB 1891, HB 1255, HB 1399, SB 806, SB 793

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the chair.

PENSIONS

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: SCS SB 892, HB 2660

Executive session will be held: SCS SB 892

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HCB 14, HCB 15, HCB 23

Executive session will be held: HCS HB 1444, HCS HB 1712, HB 1977, HCS HB 2295, HB 2480, HB 2644, SCS SB 644, HCS SCS SB 718, HCS SS SCS SB 826, HCB 14, HCB 15, HCB 23, HCS HB 1929

Executive session may be held on any matter referred to the committee.

HB 1929 added

AMENDED

RULES - LEGISLATIVE OVERSIGHT

Monday, April 9, 2018, 2:30 PM, House Hearing Room 3.

Executive session will be held: SS SCS SB 549, HCS SB 569, SS SCS SB 593, SB 594, SB 573, HCS SS SB 608, HCS SCS SB 623, SB 626, SB 708, HCS HB 1311, HB 2632, HCR 96

Executive session may be held on any matter referred to the committee.

CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 10, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: SB 695

Executive session will be held: HB 1825, HB 1975, HB 2548, HB 2507

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, April 9, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2635

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 11, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Public hearing will be held: SCS SBs 999 & 1000, HCR 105, HCR 98

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, April 9, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, April 9, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: SB 819, SCS SB 672

Executive session will be held: HB 1440, HB 1441

Executive session may be held on any matter referred to the committee.

Removed SB 850 and added SCS SB 672.

AMENDED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 9, 2018, 2:00 PM, Room B-22, 201 West Capitol Ave, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON MISSOURI 529 SAVINGS PROGRAMS

Monday, April 9, 2018, upon conclusion of Elementary and Secondary Education Committee, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational meeting.

TRANSPORTATION

Monday, April 9, 2018, 2:00 PM, House Hearing Room 5.

Executive session will be held: HJR 84, HB 2496, SB 757, SCS SB 814

Executive session may be held on any matter referred to the committee.

Added HB 2496, SB 757 and SCS SB 814

AMENDED

TRANSPORTATION

Wednesday, April 11, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: SB 683, SS SCS SB 707, SS SB 881, SB 919

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, April 9, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2717, HB 1964, SB 631, SCS SBs 632 & 675, SS SB 882

Executive session will be held: HB 2620

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTY-FIRST DAY, MONDAY, APRIL 9, 2018

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 61 - Shumake

HOUSE COMMITTEE BILLS FOR PERFECTION

HCB 11 - Dinkins

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2247 - Roeber

HB 2179 - Richardson

HB 2384 - Barnes (60)

HB 1662 - Swan

HCS HB 2129 - Cookson

HCS HBs 2523 & 2524 - Gregory

HCS HB 1857 - Shaul (113)

HCS HB 1289 - Engler

HCS HB 1542 - Morris (140)

HCS HB 1803 - Matthiesen

HCS HB 1739 - Smith (163)

HCS HB 1885 - Bahr

HCS HB 1915 - Roden

HB 2155 - Schroer

HB 1397 - Shaul (113)

HCS HB 2210 - Christofanelli

HCS HB 1999 - Bondon
HCS HB 2407 - Ruth
HB 2438 - Remole
HB 2460 - Vescovo
HB 1590 - Smith (163)
HB 2381 - Sommer
HB 2352 - Fraker
HB 1728 - Lant
HB 1378 - Trent
HCS HB 1424 - Roeber
HB 1569 - Christofanelli
HCS HB 1549 - Alferman
HB 1626 - Morris (140)
HCS HB 1363 - Kidd
HB 1290 - Henderson
HCS HB 1248 - Pike
HCS HB 2364 - Bondon
HCS HB 2356 - Haefner
HB 1906 - Higdon
HCS HB 2038 - Fraker
HCS HB 1273 - Kendrick
HCS HB 1577 - Wiemann
HCS HB 1870 - Barnes (60)
HB 1901 - Cross
HB 1972 - Wiemann
HB 1431 - Barnes (28)
HB 1454 - May

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1795 - Bernskoetter
HCS HB 2157 - Bahr
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo

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HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.
HCR 55 - Basye
HCR 58 - Spencer
HCR 63 - Haefner
HCR 64 - Shaul (113)
HCR 59 - May

HOUSE BILLS FOR THIRD READING

HB 1296 - Kelley (127)
HCS HB 2255, (Fiscal Review 4/5/18) - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419, (Fiscal Review 4/5/18) - Haefner
HB 1275, (Fiscal Review 4/5/18) - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261, (Fiscal Review 4/5/18) - Schroer
HCS HB 2540, (Fiscal Review 4/5/18) - Haahr
HB 2562 - Austin

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 2105, (Fiscal Review 4/2/18), E.C. - Frederick

SENATE BILLS FOR THIRD READING

SB 649 - Engler
SS SCS SB 592, (Fiscal Review 4/5/18) - Shaul (113)

BILLS IN CONFERENCE

SS SCS HB 1291, as amended - Henderson

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-THIRD DAY, MONDAY, MARCH 26, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Bill Kidd.

Oh God, the Eternal Father, as we begin this week in service to You, may Your spirit attend us, guide and direct us, and may You grant unto us heavenly angels to attend to our work. Open our hearts that we might be sensitive to the needs and pain of the people. Enlighten our minds, inspiring us with wisdom, that we might be in tune with Your divine plan. Open our ears that we might hear the whisperings of Your desires for this great state. May our mouths speak with kindness the heavenly messages You have for us. Give light unto our eyes that we might see Your distant vision through the mist of darkness that would seek to obscure. Open our arms with kindness in our actions and conversations with one another.

This Easter Week may the stone of sin that brought us death be rolled away and the resurrection of Your son be alive in us. May we always be reminded of the people to whom we answer, the constitution to which we adhere, and Your son, whom we follow.

And we ask this in the name of Your only begotten son, Jesus Christ.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the forty-first day was approved as printed by the following vote:

AYES: 132

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burns
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71

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Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roberts
Roden	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 029

Anders	Barnes 60	Brattin	Brown 94	Burnett
Carpenter	Cookson	Curtis	Curtman	Fitzpatrick
Green	Haahr	Kolkmeier	Mathews	May
Mosley	Newman	Nichols	Peters	Plocher
Remole	Roeber	Ross	Smith 85	Stephens 128
Tate	Walker 74	Washington	White	

VACANCIES: 001

The Journal of the forty-second day was approved as printed.

There was a moment of silence in memory of Rita Clarkson.

There was a moment of silence in memory of Representative Cloria Brown.

HOUSE RESOLUTIONS

HR 6009, relating to a time limit on debate for House appropriations bills, was taken up by Representative Alferman.

On motion of Representative Alferman, **HR 6009** was adopted by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burns	Butler	Carpenter	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson

Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	Wiemann	Wilson	Wood

NOES: 002

McDaniel Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 018

Barnes 28	Brattin	Brown 94	Burnett	Chipman
Christofanelli	Curtis	Curtman	Green	Haahr
Kelley 127	May	Newman	Nichols	Peters
Smith 85	Washington	White		

VACANCIES: 001

Representative Bernskoetter assumed the Chair.

THIRD READING OF HOUSE BILLS

HCS HBs 2280, 2120, 1468 & 1616, relating to MO HealthNet benefits for pregnant women, was taken up by Representative Haefner.

On motion of Representative Haefner, **HCS HBs 2280, 2120, 1468 & 1616** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew

Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 006

Hurst	Marshall	McDaniel	Moon	Pogue
Reisch				

PRESENT: 000

ABSENT WITH LEAVE: 017

Brattin	Brown 94	Burnett	Cornejo	Curtman
Haahr	Kelley 127	Lant	McGee	Newman
Nichols	Peters	Pierson Jr	Schroer	Smith 85
Washington	White			

VACANCIES: 001

Representative Bernskoetter declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2274, relating to the Missouri DeMolay license plate, was taken up by Representative Haefner.

On motion of Representative Haefner, **HCS HB 2274** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57

Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brattin	Brown 94	Burnett	Carpenter
Cookson	Cornejo	Haahr	Helms	May
McDaniel	Muntzel	Newman	Nichols	Peters
Pierson Jr	Smith 85	White		

VACANCIES: 001

Representative Bernskoetter declared the bill passed.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE REVISION BILLS

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **HRB 1** was agreed to.

Representative McCreery offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Revision Bill No. 1, Page 180, Section 442.018, Line 8, by inserting after all of said section and line the following:

"EXPLANATION: THIS SECTION HAS BEEN HELD UNCONSTITUTIONAL BY THE UNITED STATES SUPREME COURT AND OTHER COURTS AND IS THEREFORE VOID AND UNENFORCEABLE:

~~[451.022. 1. It is the public policy of this state to recognize marriage only between a man and a woman.
2. Any purported marriage not between a man and a woman is invalid.
3. No recorder shall issue a marriage license, except to a man and a woman.
4. A marriage between persons of the same sex will not be recognized for any purpose in this state even when valid where contracted.];~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 045

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Butler
Carpenter	Christofanelli	Conway 10	Curtis	Dogan
Ellebracht	Ellington	Evans	Franks Jr	Gray
Green	Grier	Hannegan	Harris	Kendrick
Kidd	Lavender	Matthiesen	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Quade	Razer	Revis	Roberts	Roden
Rowland 29	Stevens 46	Unsicker	Washington	Wessels

NOES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Brown 57	Chipman	Conway 104	Cornejo	Cross
Curtman	Davis	Dinkins	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Haefner	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roeber
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Bondon	Brattin	Brown 94	Burnett
Cookson	Corlew	DeGroot	Engler	Fraker
Haahr	Higdon	May	Mitten	Newman
Nichols	Peters	Pierson Jr	Rehder	Rone
Runions	Schroer	Smith 85	Walker 74	White

VACANCIES: 001

HRB 1 was laid over.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2001, relating to appropriations for the Board of Fund Commissioners, State Water Pollution Control Bonds, Stormwater Control Bonds and Fourth State Building Bonds, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2001** was agreed to.

HCS HB 2001 was placed on the Informal Calendar.

HCS HB 2002, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2002** was agreed to.

HCS HB 2002 was placed on the Informal Calendar.

HCS HB 2003, relating to appropriations for the Department of Higher Education, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2003** was agreed to.

HCS HB 2003 was placed on the Informal Calendar.

HCS HB 2004, relating to appropriations for the Department of Revenue and the Department of Transportation, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2004** was agreed to.

HCS HB 2004 was placed on the Informal Calendar.

HCS HB 2005, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2005** was agreed to.

HCS HB 2005 was placed on the Informal Calendar.

HCS HB 2006, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2006** was agreed to.

HCS HB 2006 was placed on the Informal Calendar.

HCS HB 2007, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2007** was agreed to.

HCS HB 2007 was placed on the Informal Calendar.

HCS HB 2008, relating to appropriations for the Department of Public Safety, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2008** was agreed to.

HCS HB 2008 was placed on the Informal Calendar.

HCS HB 2009, relating to appropriations for the Department of Corrections, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2009** was agreed to.

HCS HB 2009 was placed on the Informal Calendar.

HCS HB 2010, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2010** was agreed to.

HCS HB 2010 was placed on the Informal Calendar.

HCS HB 2011, relating to appropriations for the Department of Social Services, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2011** was agreed to.

HCS HB 2011 was placed on the Informal Calendar.

HCS HB 2012, relating to appropriations for the Chief Executive's Office and Mansion, Lt. Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, Judiciary, Office of State Public Defender, State Senate, House of Representatives, General Assembly, and Committee on Legislative Research, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2012** was agreed to.

HCS HB 2012 was placed on the Informal Calendar.

HCS HB 2013, relating to appropriations for real property leases, related services, utilities, systems furniture, structural modifications and related expenses, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2013** was agreed to.

HCS HB 2013 was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 2031, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HCS HB 2031** was agreed to.

Representative Kolkmeier assumed the Chair.

Representative Sommer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2031, Page 1, Section 209.204, Line 8, by deleting the word "**represent**" and inserting in lieu thereof the word "**misrepresent**"; and

Further amend said page and section, Line 10, by deleting the word "**represents**" and inserting in lieu thereof the word "**misrepresent**"; and

Further amend said page and section, Line 14, by deleting the word "**as**" and inserting in lieu thereof the word "**is**";

Further amend said section, Page 2, Line 24, by deleting the word "**section**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said page, section and line by deleting the word "**commits**" and inserting in lieu thereof the words "**is guilty of**"; and

Further amend said page and section, Line 25, by deleting the word "**impersonation**" and inserting in lieu thereof the word "**misrepresentation**"; and

Further amend said page and section, Line 26, by deleting the word "**section**" and inserting in lieu thereof the word "**subsection**"; and

Further amend said page, section and line by inserting after all of said line the following:

"3. No person shall knowingly misrepresent any animal as an assistance animal for the purpose of receiving the accommodations regarding assistance animals under the Fair Housing Act, 42 U.S.C. Section 3601 et seq., or the Rehabilitation Act, 29 U.S.C. Section 701 et seq. For purposes of this section the term "assistance animal" shall include an emotional support animal. Misrepresentation of an assistance animal includes, but is not limited to:

- (1) Knowingly creating documents that falsely represent that an animal is an assistance animal;**
- (2) Knowingly providing to another person documents falsely stating that an animal is an assistance animal; and**
- (3) Knowingly fitting an animal, when the animal is not an assistance animal, with a harness, collar, vest, or sign of the type commonly used by a person with a disability to indicate an animal is an assistance animal.**

A person who violates this subsection is guilty of a class C misdemeanor and shall also be civilly liable for the amount of any actual damages resulting from such misrepresentation. Any second or subsequent violation of this subsection is a class B misdemeanor."; and

Further amend said page and section, Line 29, by deleting all of said line and inserting in lieu thereof the following:

"person with a disability, misrepresenting a dog as a service dog, or misrepresenting an animal as an assistance animal. The commission shall refer"; and

Further amend said page and section, Line 36, by inserting after all of said line the following:

"6. The governor's council on disability shall prepare and make available online a brochure for landlords and tenants regarding laws relating to service dogs and assistance animals and housing under federal and Missouri law."; and

Further amend said section by renumbering the section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2031, Page 2, Section 209.204, Line 36, by inserting after all of said section and line the following:

"575.353. 1. A person commits the offense of assault on a ~~[police]~~ **law enforcement** animal if he or she knowingly attempts to kill or disable or knowingly causes or attempts to cause serious physical injury to a ~~[police]~~ **law enforcement** animal when that animal is involved in law enforcement investigation, apprehension, tracking, or search, or the animal is in the custody of or under the control of a law enforcement officer, department of corrections officer, municipal police department, fire department or a rescue unit or agency.

2. The offense of assault on a ~~[police]~~ **law enforcement** animal is a class ~~[C]~~ **A** misdemeanor, unless the assault results in the death of such animal or disables such animal to the extent it is unable to be utilized as a ~~[police]~~ **law enforcement** animal, in which case it is a class E felony.

578.007. The provisions of section 574.130[;] **and** sections 578.005 to 578.023 shall not apply to:

- (1) Care or treatment performed by a licensed veterinarian within the provisions of chapter 340;
- (2) Bona fide scientific experiments;
- (3) Hunting, fishing, or trapping as allowed by chapter 252, including all practices and privileges as allowed under the Missouri Wildlife Code;
- (4) Facilities and publicly funded zoological parks currently in compliance with the federal "Animal Welfare Act" as amended;
- (5) Rodeo practices currently accepted by the Professional Rodeo Cowboy's Association;
- (6) The killing of an animal by the owner thereof, the agent of such owner, or by a veterinarian at the request of the owner thereof;
- (7) The lawful, humane killing of an animal by an animal control officer, the operator of an animal shelter, a veterinarian, or law enforcement or health official;
- (8) With respect to farm animals, normal or accepted practices of animal husbandry;
- (9) The killing of an animal by any person at any time if such animal is outside of the owned or rented property of the owner or custodian of such animal and the animal is injuring any person or farm animal but **this exemption** shall not include ~~[police or guard dogs]~~ **the killing or injuring of a law enforcement officer dog** while working;
- (10) The killing of house or garden pests; or
- (11) Field trials, training and hunting practices as accepted by the Professional Houndsmen of Missouri.

578.022. Any dog that is owned, or the service of which is employed, by a law enforcement agency and that bites **or injures** another animal or human in the course of their official duties is exempt from the provisions of sections 273.033 ~~[and]~~, 273.036 ~~[and section]~~, **578.012, and** 578.024."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

Representative Kolkmeier requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order well taken.

On motion of Representative Sommer, **HCS HB 2031, as amended**, was adopted.

On motion of Representative Sommer, **HCS HB 2031, as amended**, was ordered perfected and printed.

HB 1369, relating to service dogs, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HB 1369** was agreed to.

On motion of Representative Sommer, **HB 1369** was ordered perfected and printed.

HB 1266, relating to the pain capable unborn child protection act, was placed on the Informal Calendar.

HCS HB 2339, relating to the Missouri military community reinvestment act, was taken up by Representative Lynch.

On motion of Representative Lynch, the title of **HCS HB 2339** was agreed to.

Representative Lynch offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2339, Page 5, Section 620.3300, Line 56, by deleting the words "**to any grantee**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lynch, **House Amendment No. 1** was adopted.

On motion of Representative Lynch, **HCS HB 2339, as amended**, was adopted.

On motion of Representative Lynch, **HCS HB 2339, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1266, relating to the pain capable unborn child protection act, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HB 1266** was agreed to.

Representative Lavender offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1266, Page 7, Section 188.027, Line 215, by inserting immediately after said section and line the following:

"188.345. 1. For purposes of this section, the term "medically accurate and unbiased information" shall mean information that is:

(1) Verified or supported by the weight of medical research conducted in compliance with accepted scientific methods;

(2) Recognized as correct and objective by leading medical organizations with relevant expertise or government agencies, such as the:

(a) American Medical Association;

(b) American Congress of Obstetricians and Gynecologists;

(c) American Public Health Association;

(d) American Academy of Pediatrics;

(e) American College of Physicians;

(f) American Academy of Family Physicians;

(g) Center for Disease Control and Prevention;

(h) Food and Drug Administration;

(i) National Cancer Institute;

(j) American Psychological Association; or

(k) National Institute for Health; or

(3) Recommended by or affirmed in the medical practice guidelines of a nationally recognized accrediting organization, such as the:

(a) Joint Commission;

(b) National Committee for Quality Assurance (NCQA);
 (c) American Accreditation HealthCare Commission or Utilization Review Accreditation Commission (AAHC/URAC); or

(d) Accreditation Association for Ambulatory HealthCare (AAAHC).

2. For purposes of this section, the term “pregnancy-related services” shall mean services including, but not limited to, family planning, abortion care, prenatal care, labor and delivery, and postpartum care.

3. To be eligible to receive state funding, all organizations that provide pregnancy-related services or counseling shall provide medically accurate and unbiased information on all relevant reproductive health options including, but not limited to, information about birth control, pregnancy, adoption, labor and delivery, and postpartum care.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 037

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burns	Carpenter	Conway 10
Curtis	Ellington	Franks Jr	Gray	Green
Harris	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Meredith 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington			

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ABSENT WITH LEAVE: 024

Alferman	Baringer	Beard	Brattin	Brown 94
Burnett	Butler	Cookson	Curtman	Ellebracht
Francis	Haahr	Henderson	Higdon	Kendrick
Lauer	Newman	Nichols	Peters	Plocher
Rhoads	Smith 85	Wessels	White	

VACANCIES: 001

Representative Lavender moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 031

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burns	Carpenter	Conway 10
Curtis	Ellington	Franks Jr	Gray	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Roberts	Stevens 46	Unsicker	Walker 74
Washington				

NOES: 106

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

PRESENT: 001

Green

ABSENT WITH LEAVE: 024

Alferman	Baringer	Beard	Brattin	Brown 94
Burnett	Butler	Cookson	Ellebracht	Francis

Haahr	Henderson	Higdon	Kendrick	Lauer
Mitten	Newman	Nichols	Peters	Plocher
Rhoads	Smith 85	Wessels	White	

VACANCIES: 001

Representative Houghton raised a point of order that members were in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Anderson	Andrews	Austin	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Hill	Houghton	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 035

Adams	Anders	Bangert	Barnes 28	Beck
Brown 27	Carpenter	Conway 10	Curtis	Ellington
Franks Jr	Gray	Green	Harris	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Arthur	Bahr	Baringer	Beard
Berry	Brattin	Brown 94	Burnett	Burns
Butler	Cookson	Cross	Ellebracht	Francis
Haahr	Henderson	Higdon	Houx	Kelley 127
Kendrick	Lauer	Mitten	Newman	Nichols

Peters
Smith 85

Plocher
White

Rhoads

Rone

Schroer

VACANCIES: 001

On motion of Representative Lichtenegger, **HB 1266** was ordered perfected and printed.

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1993 - General Laws

COMMITTEE REPORTS

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2562**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Corlew, DeGroot, Ellebracht, Gregory, Marshall and Toalson Reisch

Noes (0)

Absent (4): Beard, Mitten, Roberts and White

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1793**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Corlew, DeGroot, Lant, Phillips and Trent

Noes (2): Ellebracht and Roberts

Absent (6): Cornejo, Haahr, Hill, Mitten, Rehder and White

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2108**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Corlew, DeGroot, Lant, Phillips and Trent

Noes (2): Ellebracht and Roberts

Absent (6): Cornejo, Haahr, Hill, Mitten, Rehder and White

The following member's presence was noted: White.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, March 27, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Executive session will be held: HB 2452, HB 2607

Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, April 4, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2320, HB 2406, HB 2535

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session will be held: HCB 12

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1977, HB 2213, HB 2480

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 20, HB 2499

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986

Executive session will be held: HCB 20, HB 2632

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993

Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259

Executive session may be held on any matter referred to the committee.
Added HB 1993.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 18

Executive session will be held: SS SCS SB 549

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2657

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session
(whichever is later), House Hearing Room 6.

Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504,
HB 1531, SS SCS HB 1838

Executive session may be held on any matter referred to the committee.

CORRECTED

GENERAL LAWS

Tuesday, March 27, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 2158, HB 2189, HB 2302, HB 2718

Executive session will be held: HB 2232, HB 2284, HB 2523, HB 2524, HB 2527

Executive session may be held on any matter referred to the committee.

Due to anticipated high turnout, testimony will be limited to 3 minutes per witness.

GOVERNMENT EFFICIENCY

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2420, HB 2416

Executive session will be held: HB 2263, HB 2590, HB 2621, HB 2415

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354

Executive session will be held: HCB 15, SCS SB 718

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: SS SB 597

Executive session will be held: SS SB 597

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1255, HB 1399, HB 1891, HB 2262, HB 2459

Executive session will be held: HB 2223, HB 2410, HB 1725, HB 2121

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, March 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HCB 23

Executive session will be held: HB 2712, HCB 23

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: SCS SB 644, HR 5214, HB 1975, HCR 89

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2669

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, March 27, 2018, 12:00 PM, 401 Monroe Street, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2496, HJR 84, HJR 96, HJR 97, HCB 14

Executive session will be held: HJR 84, HJR 96, HJR 97, HB 2656, HB 2689, HB 2545, HB 2594, HCB 14

Executive session may be held on any matter referred to the committee.
AMENDED

UTILITIES

Wednesday, March 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.
Public hearing will be held: HB 2342
Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, March 27, 2018, 9:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2466, HCR 88
Executive session will be held: HB 2681
Executive session may be held on any matter referred to the committee.
Time change from 8:00 AM to 9:00 AM.
CORRECTED

WORKFORCE DEVELOPMENT

Wednesday, March 28, 2018, 9:00 AM, House Hearing Room 4.
Executive session will be held: HB 2666, HB 2673
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FOURTH DAY, TUESDAY, MARCH 27, 2018

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS - INFORMAL

HCS HB 2001, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2002, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2003, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2004, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2005, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2006, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2007, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2008, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2009, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2010, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2011, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2012, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick
HCS HB 2013, (6 hours total debate on perfection, pursuant to HR 6009) - Fitzpatrick

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, (Fiscal Review 3/15/18) - Cookson
SS SCS HB 1838, (Fiscal Review 3/15/18) - Bernskoetter
SS HB 1504, (Fiscal Review 3/15/18) - Reiboldt
SS HB 1531, as amended (Fiscal Review 3/15/18) - DeGroot
SS SCS HB 1291, as amended (Fiscal Review 3/15/18) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-FOURTH DAY, TUESDAY, MARCH 27, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Ken Wilson.

Heavenly Father, the great architect of the universe, we acknowledge that You are the creator of all things and the giver of every good and perfect gift, and we are thankful. Father, in these few moments of quiet prayer we seek Your guidance and blessing as we begin our daily work. As we are united in our praying, so may we be united in our desire to work together as a body. Open our eyes that we may discern the things that You are doing in our midst. Open our ears that we may hear what You are saying to us. We pray that Your wisdom may be with us as we prepare to do our work today. Now may we take due notice and govern ourselves accordingly. We ask these things in the name of Jesus Christ, our Lord. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Sydney Suthoff.

The Journal of the forty-third day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burns	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Nichols	Pfausch	Phillips	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole

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Revis	Rhoads	Roberts	Roden	Roeber
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Meredith 71

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 94	Burnett	Butler
Carpenter	Cornejo	Curtis	Ellington	Kelley 127
Korman	May	McDaniel	McGee	Neely
Newman	Peters	Pierson Jr	Rone	Ross
Smith 85				

VACANCIES: 001

PERFECTION OF HOUSE BILLS - APPROPRIATIONS - INFORMAL

HCS HB 2001, relating to appropriations for the Board of Fund Commissioners, State Water Pollution Control Bonds, Stormwater Control Bonds and Fourth State Building Bonds, was taken up by Representative Fitzpatrick.

Representative Marshall raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

HCS HB 2001 was laid over.

HCS HB 2002, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2002, Page 11, Section 2.185, Line 6, by deleting "5,000,000" and inserting "4,750,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2002, Page 11, Section 2.185, Line 6, by inserting immediately after said line the following new lines:

"For payments to school districts for children in residential placements through the Department of Mental Health or the Department of Social Services pursuant to Section 167.126, RSMo, provided that said placements make up at least thirty percent (30%) of an eligible district's prior year average daily attendance From Lottery Proceeds Fund (0291).....250,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Bahr offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 22, by deleting said line; and

Further amend said page, said section, Line 23, by deleting said line in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

House Amendment No. 3 was withdrawn.

Representative Washington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2002, Page 4, Section 2.035, Line 4, by deleting "200,000" and inserting "100,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Speaker Richardson assumed the Chair.

Representative Washington moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

Representative Washington offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2002, Page 12, Section 2.225, Line 7, by deleting "222,201" and inserting "22,201"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Washington moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

HCS HB 2002, as amended, was laid over.

HCS HB 2003, relating to appropriations for the Department of Higher Education, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2003, Page 4, Section 3.055, Line 5, by deleting "76,165,640" and inserting "45,994,385"; and

Further amend said page, Section 3.060, Line 4, by deleting "108,500,000" and inserting "78,500,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2003, Page 7, Section 3.200, Line 6, by deleting "113,725,083" and inserting "118,639,790"; and

Further amend Page 8, Section 3.205, Line 5, by deleting "4,804,838" and inserting "4,994,154"; and

Further amend said page, Section 3.210, Line 5, by deleting "46,427,286" and inserting "48,287,398"; and

Further amend said page, Section 3.215, Line 5, by deleting "38,407,398" and inserting "39,943,712"; and

Further amend said page, Section 3.220, Line 5, by deleting "71,475,955" and inserting "74,330,941"; and

Further amend Page 9, Section 3.225, Line 5, by deleting "14,961,504" and inserting "15,556,121"; and

Further amend said page, Section 3.230, Line 5, by deleting "34,692,272" and inserting "36,084,157"; and

Further amend said page, Section 3.235, Line 5, by deleting "25,810,046" and inserting "26,843,377"; and

Further amend Page 10, Section 3.240, Line 5, by deleting "21,011,326" and inserting "21,799,731"; and

Further amend said page, Section 3.245, Line 5, by deleting "18,125,108" and inserting "18,852,428"; and

Further amend said page, Section 3.250, Line 5, by deleting "7,988,403" and inserting "8,312,281"; and

Further amend said page, Section 3.255, Line 4, by deleting "355,637,744" and inserting "369,594,128"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Fitzpatrick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2003, Page 4, Section 3.055, Line 2, by inserting immediately after the word "Treasury" the following:

"to the Access Missouri Financial Assistance Fund"; and

Further amend said bill, Page 12, Section 3.300, Line 1, by inserting immediately after the word "Education" the following:

"and public institutions of higher education"; and

Further amend said page, Section 3.305, Line 1, by inserting immediately after the word "Education" the following:

"and public institutions of higher education"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfausch	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate

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Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 024

Brattin	Brown 94	Burnett	Cookson	Cornejo
Cross	Curtis	Ellington	Evans	Haefner
Kidd	Korman	Marshall	McCann Beatty	McDaniel
Newman	Peters	Phillips	Plocher	Rehder
Schroer	Smith 85	Wessels	Wood	

VACANCIES: 001

Representative Kendrick offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2003, Page 12, Section 3.305, Line 4, by inserting immediately thereafter the following new section:

"Section 3.310 To the Department of Higher Education

In reference to Section 3.070 of Part 1 of this act:

No funds shall be expended on behalf of students with parent(s) that make a net household income of \$150,000 or greater."; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Kendrick moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 027

Adams	Anders	Barnes 28	Beck	Brown 27
Burns	Butler	Carpenter	Curtis	Franks Jr
Kendrick	Lavender	May	McCann Beatty	McGee
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Revis	Roberts	Runions	Unsicker
Walker 74	Washington			

NOES: 118

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Black	Bondon	Brown 57
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot

Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McCreery	McGaugh	Meredith 71	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfautsch	Pietzman	Pike
Plocher	Pogue	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 017

Berry	Brattin	Brown 94	Burnett	Cookson
Ellington	Green	Kidd	Korman	Marshall
Matthiesen	McDaniel	Newman	Peters	Phillips
Smith 85	Wessels			

VACANCIES: 001

HCS HB 2003, as amended, was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 049

Alferman	Anders	Barnes 28	Basye	Beard
Bernskoetter	Black	Bondon	Brown 27	Butler
Cookson	Curtis	DeGroot	Evans	Fraker
Francis	Gannon	Hannegan	Hansen	Harris
Henderson	Hill	Hurst	Justus	Kelley 127
Kelly 141	Korman	Lant	Lichtenegger	Miller
Morris 140	Morse 151	Muntzel	Pogue	Razer

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Redmon	Reiboldt	Reisch	Remole	Revis
Roeber	Rowland 155	Rowland 29	Taylor	Walsh
Washington	White	Wiemann	Wilson	

NOES: 000

PRESENT: 068

Adams	Anderson	Andrews	Bahr	Baringer
Beck	Brown 57	Christofanelli	Conway 104	Cross
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Fitzwater	Franklin	Franks Jr
Frederick	Gregory	Grier	Haahr	Haefner
Helms	Higdon	Houghton	Houx	Johnson
Kendrick	Kidd	Knight	Kolkmeier	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Moon	Morgan	Mosley	Nichols	Pfautsch
Pike	Roberts	Roden	Ross	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stephens 128	Tate	Trent	Vescovo
Walker 3	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 045

Arthur	Austin	Bangert	Barnes 60	Berry
Brattin	Brown 94	Burnett	Burns	Carpenter
Chipman	Conway 10	Corlew	Cornejo	Curtman
Ellington	Engler	Gray	Green	Lauer
Lavender	Marshall	May	Merideth 80	Mitten
Neely	Newman	Peters	Phillips	Pierson Jr
Pietzman	Plocher	Quade	Rehder	Rhoads
Rone	Shull 16	Smith 85	Spencer	Stacy
Stevens 46	Swan	Unsicker	Walker 74	Wessels

VACANCIES: 001

HOUSE RESOLUTIONS

HCS HR 5213, relating to an electronic logging device mandate, was taken up by Representative Ross.

Representative Chipman assumed the Chair.

HCS HR 5213 was laid over.

Speaker Richardson resumed the Chair.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS - INFORMAL

HCS HB 2003, as amended, relating to appropriations for the Department of Higher Education, was again taken up by Representative Fitzpatrick.

Representative Curtis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2003, Page 12, Section 3.305, Line 4, by inserting immediately after said section the following new section:

"Section 3.310 To the Department of Higher Education and public institutions of higher education
In reference to Sections 3.200, 3.205, 3.210, 3.215, 3.220, 3.225, 3.230, 3.235, 3.240, 3.245, 3.250, and 3.255 of Part 1 of this act:
Ten percent (10%) of each institution's core funding is to be designated to the safety and security of students. First priority shall be given to safety measures and security personnel. Second priority shall be given to the education of students, staff and campus at large to reduce sexual assault, violence and harassment. Third priority shall be to methods that increase the general safety of the campus, and were not previously designated. A document to be named the "safety improvement plan" outlining the use of funds, the outcomes sought by the measures, metrics to determine progress, and a safety improvement plan review date of six months after the implementation of the plan shall be drafted and implemented and available to the general assembly semi annually, and the public upon request. The safety improvement plan shall be signed by the top leader of the institution if and only after the chancellor, president, campus leader and/or governing board determines that the measures set forth in the safety improvement plan have been successful upon which time half of the remaining funds up to half of the original allocation may be used for other campus needs with the remaining half of funds being withheld until the safety improvement review date. If the objectives set forth in the safety improvement plan are not met by the review date, the remaining funds shall continue be used to further increase the safety of students and campus personnel until such time that all objectives set forth by the safety improvement plan are achieved and the document is signed by the institution's top leader."; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Curtis moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Morgan offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2003, Page 12, Section 3.300, Line 1, by deleting said section in its entirety; and

Further amend said bill, said page, Section 3.305, Line 1, by deleting said section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Morgan moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Morgan:

AYES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Green	Kendrick	Lavender	May

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McCann Beatty	McCreery	Meredith 71	Merideth 80	Morgan
Mosley	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

NOES: 104

Alferman	Anderson	Austin	Bahr	Barnes 60
Basye	Berry	Black	Bondon	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 021

Andrews	Beard	Bernskoetter	Brattin	Brown 94
Burnett	Cookson	Corlew	Fraker	Korman
Marshall	Matthiesen	McDaniel	McGee	Mitten
Newman	Nichols	Peters	Shaul 113	Shull 16
Smith 85				

VACANCIES: 001

HCS HB 2003, as amended, was laid over.

HCS HB 2004, relating to appropriations for the Department of Revenue and the Department of Transportation, was taken up by Representative Fitzpatrick.

Representative Conway (104) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2004, Page 12, Section 4.415, Line 22, by deleting "1" and inserting "500,000"; and

Further amend said bill, said page, said section, Line 27, by deleting "18,999,999" and inserting "18,500,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Conway (104) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 060

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Bernskoetter	Berry	Brown 27	Burns
Butler	Conway 10	Conway 104	Cornejo	Ellebracht
Franklin	Franks Jr	Gray	Green	Grier
Haefner	Henderson	Higdon	Kelley 127	Kendrick
Kidd	Lauer	Lavender	Lichtenegger	Mathews
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Phillips	Pierson Jr
Quade	Razer	Revis	Roberts	Rone
Rowland 29	Runions	Ruth	Shaul 113	Shumake
Sommer	Stevens 46	Swan	Unsicker	Walker 74
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 077

Alferman	Anderson	Austin	Bahr	Barnes 60
Basye	Beard	Black	Bondon	Carpenter
Chipman	Christofanelli	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Frederick	Gannon	Gregory	Hannegan	Hansen
Harris	Helms	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Love	Lynch
McGaugh	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Ross	Rowland 155
Schroer	Smith 85	Smith 163	Spencer	Stacy
Stephens 128	Tate	Taylor	Trent	Vescovo
Walker 3	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 025

Andrews	Arthur	Brattin	Brown 57	Brown 94
Burnett	Cookson	Corlew	Cross	Curtis
Fraker	Haahr	Marshall	Matthiesen	McDaniel
McGee	Miller	Newman	Nichols	Peters
Pietzman	Roerber	Shull 16	Walsh	White

VACANCIES: 001

Representative Mitten raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order well taken.

Representative DeGroot offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2004, Page 17, Section 4.600, Line 5, by inserting immediately after said section the following new section:

"Section 4.602. To the Department of Transportation

In reference to Section 4.400 through and including Section 4.530 of Part 1 of this act:

No less than 80% of the revenue collected from tax and fee revenues within a transportation district shall be expended for road and bridge projects within that same district."; and

Further amend said bill by adjusting section and bill totals accordingly.

House Amendment No. 2 was withdrawn.

Representative Merideth (80) offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2004, Page 10, Section 4.400, Line 14, by inserting immediately thereafter the following:

"Section 4.401. To the Department of Transportation

For the Department of Transportation's FY 2019 pay plan request, provided that 100 percent (100%) flexibility is allowed from this section to Sections 4.400, 4.410, 4.415, 4.420 and 4.435

From Federal Funds (Various).....16,298

From Other Funds (Various).....5,293,962

For fringe benefit costs associated with the Department of Transportation's FY 2019 pay plan request, provided that 100 percent (100%) flexibility is allowed from this section to Section 4.405

From Federal Funds (Various)9,490

From Other Funds (Various)..... 3,083,377

Total.....\$8,403,127"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Merideth (80) moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Butler	Carpenter
Ellebracht	Franks Jr	Gray	Green	Harris
Kendrick	Korman	Lavender	Matthiesen	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Washington	Wessels	

NOES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Corlew	Cornejo

Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Haahr
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Lant	Lichtenegger	Love	Lynch	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rone	Ross	Rowland 155
Ruth	Schroer	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wood	Mr. Speaker		

PRESENT: 003

Conway 10	Higdon	Roden
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ABSENT WITH LEAVE: 032

Barnes 60	Bernskoetter	Brattin	Brown 57	Brown 94
Burnett	Burns	Cookson	Cross	Curtis
DeGroot	Ellington	Engler	Franklin	Grier
Helms	Lauer	Marshall	Mathews	McDaniel
Newman	Nichols	Peters	Pietzman	Rhoads
Roeber	Shaul 113	Shull 16	Smith 85	Walker 74
White	Wilson			

VACANCIES: 001

Representative Butler offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2004, Page 2, Section 4.010, Line 28, by deleting "8,000,000" and inserting "7,600,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Butler moved that **House Amendment No. 4** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Butler:

AYES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Higdon	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley

Pierson Jr	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

NOES: 096

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
McDaniel	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Brattin	Brown 57	Brown 94	Burnett
Cookson	Cross	Curtis	Fraker	Franklin
Haahr	Marshall	Mathews	Newman	Nichols
Peters	Rehder	Rhoads	Roden	Roeber
Shull 16	Walker 74	White	Wilson	

VACANCIES: 001

Representative Razer offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2004, Page 1, Enacting Clause, Line 3, by deleting "described herein" and inserting in lieu thereof the following:

"enumerated in each section"; and

Further amend said bill, said page, Section 04.000, Line 1, by deleting the section in its entirety; and

Further amend said bill, Page 17, Section 4.600, Line 1, by deleting the section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Ross assumed the Chair.

Representative Razer moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Kendrick offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2004, Page 5, Section 4.050, Line 4, by deleting "1,561,800,000" and inserting "1,544,249,394"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Kendrick moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Justus offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2004, Page 9, Section 4.165, Line 19, by deleting "16,000,000" and inserting "14,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

House Amendment No. 7 was withdrawn.

HCS HB 2004 was laid over.

Speaker Richardson resumed the Chair.

HCS HB 2005, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,999,499"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2003, as amended, relating to appropriations for the Department of Higher Education, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2003, Page 2, Section 3.005, Line 8, by deleting "170,377" and inserting "170,878";

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 7** was adopted.

HCS HB 2003, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,997,757"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2004, relating to appropriations for the Department of Revenue and the Department of Transportation, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2004, Page 2, Section 4.010, Line 9, by deleting "1,942,138" and inserting "1,942,641"; and

Further amend said bill, Page 3, Section 4.015, Line 9, by deleting "380,229" and inserting "380,232"; and

Further amend said bill, said page, Section 4.020, Line 9, by deleting "111,833" and inserting "112,833"; and

Further amend said bill, Page 4, Section 4.025, Line 11, by deleting "211,325" and inserting "211,326"; and

Further amend said bill, Page 8, Section 4.155, Line 9, by deleting "166,241" and inserting "166,977"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 8** was adopted.

HCS HB 2004, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,878,995"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 3** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2006, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2006, Page 6, Section 6.090, Line 5, by deleting "802,293" and inserting "907,293"; and

Further amend said bill, Page 8, Section 6.100, Line 7, by deleting "77,428" and inserting "85,928"; and

Further amend said bill, Page 13, Section 6.225, Line 8, by deleting "666,262" and inserting "672,267"; and

Further amend said bill, Page 17, Section 6.250, Line 5, by deleting "1,019,103" and inserting "1,020,603"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2006, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,994,200"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 4** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2007, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2007, Page 1, Section 7.005, Line 9, by deleting "49,209" and inserting "49,309"; and

Further amend Page 2, Section 7.015, Line 26, by deleting "1,336,651" and inserting "1,338,651"; and

Further amend said page, said section, Line 43, by deleting "131,420" and inserting "132,020"; and

Further amend said page, said section, Line 56, by deleting "109,318" and inserting "112,318"; and

Further amend Page 21, Section 7.830, Line 18, by deleting "5,983" and inserting "6,083"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,826,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 5** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2009, relating to appropriations for the Department of Corrections, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2009, Page 4, Section 9.045, Line 7, by deleting "381,834" and inserting "411,834"; and

Further amend said bill and page, Section 9.055, Line 9, by deleting "31,173,488" and inserting "31,183,488"; and

Further amend said bill, Page 11, Section 9.210, Line 9, by deleting "4,184,621" and inserting "4,196,621"; and

Further amend said bill, Page 12, Section 9.215, Line 7, by deleting "512,125" and inserting "517,125"; and

Further amend said bill and page, Section 9.230, Line 11, by deleting "3,282,768" and inserting "3,392,768"; and

Further amend said bill, Page 13, Section 9.255, Line 10, by deleting "418,055" and inserting "425,055"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2009, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,774,264"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 6** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, relating to appropriations for the Department of Public Safety, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2008, Page 1, Section 8.005, Line 6, by deleting "146,657" and inserting "146,658"; and

Further amend said bill, Page 3, Section 8.030, Line 8, by deleting "1,983,927" and inserting "1,984,227"; and

Further amend said bill, Page 5, Section 8.075, Line 8, by deleting "237,981" and inserting "238,081"; and

Further amend said bill, Page 7, Section 8.090, Line 6, by deleting "2,069,734" and inserting "2,132,568"; and

Further amend said bill, Page 8, Section 8.095, Line 6, by deleting "372,961" and inserting "385,034"; and

Further amend said bill, Page 9, Section 8.110, Line 6, by deleting "640,515" and inserting "661,393"; and

Further amend said bill, Page 12, Section 8.155, Line 8, by deleting "153,066" and inserting "182,417"; and

Further amend said bill, Page 17, Section 8.255, Line 5, by deleting "1,550,621" and inserting "1,650,621"; and

Further amend said bill, Page 18, Section 8.285, Line 6, by deleting "202,775" and inserting "202,974"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,818,128"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 7** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2008, Page 16, Section 8.240, Line 5, by deleting "172,370" and inserting "184,883"; and

Further amend said bill, Page 17, Section 8.255, Line 4, by deleting "652,356" and inserting "731,119"; and

Further amend said bill, page and section, Line 5, by deleting "1,550,621" and inserting "1,641,217"; and

Further amend said bill, page and section, Line 10, by deleting "34.87" and inserting "40.37"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 8.**

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "11,011,157"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 8** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2009, Page 14, Section 9.260, Line 14, by inserting after said line the following new line item:

"For the payment of reimbursements having accrued prior
to the current fiscal year
From General Revenue Fund (0101).....\$3,847,527"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

HCS HB 2009, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Ross offered **House Amendment No. 9**.

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 9** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Ross offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2008, Page 13, Section 8.165, Line 1, by inserting after said section the following new section:

"Section 8.167. To the Department of Public Safety

For the Division of Fire Safety

For grants to volunteer fire protection associations for workers'

compensation premiums pursuant to Section 287.245, RSMo

Personal Service \$35,000

Expense and Equipment 15,000

Program Distribution 950,000

From General Revenue Fund (0101) (Not to exceed 1.00 F.T.E.).....\$1,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 3** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative Roden offered **House Amendment No. 10.**

House Amendment No. 10

AMEND House Committee Substitute for House Bill No. 2005, Page 22, Section 5.255, Line 7, by deleting "15,000,000" and inserting "14,950,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Roden, **House Amendment No. 10** was adopted.

HCS HB 2005, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Roden offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2008, Page 7, Section 8.090, Line 40, by inserting after said line the following new line item:

"For grants to law enforcement agencies for the purchase
of emergency rescue tourniquets
From General Revenue Fund (0101).....\$50,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Roden, **House Amendment No. 4** was adopted.

HCS HB 2008, as amended, was laid over.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

Representative McCreery offered **House Amendment No. 11.**

House Amendment No. 11

AMEND House Committee Substitute for House Bill No. 2005, Page 1, Enacting Clause, Line 3, by deleting "enumerated in each section" and inserting in lieu thereof the following:

"described herein"; and

Further amend said bill, said page, Enacting Clause, Line 5, by inserting immediately after said line the following:

"PART 1

Section 5.000. Each appropriation in this act shall consist of the item or items in each section of Part 1 of this act, for the amount and purpose and from the fund designated in each section of Part 1, as well as all additional clarifications of purpose in Part 2 of this act that make reference by section to said item or items in Part 1. Any clarification of purpose in Part 2 shall state the section or sections in Part 1 to which it attaches and shall, together with the language of said section(s) in Part 1, form the complete statement of purpose of the appropriation. As such, the provisions of Part 2 of this act shall not be severed from Part 1, and if any clarification of purpose in Part 2 is for any reason held to be invalid, such decision shall invalidate all of the appropriations in this act of which said clarification of purpose is a part."; and

Further amend said bill, Page 27, Section 5.530, Line 7, by inserting immediately after said section the following:

"PART 2

Section 5.600. To the Office of Administration

In reference to Section 5.005 through and including Section 5.295 of Part 1 of this act:

No State expenditures authorized hereunder shall be for contracts or purchases from any business entity that has not provided a certification to the State that such business entity does not discriminate against or refuse to do business with any individuals based on such individuals' sexual orientation or gender identity."

Representative McCreery moved that **House Amendment No. 11** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative McCreery:

AYES: 045

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Butler	Carpenter
Christofanelli	Ellebracht	Ellington	Engler	Franks Jr
Gray	Green	Hannegan	Hansen	Harris
Kendrick	Kidd	Lavender	May	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Roden	Rowland 29	Runions	Smith 85
Stephens 128	Stevens 46	Unsicker	Washington	Wessels

NOES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Bondon	Brown 57	Chipman	Conway 104	Cookson
Corlew	Cornejo	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Pietzman	Pike	Pogue
Redmon	Reiboldt	Remole	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy

Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 025

Black	Brattin	Brown 94	Burnett	Burns
Conway 10	Cross	Curtis	DeGroot	Franklin
Higdon	Lauer	Marshall	McCann Beatty	Miller
Newman	Nichols	Peters	Phillips	Plocher
Rehder	Reisch	Rhoads	Shull 16	Walker 74

VACANCIES: 001

HCS HB 2005, as amended, was laid over.

On motion of Representative Vescovo, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Alferman	Anders	Basye	Bernskoetter	Bondon
Brown 27	Engler	Evans	Francis	Gannon
Harris	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Lant	Lichtenegger	Morris 140	Morse 151
Phillips	Pogue	Reiboldt	Reisch	Remole
Shull 16	Taylor	Walsh	White	Wilson

NOES: 000

PRESENT: 072

Adams	Anderson	Arthur	Austin	Barnes 60
Barnes 28	Black	Chipman	Conway 10	Conway 104
Corlew	Cornejo	Cross	Dinkins	Dohrman
Eggleston	Fitzpatrick	Franks Jr	Frederick	Gregory
Grier	Haahr	Haefner	Hansen	Hill
Houghton	Houx	Johnson	Kendrick	Kidd
Knight	Kolkmeyer	Lavender	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Messenger	Miller	Mitten
Pfautsch	Pike	Plocher	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shumake

Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Trent	Vescovo	Walker 3
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 060

Andrews	Bahr	Bangert	Baringer	Beard
Beck	Berry	Brattin	Brown 57	Brown 94
Burnett	Burns	Butler	Carpenter	Christofanelli
Cookson	Curtis	Curtman	Davis	DeGroot
Dogan	Ellebracht	Ellington	Fitzwater	Fraker
Franklin	Gray	Green	Hannegan	Helms
Higdon	Korman	Lauer	Marshall	May
Meredith 71	Merideth 80	Moon	Morgan	Mosley
Muntzel	Neely	Newman	Nichols	Peters
Pierson Jr	Pietzman	Quade	Razer	Redmon
Rehder	Roeber	Rowland 29	Smith 85	Stephens 128
Unsicker	Walker 74	Washington	Wessels	Wiemann

VACANCIES: 001

PERFECTION OF HOUSE BILLS - APPROPRIATIONS - INFORMAL

HCS HB 2006, as amended, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was again taken up by Representative Fitzpatrick.

Representative Ross offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2006, Page 25, Section 6.600, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill, Page 26, Section 6.605, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.610, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.615, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.620, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.625, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill, Page 27, Section 6.630, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill, page and section, Line 6, by deleting “4,762,703” and inserting “6,480,511”; and

Further amend said bill and page, Section 6.635, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.640, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.645, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill and page, Section 6.650, Line 4, by inserting after the word “divisions” the following:

“and further provided none of these funds be expended for vehicle checkpoints or advertising in sports venues not hosted by the department”; and

Further amend said bill, Page 28, Section 6.651, Line 2, by inserting after the word “advertising” the following:

“in sports venues not hosted by the department”; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 2** was adopted.

Representative Lavender offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2006, Page 25, Section 6.335, Line 10, by deleting "From Petroleum Inspection Fund (0662)" and inserting "From Petroleum Storage Tank Insurance Fund (0585)"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Lavender, **House Amendment No. 3** was adopted.

Representative Pogue offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2006, Page 28, Section 6.710, Line 1, by inserting after said section the following new section:

"Section 6.715. To the Department of Conservation

In reference to section 6.600 through and including section 6.651 of Part I of this act:

No funds shall be spent to purchase land in any county where more than 10% of the land mass is already under state and federal government ownership"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Pogue moved that **House Amendment No. 4** be adopted.

Which motion was defeated.

HCS HB 2006, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

Representative Fitzwater offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2007, Page 10, Section 7.145, Line 15, by deleting "5,000,000" and inserting "4,750,000"; and

Further amend said bill, Page 11, Section 7.150, Line 6, by deleting "15,984,261" and inserting "15,734,261"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzwater, **House Amendment No. 2** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2002, as amended, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was again taken up by Representative Fitzpatrick.

Representative Fitzwater offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2002, Page 3, Section 2.026, Line 9, by inserting immediately after said section the following new sections:

"Section 2.027. To the Department of Elementary and Secondary Education
Funds are to be transferred out of the State Treasury to the STEM Career Awareness Program Fund
From General Revenue Fund (0101).....250,000

Section 2.028. To the Department of Elementary and Secondary Education
For the STEM Career Awareness Program pursuant to House Bill 1623 (2018)
From STEM Career Awareness Program Fund.....250,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzwater, **House Amendment No. 6** was adopted.

HCS HB 2002, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

Representative Pierson Jr offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2007, Page 2, Section 7.015, Line 68, by deleting said line and Line 69; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Pierson Jr, **House Amendment No. 3** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2002, as amended, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was again taken up by Representative Fitzpatrick.

Representative Pierson Jr offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2002, Page 2, Section 2.015, Line 3, by deleting "3,844,011,921" and inserting "3,844,111,921"; and

Further amend said page, said section, Line 15, by deleting "500,000" and inserting "600,000"; and

Further amend said page, said section, Line 16, by deleting "2,284,250,202" and inserting "2,284,350,202"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Pierson Jr, **House Amendment No. 7** was adopted.

HCS HB 2002, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

HCS HB 2007, as amended, was laid over.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

Representative Hill offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2008, Page 3, Section 8.020, Line 4, by inserting after the word "forces" the following:

", provided that any advisory group shall be staffed by chief law enforcement personnel from either a police or sheriff's agency, or the Superintendent of the Missouri State Highway Patrol or his or her commissioned designee"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Hill, **House Amendment No. 5** was adopted.

Representative Walker (74) offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2008, Page 20, Section 8.305, Line 1, by deleting the section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Ross resumed the Chair.

Speaker Richardson resumed the Chair.

Representative Walker (74) moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

HCS HB 2008, as amended, was laid over.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

Representative Conway (104) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2009, Page 4, Section 9.060, Line 7, by deleting "724,909" and inserting "674,909"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Conway (104), **House Amendment No. 3** was adopted.

Representative Conway (104) offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2009, Page 5, Section 9.075, Line 8, by deleting "22,225,825" and inserting "22,275,825"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Conway (104), **House Amendment No. 4** was adopted.

Representative Ellington offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2009, Page 2, Section 9.015, Line 6, by deleting "1,999,999" and inserting "1,799,999"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ellington, **House Amendment No. 5** was adopted.

HCS HB 2009, as amended, was laid over.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

Representative Ellington offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2007, Page 9, Section 7.115, Line 4, by deleting "within any city not within a county"; and

Further amend said bill, said page, said section, Line 8 by deleting "100,000" and inserting "300,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ellington, **House Amendment No. 4** was adopted.

HCS HB 2007, as amended, was laid over.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

Representative Merideth (80) offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2009, Page 1, Enacting Clause, Line 3, by deleting "enumerated in each section" and inserting in lieu thereof the following:

"described herein"; and

Further amend said bill, said page, Enacting Clause, Line 5, by inserting immediately after said line the following:

"PART 1

Section 9.000. Each appropriation in this act shall consist of the item or items in each section of Part 1 of this act, for the amount and purpose and from the fund designated in each section of Part 1, as well as all additional clarifications of purpose in Part 2 of this act that make reference by section to said item or items in Part 1. Any clarification of purpose in Part 2 shall state the section or sections in Part 1 to which it attaches and shall, together with the language of said section(s) in Part 1, form the complete statement of purpose of the appropriation. As such, the provisions of Part 2 of this act shall not be severed from Part 1, and if any clarification of purpose in Part 2 is for any reason held to be invalid, such decision shall invalidate all of the appropriations in this act of which said clarification of purpose is a part."; and

Further amend said bill, Page 14, Section 9.270, Line 1, by inserting immediately after said section the following:

"PART 2

Section 9.300. To the Department of Corrections

In reference to all sections in Part 1 of this act:

No funds from these sections shall be paid to any entity that engages in medical procedures that end human life."

Representative Merideth (80) moved that **House Amendment No. 6** be adopted.

Which motion was defeated.

Representative Curtis offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2009, Page 1, Section 9.005, Line 9, by deleting "83,678" and inserting "83,676"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Curtis moved that **House Amendment No. 7** be adopted.

Which motion was defeated.

HCS HB 2009, as amended, was laid over.

HCS HB 2010, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2010, Page 15, Section 10.225, Line 31, by deleting the word "in" immediately following the word within; and

Further amend said bill, Page 39, Section 10.710, Line 5, by deleting "3,096,545" and inserting "2,086,539"; and

Further amend said bill, Page 47, Section 10.900, Line 7, by deleting "746,036" and inserting "741,416"; and

Further amend said bill, said page, said section, Line 27, by deleting "30,700" and inserting "4,620"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2010, Page 39, Section 10.710, Line 24, by deleting "82,817,213" and inserting "83,827,219"; and

Further amend said bill, Page 47, Section 10.900, Line 26, by deleting "253,711" and inserting "284,411"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Fitzpatrick offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2010, Page 45, Section 10.815, Line 3, by deleting the word "grants," and inserting "grants to be distributed to the Area Agency on Aging, provided that ten percent (10%) flexibility is allowed between these services and meal services, and further"; and

Further amend said bill, said page, said section, Line 14, by deleting the word "and" and inserting ", provided that ten percent (10%) flexibility is allowed between these services and grant services, and further"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 3** was adopted.

Representative Haefner offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2010, Page 8, Section 10.110, Line 75, by deleting "3,000,000" and inserting "2,625,740"; and

Further amend said bill, said page, said section, Line 78, by deleting "1,653,020" and inserting "1,379,189"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Haefner, **House Amendment No. 4** was adopted.

HCS HB 2010, as amended, was laid over.

HCS HB 2011, relating to appropriations for the Department of Social Services, was taken up by Representative Fitzpatrick.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2011, Page 31, Section 11.505, Line 41, by deleting "886,606" and inserting "1,534,697"; and

Further amend said bill, said page, said section, Line 42, by deleting "1,661,332" and inserting "2,875,732"; and

Further amend said bill, said page, said section, Line 42, by inserting immediately thereafter the following:

"From Federal Reimbursement Allowance Fund (0142).....226,373"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

HCS HB 2011, as amended, was laid over.

HCS HB 2010, as amended, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was again taken up by Representative Fitzpatrick.

Representative Dogan offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2010, Page 39, Section 10.710, Line 19, by inserting immediately thereafter the following:

“For the purpose of Epilepsy Education
From Department of Health - Donated Fund (0658).....\$50,000”; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Dogan, **House Amendment No. 5** was adopted.

Representative Ross offered **House Amendment No. 6**.

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2010, Page 1, Section 10.000, Line 13, by inserting immediately thereafter the following:

"Part 3 of this act shall consist of guidance to the Department of Mental Health and the Department of Health and Senior Services in implementing the appropriations found in Part 1 and Part 2 of this act."; and

Further amend said bill, Page 40, Section 10.720, Line 7 through and including Line 11, by deleting said lines and inserting in lieu thereof the following:

"be paid, granted to, or expended to directly or indirectly fund procedures or administrative functions of an abortion facility or an abortion as defined in Section 188.015, RSMo, or abortion services as defined in Section 170.015, RSMo. An otherwise qualified organization shall not be"; and

Further amend said bill, Page 49, Section 10.1010, Line 5, by inserting immediately thereafter the following:

"PART 3

Section 10.1100. To the Department of Mental Health and the Department of Health and Senior Services
In reference to all sections in Part 1 and Part 2 of this act:
No funds shall be expended to any abortion facility as defined in Section 188.015, RSMo, or any affiliate or associate thereof."; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 6** was adopted by the following vote, the ayes and noes having been demanded by Representative Morgan:

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AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haefner
Hannegan	Harris	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Moon
Morris 140	Morse 151	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Revis	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Ellington	Franks Jr	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Razer	Roberts	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 001

Green

ABSENT WITH LEAVE: 029

Beard	Brattin	Brown 94	Burns	Conway 10
Cookson	Cornejo	Cross	Curtis	DeGroot
Gray	Haahr	Hansen	Higdon	Houx
Lauer	Marshall	Miller	Muntzel	Neely
Newman	Nichols	Peters	Rehder	Rhoads
Runions	Schroer	Smith 85	Walker 74	

VACANCIES: 001

Representative Lavender offered **House Amendment No. 7.**

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2010, Page 44, Section 10.806, Line 4, by deleting "at a rate not to exceed sixty percent (60%) of the average monthly Medicaid cost of nursing facility care"; and

Further amend said bill, said page, said section, Line 8, by inserting immediately thereafter the following:

"From Department of Mental Health Federal Fund (0148).....5,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 7** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 053

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Carpenter
Cookson	Corlew	Curtis	Davis	Ellebracht
Ellington	Franks Jr	Green	Harris	Helms
Kelley 127	Kendrick	Kidd	Lavender	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Morris 140
Morse 151	Mosley	Pierson Jr	Quade	Razer
Revis	Roberts	Roden	Rone	Rowland 29
Ruth	Stephens 128	Stevens 46	Unsicker	Walker 3
Washington	Wessels	White		

NOES: 081

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Bernskoetter	Black	Bondon
Chipman	Christofanelli	Conway 104	Cornejo	Curtman
Dinkins	Dohrman	Eggleston	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Henderson	Hill	Houghton	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	Messenger	Moon	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Reiboldt	Reisch	Remole
Roeber	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Vescovo	Walsh	Wiemann	Wilson	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 028

Beard	Berry	Brattin	Brown 57	Brown 94
Burns	Butler	Conway 10	Cross	DeGroot
Dogan	Engler	Evans	Gray	Higdon
Houx	Lauer	Marshall	Miller	Muntzel
Newman	Nichols	Peters	Rehder	Rhoads
Runions	Smith 85	Walker 74		

VACANCIES: 001

Representative Taylor assumed the Chair.

Representative Arthur offered **House Amendment No. 8**.

House Amendment No. 8

AMEND House Committee Substitute for House Bill No. 2010, Page 49, Section 10.1010, Line 1, by deleting the section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Speaker Richardson resumed the Chair.

Representative Arthur moved that **House Amendment No. 8** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Stephens 128
Stevens 46	Unsicker	Washington		

NOES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	Davis	Dinkins	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McDaniel	McGaugh	Messenger	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Reiboldt	Reisch
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wilson	Wood
Mr. Speaker				

PRESENT: 001

Kidd

ABSENT WITH LEAVE: 032

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Burns	Conway 10	Cookson	Cross	DeGroot
Dogan	Engler	Evans	Gray	Higdon
Houx	Knight	Lauer	Marshall	Miller
Muntzel	Newman	Nichols	Peters	Plocher
Rehder	Rhoads	Runions	Smith 85	Walker 74
Wessels	Wiemann			

VACANCIES: 001

Representative Lavender offered **House Amendment No. 9.**

House Amendment No. 9

AMEND House Committee Substitute for House Bill No. 2010, Page 42, Section 10.735, Line 12, by inserting immediately thereafter the following:

"10.737. To the Department of Health and Senior Services
For the Division of Community and Public Health
For the purpose of funding the Missouri Area Health Education Centers (AHEC) programming and responsibilities under Section 191.980.4 RSMo.

From Department of Health - Donated Fund (0658).....\$500,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 9** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Black	Brown 27	Burnett
Butler	Carpenter	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Helms	Kendrick
Kidd	Lavender	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Mitten
Morgan	Morse 151	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Stevens 46	Unsicker
Washington				

NOES: 082

Alferman	Anderson	Andrews	Austin	Basye
Bernskoetter	Bondon	Chipman	Conway 104	Cornejo
Curtman	Davis	Dinkins	Dohrman	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelly 141

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Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	Messenger	Moon
Morris 140	Neely	Pfautsch	Phillips	Pietzman
Pike	Pogue	Redmon	Reiboldt	Reisch
Remole	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 039

Bahr	Barnes 60	Beard	Berry	Brattin
Brown 57	Brown 94	Burns	Christofanelli	Conway 10
Cookson	Corlew	Cross	DeGroot	Dogan
Evans	Gray	Haahr	Higdon	Houx
Kelley 127	Knight	Lauer	Marshall	Meredith 71
Miller	Muntzel	Newman	Nichols	Peters
Plocher	Rehder	Rhoads	Rowland 29	Runions
Smith 85	Walker 74	Wessels	Wiemann	

VACANCIES: 001

HCS HB 2010, as amended, was laid over.

HCS HB 2011, as amended, relating to appropriations for the Department of Social Services, was again taken up by Representative Fitzpatrick.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2011, Page 11, Section 11.155, Line 4, by deleting the words "up to \$10,000,000" and inserting in lieu thereof the following:

"ten percent (10%), up to \$7,750,000,"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Wood offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2011, Page 10, Section 11.130, Line 4, by inserting immediately thereafter the following:

", provided that the Department of Social Services, whenever it calculates a new estimated rate or rates for the Blind Pension and/or supplemental payments to blind persons for the upcoming fiscal year, shall transmit the new estimated rate or rates, as well as the accompanying assumptions and calculations used to create the new

estimated rate or rates, to the following organizations: Missouri Council for the Blind, National Federation of the Blind of Missouri, and the State Rehabilitation Council"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Wood, **House Amendment No. 3** was adopted.

Representative Ross offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2011, Page 1, Section 11.000, Line 13, by inserting immediately thereafter the following:

"Part 3 of this act shall consist of guidance to the Department of Social Services in implementing the appropriations found in Part 1 and Part 2 of this act."; and

Further amend said bill, Page 39, Section 11.720, Line 4, by inserting immediately thereafter the following:

"PART 3

Section 11.800. To the Department of Social Services

In reference to all sections in Part 1 and Part 2 of this act:

No funds shall be expended to any abortion facility as defined in Section 188.015, RSMo, or any affiliate or associate thereof."; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Ross, **House Amendment No. 4** was adopted by the following vote, the ayes and noes having been demanded by Representative Morgan:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeier
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	McGaugh	Messenger
Moon	Morris 140	Morse 151	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

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NOES: 030

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Franks Jr	Green	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Quade
Razer	Roberts	Stevens 46	Unsicker	Washington

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Brattin	Brown 94	Burns
Conway 10	Cookson	Cross	Curtis	DeGroot
Evans	Gray	Higdon	Houx	Lauer
Marshall	Miller	Muntzel	Newman	Nichols
Peters	Phillips	Pierson Jr	Rehder	Runions
Smith 85	Walker 74	Wessels		

VACANCIES: 001

Representative Lavender offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2011, Page 25, Section 11.436, Line 5, by deleting said line; and

Further amend said bill, said page, said section, Line 6, by deleting said line; and

Further amend said bill, said page, said section, Line 7, by inserting immediately thereafter the following:

"From Title XIX - Federal Fund (0163).....12,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Schroer raised a point of order that a member was in violation of Rule 85.

The Chair took the point of order under advisement.

Representative Lavender moved that **House Amendment No. 5** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 051

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Corlew	Davis	Dinkins	Ellebracht
Ellington	Franks Jr	Green	Harris	Helms

Kendrick	Kidd	Lavender	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Morris 140
Morse 151	Mosley	Pierson Jr	Quade	Razer
Revis	Roberts	Rone	Rowland 29	Ruth
Shull 16	Sommer	Stevens 46	Unsicker	Washington
White				

NOES: 080

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Bernskoetter	Berry	Black	Bondon
Chipman	Conway 104	Cornejo	Curtman	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Mathews	Messenger	Moon	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Schroer
Shumake	Smith 163	Spencer	Stacy	Stephens 128
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 031

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Burns	Christofanelli	Conway 10	Cookson	Cross
Curtis	DeGroot	Evans	Gray	Haahr
Higdon	Houx	Lauer	Marshall	Miller
Muntzel	Newman	Nichols	Peters	Rehder
Runions	Shaul 113	Smith 85	Swan	Walker 74
Wessels				

VACANCIES: 001

Representative Lavender offered **House Amendment No. 6.**

House Amendment No. 6

AMEND House Committee Substitute for House Bill No. 2011, Page 28, Section 11.470, Line 17, by inserting immediately thereafter the following:

"For nursing facility rate rebasing
 From Nursing Facility Quality of Care Fund (0271).....3,000,000
 From Title XIX - Federal Fund (0163).....5,621,433"; and

Further amend said bill, Page 38, Section 11.710, Line 1, by deleting said section in its entirety; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Lavender moved that **House Amendment No. 6** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lavender:

AYES: 055

Adams	Anders	Andrews	Arthur	Bangert
Baringer	Barnes 28	Beck	Brown 27	Burnett
Butler	Carpenter	Cookson	Corlew	Curtis
Curtman	Davis	Ellebracht	Ellington	Franks Jr
Green	Grier	Harris	Helms	Kelley 127
Kendrick	Kidd	Lavender	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Morris 140	Morse 151
Mosley	Pierson Jr	Quade	Razer	Remole
Revis	Roberts	Rowland 29	Ruth	Schroer
Stevens 46	Tate	Unsicker	Washington	White

NOES: 078

Alferman	Anderson	Austin	Bahr	Basye
Bernskoetter	Berry	Black	Bondon	Chipman
Cornejo	Dinkins	Dogan	Dohrman	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haefner
Hannegan	Hansen	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	McGaugh	Messenger	Moon
Neely	Pfausch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Taylor
Trent	Vescovo	Walker 3	Walsh	Wiemann
Wilson	Wood	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Burns	Christofanelli	Conway 10	Conway 104	Cross
DeGroot	Evans	Gray	Haahr	Higdon
Houx	Lauer	Marshall	Miller	Muntzel
Newman	Nichols	Peters	Rehder	Runions
Smith 85	Swan	Walker 74	Wessels	

VACANCIES: 001

Representative Lavender offered **House Amendment No. 7**.

House Amendment No. 7

AMEND House Committee Substitute for House Bill No. 2011, Page 11, Section 11.155, Line 8, by inserting immediately thereafter the following:

"For the Low-Income Weatherization Assistance Program (LIWAP) administered by the Department of Energy within the Department of Economic Development, in addition to any other appropriations made for this purpose elsewhere in this section

From Energy Futures Fund (0935).....1,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Lavender, **House Amendment No. 7** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 100

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Beck
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Carpenter	Chipman	Cookson	Corlew
Curtis	Davis	Dinkins	Dohrman	Ellebracht
Engler	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Justus	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Mosley	Neely	Pfautsch	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Reiboldt	Revis	Roberts	Roden	Rone
Rowland 155	Rowland 29	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Stephens 128	Stevens 46	Swan
Tate	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wilson	Wood	Mr. Speaker

NOES: 030

Basye	Bernskoetter	Cornejo	Curtman	Dogan
Eggleston	Fitzwater	Grier	Hill	Houghton
Hurst	Johnson	Kelly 141	Mathews	Moon
Phillips	Pietzman	Pogue	Reisch	Remole
Rhoads	Roeber	Ross	Schroer	Smith 163
Spencer	Stacy	Taylor	Trent	Wiemann

PRESENT: 000

ABSENT WITH LEAVE: 032

Alferman	Bahr	Barnes 60	Beard	Berry
Brattin	Brown 94	Burns	Christofanelli	Conway 10
Conway 104	Cross	DeGroot	Ellington	Evans
Gray	Haahr	Higdon	Houx	Kelley 127
Lauer	Marshall	Miller	Muntzel	Newman
Nichols	Peters	Rehder	Runions	Smith 85
Walker 74	Wessels			

VACANCIES: 001

HCS HB 2011, as amended, was laid over.

HCS HB 2012, relating to appropriations for the Chief Executive's Office and Mansion, Lt. Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, Judiciary, Office of State Public Defender, State Senate, House of Representatives, General Assembly, and Committee on Legislative Research, was taken up by Representative Fitzpatrick.

Representative Kendrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2012, Page 3, Section 12.080, Line 3, by deleting "5,000,001" and inserting "4,000,001"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Austin assumed the Chair.

Representative Kendrick moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative Adams offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2012, Page 1, Section 12.005, Line 3, by deleting "2,566,997" and inserting "2,466,997"; and

Further amend said bill by adjusting section and bill totals accordingly.

Speaker Richardson resumed the Chair.

Representative Adams moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Curtis offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2012, Page 16, Section 12.505, Line 5, by deleting "1,500,000" and inserting "1,350,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

Representative Curtis raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Curtis moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

HCS HB 2012 was laid over.

HCS HB 2013, relating to appropriations for real property leases, related services, utilities, systems furniture, structural modifications and related expenses, was taken up by Representative Fitzpatrick.

HCS HB 2013 was laid over.

HCS HB 2001, relating to appropriations for the Board of Fund Commissioners, State Water Pollution Control Bonds, Stormwater Control Bonds and Fourth State Building Bonds, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2001** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2001** was ordered perfected and printed.

HCS HB 2002, as amended, relating to appropriations for the State Board of Education and the Department of Elementary and Secondary Education, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2002, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2002, as amended**, was ordered perfected and printed.

HCS HB 2003, as amended, relating to appropriations for the Department of Higher Education, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2003, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2003, as amended**, was ordered perfected and printed.

HCS HB 2004, as amended, relating to appropriations for the Department of Revenue and the Department of Transportation, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2004, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2004, as amended**, was ordered perfected and printed.

HCS HB 2005, as amended, relating to appropriations for the Office of Administration, Department of Transportation, Department of Conservation, Department of Public Safety and the Chief Executive's Office, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2005, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2005, as amended**, was ordered perfected and printed.

HCS HB 2006, as amended, relating to appropriations for the Department of Agriculture, Department of Natural Resources and the Department of Conservation, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2006, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2006, as amended**, was ordered perfected and printed.

HCS HB 2007, as amended, relating to appropriations for the Department of Economic Development; Department of Insurance, Financial Institutions and Professional Registration; and the Department of Labor and Industrial Relations, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2007, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2007, as amended**, was ordered perfected and printed.

HCS HB 2008, as amended, relating to appropriations for the Department of Public Safety, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2008, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2008, as amended**, was ordered perfected and printed.

HCS HB 2009, as amended, relating to appropriations for the Department of Corrections, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2009, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2009, as amended**, was ordered perfected and printed.

HCS HB 2010, as amended, relating to appropriations for the Department of Mental Health and the Department of Health and Senior Services, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2010, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2010, as amended**, was ordered perfected and printed.

HCS HB 2011, as amended, relating to appropriations for the Department of Social Services, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2011, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2011, as amended**, was ordered perfected and printed.

HCS HB 2012, relating to appropriations for the Chief Executive's Office and Mansion, Lt. Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, Judiciary, Office of State Public Defender, State Senate, House of Representatives, General Assembly, and Committee on Legislative Research, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2012** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2012** was ordered perfected and printed.

HCS HB 2013, relating to appropriations for real property leases, related services, utilities, systems furniture, structural modifications and related expenses, was again taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2013** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2013** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 2339 - Fiscal Review

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 592 - Elections and Elected Officials

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2452**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Knight, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2607**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (3): Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCR 96**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Dogan and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2172**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (1): Hill

Absent (2): Barnes (60) and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2456**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (2): Barnes (60) and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **SS SCS SB 549**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Beck, Berry, Ellebracht, Fitzwater, Green, Grier, Knight, Lant, Miller, Pietzman, Plocher, Rehder and Washington

Noes (0)

Absent (0)

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1291, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS HB 1531, as amended**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Alferman, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan and Wood

Noes (1): Morgan

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **SS SCS HB 1838**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan and Wood

Noes (0)

Absent (5): Anderson, Rowland (29), Unsicker, Wessels and Wiemann

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was returned **HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Arthur and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2580**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Arthur and Cross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2263**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Matthiesen, Quade and Revis

Noes (0)

Absent (5): Kidd, Peters, Pogue, Rhoads and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2590**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Curtman, Frederick, Johnson, Matthiesen, Quade and Revis

Noes (0)

Absent (5): Kidd, Peters, Pogue, Rhoads and Sommer

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2434**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (4): Cornejo, Haahr, Mitten and Rehder

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 2681**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Beck, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (1): Brattin

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HRB 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1431**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1432**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Carpenter, Franks Jr., Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2115**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2356**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2453**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, March 28, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, March 29, 2018, 9:30 AM, South Gallery.

Executive session will be held: HCB 17

Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, April 4, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2320, HB 2406, HB 2535

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CANCELLED

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1977, HB 2213, HB 2480

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 28, 2018, 9:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 20, HB 2499

Executive session may be held on any matter referred to the committee.

Changed time from 8:00 a.m. to 9:00 a.m.

CORRECTED

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986

Executive session will be held: HCB 20, HB 2632

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 18

Executive session will be held: HCB 18

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 28, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SS SCS SB 592, HB 2358
Executive session may be held on any matter referred to the committee.
Added HB 2358.
AMENDED

FISCAL REVIEW

Thursday, March 29, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HCS HB 2339
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354
Executive session will be held: HCB 15, SCS SB 718
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT

Thursday, March 29, 2018, 8:30 AM, SCR 2.
Executive session may be held on any matter referred to the committee.
Presentation, questions and answers by Tim Decker, Director of Children's Division.

LOCAL GOVERNMENT

Wednesday, March 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session
(whichever is later), House Hearing Room 1.
Public hearing will be held: HCB 23
Executive session will be held: HB 2712, HCB 23, HB 1236
Executive session may be held on any matter referred to the committee.
HB 1236 added for executive session.
AMENDED

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 28, 2018, 12:30 PM, House Hearing Room 6.
Public hearing will be held: HB 2090, HB 2451
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), South Gallery.
Executive session will be held: HCS SS SCS SB 775, HCS HB 1410, HB 1936, HB 2334, HCS HB 2351, HCS HB 2364, HB 2562
Executive session may be held on any matter referred to the committee.
Adding HB 2562.
AMENDED

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: SS SCS SB 586

Executive session will be held: HB 2567

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2669

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 2552

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 28, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2425, HR 5612, HB 2522

Executive session will be held: HR 5237, HB 2460, HB 2403, HB 2564

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, March 29, 2018, 8:00 AM, Room B22, 201 West Capitol Avenue, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

TRANSPORTATION

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2496, HJR 84, HJR 96, HJR 97, HCB 14

Executive session will be held: HJR 84, HJR 96, HJR 97, HB 2656, HB 2689, HB 2545, HB 2594, HCB 14

Executive session may be held on any matter referred to the committee.

AMENDED

UTILITIES

Wednesday, March 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2342

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, March 28, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: HB 2666, HB 2673

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FIFTH DAY, WEDNESDAY, MARCH 28, 2018

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1795 - Bernskoetter

HB 1633 - Corlew

HCS#2 HB 1973 - Wiemann

HCS HBs 2337 & 2272 - Stephens (128)

HCS HB 1574 - Rowland (155)

HB 1832 - Cornejo

HCS HB 1667 - Swan

HCS HB 1368 - Basye

HB 2183 - Bondon

HB 2039 - Fraker

HB 1516 - Wiemann

HB 1257 - Schroer

HCS HB 2105 - Frederick

HCS HB 2157 - Bahr

HB 1296 - Kelley (127)

HCS HB 2255 - Korman

HB 1499 - Dogan

HB 2231 - Ross

HB 1419 - Haefner

HB 1275 - Kendrick

HB 1629 - Evans

HB 1252 - Plocher

HCS HB 1261 - Schroer

HB 2286 - Kelly (141)

HCS HB 1264 - Schroer

HCS HB 1457 - Lauer

HB 2360 - Redmon

HB 1715 - Phillips

HB 1470 - Kelley (127)

HCS HB 1491 - Kelley (127)

HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339, (Fiscal Review 3/27/18) - Lynch
HB 1266 - Lichtenegger

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465 - Cookson
SS SCS HB 1838 - Bernskoetter
SS HB 1504 - Reiboldt

SS HB 1531, as amended - DeGroot
SS SCS HB 1291, as amended - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-FIFTH DAY, WEDNESDAY, MARCH 28, 2018

The House met pursuant to adjournment.

Representative Wiemann in the Chair.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 030

Barnes 60	Basye	Bernskoetter	Berry	Black
Bondon	Brown 27	Burns	Davis	Dogan
Engler	Fraker	Francis	Hannegan	Harris
Hurst	Kelley 127	Kelly 141	Lant	Lauer
Lichtenegger	Miller	Phillips	Pogue	Rehder
Reisch	Rowland 29	Taylor	Walsh	White

NOES: 000

PRESENT: 058

Adams	Anderson	Andrews	Austin	Bahr
Baringer	Beck	Brown 57	Conway 10	Corlew
Cross	Dinkins	Eggleston	Evans	Fitzpatrick
Fitzwater	Franks Jr	Frederick	Gray	Gregory
Grier	Haahr	Helms	Higdon	Hill
Houghton	Houx	Johnson	Kendrick	Knight
Kolkmeyer	Lavender	Lynch	Marshall	Mathews
McCreery	McGaugh	Messenger	Pfautsch	Pike
Rhoads	Roberts	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Swan	Tate	Trent	Vescovo	Walker 3
Wiemann	Wilson	Wood		

ABSENT WITH LEAVE: 074

Alferman	Anders	Arthur	Bangert	Barnes 28
Beard	Brattin	Brown 94	Burnett	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Cornejo	Curtis	Curtman	DeGroot	Dohrman
Ellebracht	Ellington	Franklin	Gannon	Green
Haefner	Hansen	Henderson	Justus	Kidd
Korman	Love	Matthiesen	May	McCann Beatty
McDaniel	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley

Muntzel	Neely	Newman	Nichols	Peters
Pierson Jr	Pietzman	Plocher	Quade	Razer
Redmon	Reiboldt	Remole	Revis	Roden
Roeber	Rone	Ross	Runions	Shull 16
Smith 85	Spencer	Stephens 128	Stevens 46	Unsicker
Walker 74	Washington	Wessels	Mr. Speaker	

VACANCIES: 001

Prayer by Representative Lindell Shumake.

Psalms 67:5-6

Let us pray.

The Psalmist said, *Let the people praise thee, O God; let all the people praise thee. Then shall the earth yield her increase; and God, even our own God, shall bless us.*

We come before You today, Lord, to ask Your blessings of peace and prosperity upon the entire state of Missouri. We ask this peace and prosperity for our great cities of St. Louis, Columbia, Kansas City, Springfield, Joplin, and St. Joseph. Lord, please remember the rural regions of the Great Northwest, the Southwest, the Southeast, the Central and Northeast regions.

As we give You praise, Lord, we ask that You bless the forthcoming planting season. We acknowledge our dependence on You, Lord, to have a safe and abundant season for our great rural economy. We ask Your divine favor also, for the manufacturing service sectors of our economy. Your blessings be upon all Missourians. Please give wisdom, Lord, to this body and our colleagues in the Senate. Please remember all of our statewide elected officials, the Missouri Supreme Court, and all those in authority in the federal government, and our military at home and abroad.

Give us grace as we enter into the business of the day. As we give praise to You, may we increase with the increase of God.

In Jesus' name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Katie Hardman and Khloe Hardman.

The Journal of the forty-fourth day was approved as printed by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Bondon	Brown 27	Brown 57	Burnett	Burns
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner

Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	May
McCreery	McDaniel	McGaugh	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morse 151	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Pogue	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Stacy	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 041

Bangert	Berry	Black	Brattin	Brown 94
Butler	Carpenter	Chipman	Cornejo	Curtis
Curtman	Dogan	Ellington	Evans	Franklin
Green	Hansen	Korman	Lichtenegger	Matthiesen
McCann Beatty	McGee	Morris 140	Mosley	Muntzel
Neely	Newman	Nichols	Peters	Pietzman
Reiboldt	Roden	Roeber	Smith 85	Smith 163
Sommer	Spencer	Stephens 128	Stevens 46	Washington
Mr. Speaker				

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Evans offered House Resolution No. 6104.

PERFECTION OF HOUSE BILLS

HB 1795, relating to the state personnel law, was placed on the Informal Calendar.

Speaker Pro Tem Haahr assumed the Chair.

HB 1633, relating to convictions of included offenses, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HB 1633** was agreed to.

Representative Corlew offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1633, Page 2, Section 556.046, Lines 25-28, by deleting said lines and inserting in lieu thereof the following:

~~"[3. The court shall be obligated to instruct the jury with respect to a particular included offense only if there is a basis in the evidence for acquitting the person of the immediately higher included offense and there is a basis in the evidence for convicting the person of that particular included offense.];"~~ and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 1** was adopted.

On motion of Representative Corlew, **HB 1633, as amended**, was ordered perfected and printed.

HCS#2 HB 1973, relating to agricultural stormwater discharge, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HCS#2 HB 1973** was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute No. 2 for House Bill No. 1973, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"644.016. When used in sections 644.006 to 644.141 and in standards, rules and regulations promulgated pursuant to sections 644.006 to 644.141, the following words and phrases mean:

- (1) "Aquaculture facility", a hatchery, fish farm, or other facility used for the production of aquatic animals that is required to have a permit pursuant to the federal Clean Water Act, as amended, 33 U.S.C. Section 1251, et seq.;
- (2) "Commission", the clean water commission of the state of Missouri created in section 644.021;
- (3) "Conference, conciliation and persuasion", a process of verbal or written communications consisting of meetings, reports, correspondence or telephone conferences between authorized representatives of the department and the alleged violator. The process shall, at a minimum, consist of one offer to meet with the alleged violator tendered by the department. During any such meeting, the department and the alleged violator shall negotiate in good faith to eliminate the alleged violation and shall attempt to agree upon a plan to achieve compliance;
- (4) "Department", the department of natural resources;
- (5) "Director", the director of the department of natural resources;
- (6) "Discharge", the causing or permitting of one or more water contaminants to enter the waters of the state;
- (7) "Effluent control regulations", limitations on the discharge of water contaminants;
- (8) "General permit", a permit written with a standard group of conditions and with applicability intended for a designated category of water contaminant sources that have the same or similar operations, discharges and geographical locations, and that require the same or similar monitoring, and that would be more appropriately controlled pursuant to a general permit rather than pursuant to a site-specific permit;
- (9) "General permit template", a draft general permit that is being developed through a public participation process;
- (10) "Human sewage", human excreta and wastewater, including bath and toilet waste, residential laundry waste, residential kitchen waste, and other similar waste from household or establishment appurtenances;
- (11) "Income" includes retirement benefits, consultant fees, and stock dividends;
- (12) "Minor violation", a violation which possesses a small potential to harm the environment or human health or cause pollution, was not knowingly committed, and is not defined by the United States Environmental Protection Agency as other than minor;

(13) "Permit by rule", a permit granted by rule, not by a paper certificate, and conditioned by the permit holder's compliance with commission rules;

(14) "Permit holders or applicants for a permit" shall not include officials or employees who work full time for any department or agency of the state of Missouri;

(15) "Person", any individual, partnership, copartnership, firm, company, public or private corporation, association, joint stock company, trust, estate, political subdivision, or any agency, board, department, or bureau of the state or federal government, or any other legal entity whatever which is recognized by law as the subject of rights and duties;

(16) "Point source", any discernible, confined and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, or vessel or other floating craft, from which pollutants are or may be discharged. Point source does not include agricultural storm water discharges and return flows from irrigated agriculture;

(17) "Pollution", such contamination or other alteration of the physical, chemical or biological properties of any waters of the state, including change in temperature, taste, color, turbidity, or odor of the waters, or such discharge of any liquid, gaseous, solid, radioactive, or other substance into any waters of the state as will or is reasonably certain to create a nuisance or render such waters harmful, detrimental or injurious to public health, safety or welfare, or to domestic, industrial, agricultural, recreational, or other legitimate beneficial uses, or to wild animals, birds, fish or other aquatic life;

(18) "Pretreatment regulations", limitations on the introduction of pollutants or water contaminants into publicly owned treatment works or facilities which the commission determines are not susceptible to treatment by such works or facilities or which would interfere with their operation, except that wastes as determined compatible for treatment pursuant to any federal water pollution control act or guidelines shall be limited or treated pursuant to this chapter only as required by such act or guidelines;

(19) "Residential housing development", any land which is divided or proposed to be divided into three or more lots, whether contiguous or not, for the purpose of sale or lease as part of a common promotional plan for residential housing;

(20) "Sewer system", pipelines or conduits, pumping stations, and force mains, and all other structures, devices, appurtenances and facilities used for collecting or conducting wastes to an ultimate point for treatment or handling;

(21) "Significant portion of his or her income" shall mean ten percent of gross personal income for a calendar year, except that it shall mean fifty percent of gross personal income for a calendar year if the recipient is over sixty years of age, and is receiving such portion pursuant to retirement, pension, or similar arrangement;

(22) "Site-specific permit", a permit written for discharges emitted from a single water contaminant source and containing specific conditions, monitoring requirements and effluent limits to control such discharges;

(23) "Treatment facilities", any method, process, or equipment which removes, reduces, or renders less obnoxious water contaminants released from any source;

(24) "Water contaminant", any particulate matter or solid matter or liquid or any gas or vapor or any combination thereof, ~~[or any temperature change]~~ which is in or enters any waters of the state either directly or indirectly by surface runoff, by sewer, by subsurface seepage or otherwise, which causes or would cause pollution upon entering waters of the state, or which violates or exceeds any of the standards, regulations or limitations set forth in sections 644.006 to 644.141 or any federal water pollution control act, or is included in the definition of pollutant in such federal act;

(25) "Water contaminant source", the point or points of discharge from a single tract of property on which is located any installation, operation or condition which includes any point source defined in sections 644.006 to 644.141 and nonpoint source pursuant to any federal water pollution control act, which causes or permits a water contaminant therefrom to enter waters of the state either directly or indirectly;

(26) "Water quality standards", specified concentrations and durations of water contaminants which reflect the relationship of the intensity and composition of water contaminants to potential undesirable effects;

(27) "Waters of the state", all waters within the jurisdiction of this state, including all rivers, streams, lakes and other bodies of surface and subsurface water lying within or forming a part of the boundaries of the state which are not entirely confined and located completely upon lands owned, leased or otherwise controlled by a single person or by two or more persons jointly or as tenants in common."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute No. 2 for House Bill No. 1973, Page 1, Section 644.059, Line 5, by inserting after the word "**flows**" the following:

"are reasonably certain to cause pollution of any water of the state or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that members were in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Ellebracht	Franks Jr	Gray	Green
Kendrick	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

NOES: 096

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Roeber	Rone
Rowland 155	Rowland 29	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 028

Austin	Barnes 60	Brown 94	Butler	Chipman
Cookson	Curtis	Dohrman	Ellington	Haefner
Hannegan	Kidd	Korman	Lauer	Muntzel
Newman	Nichols	Peters	Phillips	Pietzman
Rehder	Rhoads	Roden	Ross	Schroer
Stacy	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Houghton offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute No. 2 for House Bill No. 1973, Page 1, Section 644.059, Line 7, by deleting the words "**fish, or other aquatic life**" and inserting in lieu thereof the words "**or fish**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 3** was adopted.

On motion of Representative Wiemann, **HCS#2 HB 1973, as amended**, was adopted.

On motion of Representative Wiemann, **HCS#2 HB 1973, as amended**, was ordered perfected and printed.

HCS HBs 2337 & 2272, relating to insurance companies, was taken up by Representative Stephens (128).

On motion of Representative Stephens (128), the title of **HCS HBs 2337 & 2272** was agreed to.

On motion of Representative Stephens (128), **HCS HBs 2337 & 2272** was adopted.

On motion of Representative Stephens (128), **HCS HBs 2337 & 2272** was ordered perfected and printed.

Representative Taylor assumed the Chair.

HCS HB 1574, relating to advanced practice registered nurses in collaborative practice arrangements, was taken up by Representative Rowland (155).

Representative McGee suggested the absence of a quorum.

The following roll call indicated a quorum present:

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AYES: 039

Anders	Barnes 28	Basye	Bernskoetter	Berry
Bondon	Brattin	Brown 27	Cross	Curtman
DeGroot	Engler	Fraker	Gannon	Hansen
Harris	Henderson	Hurst	Kelley 127	Kelly 141
Korman	Lichtenegger	Marshall	May	McGaugh
Messenger	Morris 140	Morse 151	Pfautsch	Pogue
Redmon	Rehder	Reiboldt	Remole	Roeber
Rone	Taylor	Walsh	White	

NOES: 001

Smith 85

PRESENT: 079

Anderson	Andrews	Bahr	Baringer	Beck
Black	Brown 57	Carpenter	Christofanelli	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Helms
Higdon	Hill	Houghton	Houx	Johnson
Kendrick	Knight	Kolkmeier	Lant	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McGee
Meredith 71	Miller	Mitten	Moon	Morgan
Mosley	Pierson Jr	Pike	Plocher	Quade
Reisch	Revis	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Stacy	Stephens 128	Stevens 46
Swan	Tate	Trent	Walker 3	Washington
Wessels	Wiemann	Wilson	Wood	

ABSENT WITH LEAVE: 043

Adams	Alferman	Arthur	Austin	Bangert
Barnes 60	Beard	Brown 94	Burnett	Burns
Butler	Chipman	Conway 10	Conway 104	Cookson
Curtis	Ellington	Franks Jr	Hannegan	Justus
Kidd	Lauer	Lavender	McCreery	McDaniel
Merideth 80	Muntzel	Neely	Newman	Nichols
Peters	Phillips	Pietzman	Razer	Rhoads
Rowland 29	Smith 163	Sommer	Spencer	Unsicker
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 001

On motion of Representative Rowland (155), the title of **HCS HB 1574** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1574, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;
- (2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;
- (3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;
- (4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;
- (5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:
 - (a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;
 - (b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and
 - (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
- (6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
- (7) A list of all other written practice agreements of the collaborating physician and the assistant physician;
- (8) The duration of the written practice agreement between the collaborating physician and the assistant physician;
- (9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
- (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

- (1) Geographic areas to be covered;
- (2) The methods of treatment that may be covered by collaborative practice arrangements;
- (3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and

(4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent assistant physicians, **full-time equivalent licensed physician assistants, or full-time equivalent advanced practice registered nurses, or any combination thereof**. Such limitation shall not apply to collaborative arrangements **or supervision agreements** of hospital employees providing inpatient care service in hospitals employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating

physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009.

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."

Further amend said bill, Page 4, Section 334.104, Lines 123 to 125, by deleting said lines and inserting in lieu thereof the following:

"8. A collaborating physician **or supervising physician** shall not enter into a collaborative practice arrangement **or supervision agreement** with more than [~~three~~] **six** full-time equivalent advanced practice registered nurses, **full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination**"; and

Further amend said bill, Page 10, Section 334.735, Lines 161 and 162, by deleting said lines and inserting in lieu thereof the following:

"**physician** for more than [~~three~~] **six** full-time equivalent licensed physician assistants, **full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof.** This limitation"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative Ross offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1574, Page 2, Section 344.104, Line 43, by deleting all of said line and inserting in lieu thereof the following:

"year for **certified community behavioral health clinics as defined by P.L. 113-93** and rural health clinics as defined by P.L. 95-210, as long as the collaborative practice"; and

Further amend said bill, page and section, Line 45, by deleting all of said line and inserting in lieu thereof the following:

"exception to geographic proximity shall apply only to **certified community behavioral health clinics,** independent rural health clinics, provider-"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Corlew	Cornejo	Cross
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lichtenegger	Lynch
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Carpenter
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Razer	Revis
Roberts	Rowland 29	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 033

Austin	Barnes 60	Bernskoetter	Brown 94	Burns
Butler	Chipman	Conway 10	Conway 104	Cookson
Curtis	Curtman	DeGroot	Ellebracht	Fraker
Hannegan	Kidd	Lauer	Love	Marshall
McDaniel	Muntzel	Newman	Nichols	Peters
Phillips	Rhoads	Rone	Runions	Smith 163
Sommer	Walker 74	Mr. Speaker		

VACANCIES: 001

On motion of Representative Ross, **House Amendment No. 2** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Haahr
Haefner	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Korman
Lant	Lichtenegger	Lynch	Mathews	Matthiesen
McGaugh	Messenger	Moon	Morris 140	Morse 151
Neely	Pfautsch	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson	Wood	

NOES: 032

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Burnett	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
McCann Beatty	McCreery	McGee	Meredith 71	Mitten
Morgan	Mosley	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 041

Austin	Barnes 60	Bernskoetter	Brown 27	Brown 94
Burns	Butler	Carpenter	Chipman	Conway 10
Conway 104	Cookson	Curtis	Dogan	Ellebracht
Engler	Gannon	Grier	Hannegan	Higdon
Kidd	Lauer	Love	Marshall	May
McDaniel	Merideth 80	Miller	Muntzel	Newman
Nichols	Peters	Phillips	Razer	Rhoads
Rone	Runions	Smith 163	Walker 74	Wiemann
Mr. Speaker				

VACANCIES: 001

On motion of Representative Rowland (155), **HCS HB 1574, as amended**, was adopted.

On motion of Representative Rowland (155), **HCS HB 1574, as amended**, was ordered perfected and printed.

HB 1832, relating to the credit user protection law, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HB 1832**, relating to merchandising practices, was agreed to.

Representative Trent offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1832, Page 1, Section A, Line 3, by inserting after all of said line the following:

"407.300. 1. Every purchaser or collector of, or dealer in, junk, scrap metal, or any secondhand property shall keep a register containing a written or electronic record for each purchase or trade in which each type of ~~[metal]~~ **material** subject to the provisions of this section is obtained for value. There shall be a separate record for each transaction involving any:

- (1) Copper, brass, or bronze;
- (2) Aluminum wire, cable, pipe, tubing, bar, ingot, rod, fitting, or fastener;
- (3) Material containing copper or aluminum that is knowingly used for farming purposes as farming is defined in section 350.010; whatever may be the condition or length of such metal; ~~[or]~~

- (4) Catalytic converter; **or**

- (5) **Motor vehicle, heavy equipment, or tractor battery.**

2. The record required by this section shall contain the following data:

- (1) A copy of the driver's license or photo identification issued by the state or by the United States government or agency thereof to the person from whom the material is obtained;
- (2) The current address, gender, birth date, and a photograph of the person from whom the material is obtained if not included or are different from the identification required in subdivision (1) of this subsection;
- (3) The date, time, and place of the transaction;
- (4) The license plate number of the vehicle used by the seller during the transaction;
- (5) A full description of the ~~[metal]~~ **material**, including the weight and purchase price.

3. The records required under this section shall be maintained for a minimum of twenty-four months from when such material is obtained and shall be available for inspection by any law enforcement officer.

4. Anyone convicted of violating this section shall be guilty of a class B misdemeanor.

5. This section shall not apply to any of the following transactions:

- (1) Any transaction for which the total amount paid for all regulated ~~[scrap metal]~~ **material** purchased or sold does not exceed fifty dollars, unless the ~~[scrap metal]~~ **material** is a catalytic converter;
- (2) Any transaction for which the seller, including a farm or farmer, has an existing business relationship with the scrap metal dealer and is known to the scrap metal dealer making the purchase to be an established business or political subdivision that operates a business with a fixed location that can be reasonably expected to generate regulated scrap metal and can be reasonably identified as such a business; or
- (3) Any transaction for which the type of metal subject to subsection 1 of this section is a minor part of a larger item, except for equipment used in the generation and transmission of electrical power or telecommunications."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 087

Alferman	Anderson	Andrews	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Haefner	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Lant	Love	Lynch	Matthiesen	McGaugh
Messenger	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Rone
Ross	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 032

Adams	Anders	Bangert	Baringer	Brown 27
Burnett	Carpenter	Ellington	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Mitten	Morgan
Mosley	Pierson Jr	Pogue	Quade	Razer
Revis	Roberts	Rowland 29	Smith 85	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 043

Arthur	Austin	Bahr	Barnes 60	Barnes 28
Beck	Bernskoetter	Brown 94	Burns	Butler
Chipman	Conway 10	Cookson	Curtis	Curtman
Ellebracht	Grier	Hannegan	Higdon	Kidd
Kolkmeyer	Korman	Lauer	Lichtenegger	Marshall
Mathews	May	McDaniel	Merideth 80	Miller
Muntzel	Newman	Nichols	Peters	Phillips
Pietzman	Plocher	Rhoads	Rowland 155	Runions
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 001

On motion of Representative Trent, **House Amendment No. 1** was adopted.

Representative Stacy offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1832, Page 4, Section 407.436, Line 12, by inserting immediately after all of said section and line the following:

"407.1500. 1. As used in this section, the following terms mean:

(1) "Breach of security" or "breach", unauthorized access to and unauthorized acquisition of personal information maintained in computerized form by a person that compromises the security, confidentiality, or integrity of the personal information. Good faith acquisition of personal information by a person or that person's employee or agent for a legitimate purpose of that person is not a breach of security, provided that the personal information is not used in violation of applicable law or in a manner that harms or poses an actual threat to the security, confidentiality, or integrity of the personal information;

(2) "Consumer", an individual who is a resident of this state;

(3) "Consumer reporting agency", the same as defined by the federal Fair Credit Reporting Act, 15 U.S.C. Section 1681a;

(4) "Encryption", the use of an algorithmic process to transform data into a form in which the data is rendered unreadable or unusable without the use of a confidential process or key;

(5) "Health insurance information", an individual's health insurance policy number or subscriber identification number, any unique identifier used by a health insurer to identify the individual;

(6) "Medical information", any information regarding an individual's medical history, mental or physical condition, or medical treatment or diagnosis by a health care professional;

(7) "Owns or licenses" includes, but is not limited to, personal information that a business retains as part of the internal customer account of the business or for the purpose of using the information in transactions with the person to whom the information relates;

(8) "Person", any individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, governmental agency, governmental instrumentality, public corporation, or any other legal or commercial entity;

(9) "Personal information", an individual's first name or first initial and last name in combination with any one or more of the following data elements that relate to the individual if any of the data elements are not encrypted, redacted, or otherwise altered by any method or technology in such a manner that the name or data elements are unreadable or unusable:

(a) Social Security number;

(b) Driver's license number or other unique identification number created or collected by a government body;

(c) Financial account number, credit card number, or debit card number in combination with any required security code, access code, or password that would permit access to an individual's financial account;

(d) Unique electronic identifier or routing code, in combination with any required security code, access code, or password that would permit access to an individual's financial account;

(e) Medical information; or

(f) Health insurance information.

"Personal information" does not include information that is lawfully obtained from publicly available sources, or from federal, state, or local government records lawfully made available to the general public;

(10) "Redacted", altered or truncated such that no more than five digits of a Social Security number or the last four digits of a driver's license number, state identification card number, or account number is accessible as part of the personal information.

2. (1) Any person that owns or licenses personal information of residents of Missouri or any person that conducts business in Missouri that owns or licenses personal information in any form of a resident of Missouri shall provide notice to the affected consumer that there has been a breach of security following discovery or notification of the breach. The disclosure notification shall be:

(a) Made ~~[without unreasonable delay]~~ **within thirty days of the discovery or notification of the breach;**

(b) Consistent with the legitimate needs of law enforcement, as provided in this section; and

(c) Consistent with any measures necessary to determine sufficient contact information and to determine the scope of the breach and restore the reasonable integrity, security, and confidentiality of the data system.

(2) Any person that maintains or possesses records or data containing personal information of residents of Missouri that the person does not own or license, or any person that conducts business in Missouri that maintains or possesses records or data containing personal information of a resident of Missouri that the person does not own or license, shall notify the owner or licensee of the information of any breach of security immediately following discovery of the breach, consistent with the legitimate needs of law enforcement as provided in this section.

(3) The notice required by this section may be delayed if a law enforcement agency informs the person that notification may impede a criminal investigation or jeopardize national or homeland security, provided that such request by law enforcement is made in writing or the person documents such request contemporaneously in writing,

including the name of the law enforcement officer making the request and the officer's law enforcement agency engaged in the investigation. The notice required by this section shall be provided ~~[without unreasonable delay]~~ **within thirty days** after the law enforcement agency communicates to the person its determination that notice will no longer impede the investigation or jeopardize national or homeland security.

- (4) The notice shall at minimum include a description of the following:
 - (a) The incident in general terms;
 - (b) The type of personal information that was obtained as a result of the breach of security;
 - (c) A telephone number that the affected consumer may call for further information and assistance, if one exists;
 - (d) Contact information for consumer reporting agencies;
 - (e) Advice that directs the affected consumer to remain vigilant by reviewing account statements and monitoring free credit reports.

(5) Notwithstanding subdivisions (1) and (2) of this subsection, notification is not required if, after an appropriate investigation by the person or after consultation with the relevant federal, state, or local agencies responsible for law enforcement, the person determines that a risk of identity theft or other fraud to any consumer is not reasonably likely to occur as a result of the breach. Such a determination shall be documented in writing and the documentation shall be maintained for five years.

(6) For purposes of this section, notice to affected consumers shall be provided by one of the following methods:

- (a) Written notice;
- (b) Electronic notice for those consumers for whom the person has a valid email address and who have agreed to receive communications electronically, if the notice provided is consistent with the provisions of 15 U.S.C. Section 7001 regarding electronic records and signatures for notices legally required to be in writing;
- (c) Telephonic notice, if such contact is made directly with the affected consumers; or
- (d) Substitute notice, if:
 - a. The person demonstrates that the cost of providing notice would exceed one hundred thousand dollars; or
 - b. The class of affected consumers to be notified exceeds one hundred fifty thousand; or
 - c. The person does not have sufficient contact information or consent to satisfy paragraphs (a), (b), or (c) of this subdivision, for only those affected consumers without sufficient contact information or consent; or
 - d. The person is unable to identify particular affected consumers, for only those unidentifiable consumers.

(7) Substitute notice under paragraph (d) of subdivision (6) of this subsection shall consist of all the following:

- (a) Email notice when the person has an electronic mail address for the affected consumer;
- (b) Conspicuous posting of the notice or a link to the notice on the internet website of the person if the person maintains an internet website; and
- (c) Notification to major statewide media.

(8) In the event a person provides notice to more than one thousand consumers at one time pursuant to this section, the person shall notify, without unreasonable delay, the attorney general's office and all consumer reporting agencies that compile and maintain files on consumers on a nationwide basis, as defined in 15 U.S.C. Section 1681a(p), of the timing, distribution, and content of the notice.

3. (1) A person that maintains its own notice procedures as part of an information security policy for the treatment of personal information, and whose procedures are otherwise consistent with the timing requirements of this section, is deemed to be in compliance with the notice requirements of this section if the person notifies affected consumers in accordance with its policies in the event of a breach of security of the system.

(2) A person that is regulated by state or federal law and that maintains procedures for a breach of the security of the system pursuant to the laws, rules, regulations, guidances, or guidelines established by its primary or functional state or federal regulator is deemed to be in compliance with this section if the person notifies affected consumers in accordance with the maintained procedures when a breach occurs.

(3) A financial institution that is:

- (a) Subject to and in compliance with the Federal Interagency Guidance Response Programs for Unauthorized Access to Customer Information and Customer Notice, issued on March 29, 2005, by the board of governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of the Comptroller of the Currency, and the Office of Thrift Supervision, and any revisions, additions, or substitutions relating to said interagency guidance; or

(b) Subject to and in compliance with the National Credit Union Administration regulations in 12 CFR Part 748; or

(c) Subject to and in compliance with the provisions of Title V of the Gramm-Leach-Bliley Financial Modernization Act of 1999, 15 U.S.C. Sections 6801 to 6809;

shall be deemed to be in compliance with this section.

4. The attorney general shall have exclusive authority to bring an action to obtain actual damages for a willful and knowing violation of this section and may seek a civil penalty not to exceed one hundred fifty thousand dollars per breach of the security of the system or series of breaches of a similar nature that are discovered in a single investigation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Haefner	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Matthiesen	McGaugh	Messenger	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wilson	Wood	

NOES: 029

Adams	Anders	Bangert	Barnes 28	Brown 27
Burnett	Carpenter	Ellington	Harris	Kendrick
Lavender	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 039

Arthur	Austin	Baringer	Barnes 60	Beck
Brown 94	Burns	Butler	Chipman	Conway 10
Cookson	Curtis	Ellebracht	Franks Jr	Gray
Green	Grier	Hannegan	Kidd	Lauer

Mathews	May	McDaniel	Miller	Muntzel
Newman	Nichols	Peters	Phillips	Pietzman
Plocher	Rhoads	Rone	Runions	Smith 85
Walker 74	Washington	Wiemann	Mr. Speaker	

VACANCIES: 001

On motion of Representative Stacy, **House Amendment No. 2** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Anderson	Andrews	Bahr	Basye	Beard
Bernskoetter	Berry	Bondon	Brattin	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Haefner	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Marshall	McGaugh	Messenger	Moon
Morris 140	Morse 151	Neely	Pfautsch	Pike
Rehder	Reiboldt	Remole	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood		

NOES: 031

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Ellington
Harris	Kendrick	Lavender	McCann Beatty	McCreery
Meredith 71	Mitten	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 043

Alferman	Arthur	Austin	Barnes 60	Black
Brown 57	Brown 94	Burns	Butler	Chipman
Conway 10	Cookson	Curtis	Ellebracht	Franks Jr
Gray	Green	Grier	Hannegan	Kidd
Lauer	Lichtenegger	Mathews	Matthiesen	May
McDaniel	McGee	Merideth 80	Miller	Muntzel

Newman
Plocher
Shull 16

Nichols
Redmon
Walker 74

Peters
Reisch
Mr. Speaker

Phillips
Rhoads

Pietzman
Runions

VACANCIES: 001

On motion of Representative Cornejo, **HB 1832, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

HCS HB 2140, relating to public contracts for purchasing supplies, was placed back on the House Bills for Perfection Calendar.

HB 1485, relating to taxes on transient guests to fund the promotion of tourism, was placed back on the House Bills for Perfection Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 1667, relating to child custody arrangements, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HCS HB 1667** was agreed to.

On motion of Representative Swan, **HCS HB 1667** was adopted.

On motion of Representative Swan, **HCS HB 1667** was ordered perfected and printed.

HCS HB 1368, relating to the Missouri returning heroes education act, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCS HB 1368** was agreed to.

Representative Basye offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1368, Page 2, Section 173.900, Line 31, by deleting the word "before" and inserting in lieu thereof the words "[~~before~~] **after**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Basye, **House Amendment No. 1** was adopted.

On motion of Representative Basye, **HCS HB 1368, as amended**, was adopted.

On motion of Representative Basye, **HCS HB 1368, as amended**, was ordered perfected and printed.

HB 2183, relating to streamlining hospital regulations, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HB 2183**, relating to licensure of healthcare facilities, was agreed to.

Representative Bondon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2183, Page 1, Section 197.052, Line 4, by inserting after all of said section and line the following:

"197.305. As used in sections 197.300 to 197.366, the following terms mean:

(1) "Affected persons", the person proposing the development of a new institutional health service, the public to be served, and health care facilities within the service area in which the proposed new health care service is to be developed;

(2) "Agency", the certificate of need program of the Missouri department of health and senior services;

(3) "Capital expenditure", an expenditure by or on behalf of a health care facility which, under generally accepted accounting principles, is not properly chargeable as an expense of operation and maintenance;

(4) "Certificate of need", a written certificate issued by the committee setting forth the committee's affirmative finding that a proposed project sufficiently satisfies the criteria prescribed for such projects by sections 197.300 to 197.366;

(5) "Develop", to undertake those activities which on their completion will result in the offering of a new institutional health service or the incurring of a financial obligation in relation to the offering of such a service;

(6) "Expenditure minimum" shall mean:

(a) For beds in existing or proposed health care facilities licensed pursuant to chapter 198 and long-term care beds in a hospital as described in subdivision (3) of subsection 1 of section 198.012, six hundred thousand dollars in the case of capital expenditures, or four hundred thousand dollars in the case of major medical equipment, provided, however, that prior to January 1, 2003, the expenditure minimum for beds in such a facility and long-term care beds in a hospital described in section 198.012 shall be zero, subject to the provisions of subsection 7 of section 197.318;

(b) For beds or equipment in a long-term care hospital meeting the requirements described in 42 CFR, Section 412.23(e), the expenditure minimum shall be zero; and

(c) For health care facilities, new institutional health services or beds not described in paragraph (a) or (b) of this subdivision one million dollars in the case of capital expenditures, excluding major medical equipment, and one million dollars in the case of medical equipment;

(7) "Health service area", a geographic region appropriate for the effective planning and development of health services, determined on the basis of factors including population and the availability of resources, consisting of a population of not less than five hundred thousand or more than three million;

(8) "Major medical equipment", medical equipment used for the provision of medical and other health services;

(9) "New institutional health service":

(a) The development of a new health care facility costing in excess of the applicable expenditure minimum;

(b) The acquisition, including acquisition by lease, of any health care facility, or major medical equipment costing in excess of the expenditure minimum;

(c) Any capital expenditure by or on behalf of a health care facility in excess of the expenditure minimum;

(d) Predevelopment activities as defined in subdivision (12) hereof costing in excess of one hundred fifty thousand dollars;

(e) Any change in licensed bed capacity of a health care facility **licensed under chapter 198** which increases the total number of beds by more than ten or more than ten percent of total bed capacity, whichever is less, over a two-year period, **provided that any such health care facility seeking a nonapplicability review for an increase in total beds or total bed capacity in an amount less than described in this paragraph shall be eligible for such review only if the facility has had no patient care class I deficiencies within the last eighteen months and has maintained at least an eighty-five percent average occupancy rate for the previous six quarters;**

(f) Health services, excluding home health services, which are offered in a health care facility and which were not offered on a regular basis in such health care facility within the twelve-month period prior to the time such services would be offered;

(g) A reallocation by an existing health care facility of licensed beds among major types of service or reallocation of licensed beds from one physical facility or site to another by more than ten beds or more than ten percent of total licensed bed capacity, whichever is less, over a two-year period;

(10) "Nonsubstantive projects", projects which do not involve the addition, replacement, modernization or conversion of beds or the provision of a new health service but which include a capital expenditure which exceeds the expenditure minimum and are due to an act of God or a normal consequence of maintaining health care services, facility or equipment;

(11) "Person", any individual, trust, estate, partnership, corporation, including associations and joint stock companies, state or political subdivision or instrumentality thereof, including a municipal corporation;

(12) "Predevelopment activities", expenditures for architectural designs, plans, working drawings and specifications, and any arrangement or commitment made for financing; but excluding submission of an application for a certificate of need."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 1** was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Bondon, **HB 2183, as amended**, was ordered perfected and printed.

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, relating to higher education, was taken up by Representative Cookson.

On motion of Representative Cookson, **SS SCS HB 1465** was adopted by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx

Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stevens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Bahr	Berry	Brown 94	Butler
Corlew	Curtis	Ellington	Green	Hill
Kelly 141	Korman	Matthiesen	Mitten	Newman
Nichols	Peters	Plocher	Rehder	Rhoads
Roden	Smith 85	Spencer		

VACANCIES: 001

On motion of Representative Cookson, **SS SCS HB 1465** was truly agreed to and finally passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Johnson	Justus	Kelley 127	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike

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Quade	Razer	Redmon	Reiboldt	Reisch
Remole	Revis	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 023

Arthur	Bahr	Berry	Brown 94	Butler
Corlew	Curtis	Green	Haahr	Hill
Kelly 141	Korman	Matthiesen	Mitten	Newman
Nichols	Peters	Plocher	Rehder	Rhoads
Roden	Smith 85	Spencer		

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS SCS HB 1838, to authorize the conveyance of certain state properties, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **SS SCS HB 1838** was adopted by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Revis	Rhoads	Roberts	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Ellington	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 019

Arthur	Berry	Brown 94	Butler	Corlew
Curtis	Green	Haahr	Matthiesen	McDaniel
Newman	Nichols	Peters	Plocher	Roden
Smith 85	Spencer	Wessels	White	

VACANCIES: 001

On motion of Representative Bernskoetter, **SS SCS HB 1838** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

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NOES: 004

Ellington	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 021

Arthur	Berry	Brown 57	Brown 94	Butler
Corlew	Curtis	Curtman	Engler	Evans
Green	Matthiesen	Newman	Nichols	Peters
Plocher	Reisch	Roden	Shull 16	Smith 85
Stephens 128				

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS HB 1504, relating to zoning around National Guard training centers, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **SS HB 1504** was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roerber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Arthur	Barnes 60	Berry	Brown 94	Butler
Curtis	Green	Haahr	Hansen	Matthiesen
McCann Beatty	Messenger	Newman	Nichols	Peters
Plocher	Reisch	Roden	Rone	Shull 16
Smith 85				

VACANCIES: 001

On motion of Representative Reiboldt, **SS HB 1504** was truly agreed to and finally passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCreery
McDaniel	McGaugh	McGee	Merideth 80	Messenger
Miller	Mitten	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roerber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Marshall	Meredith 71	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Berry	Brown 94	Butler
Curtis	Green	Haahr	Matthiesen	McCann Beatty
Morgan	Newman	Nichols	Peters	Plocher
Reisch	Roden	Rowland 155	Smith 85	Walker 74

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS HB 1531, as amended, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

On motion of Representative DeGroot, **SS HB 1531, as amended**, was adopted by the following vote:

AYES: 112

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	McDaniel	McGaugh	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfausch
Phillips	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 034

Adams	Anders	Baringer	Beck	Brown 27
Burnett	Burns	Carpenter	Conway 10	Ellington
Franks Jr	Gray	Lavender	Marshall	May
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pierson Jr	Pogue
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 016

Arthur	Barnes 60	Barnes 28	Berry	Brown 94
Butler	Curtis	Green	Matthiesen	McCann Beatty
Newman	Nichols	Peters	Plocher	Roden
Smith 85				

VACANCIES: 001

On motion of Representative DeGroot, **SS HB 1531, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	McDaniel	McGaugh
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 034

Adams	Anders	Baringer	Beck	Brown 27
Burnett	Burns	Carpenter	Conway 10	Ellington
Franks Jr	Gray	Lavender	Marshall	May
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pierson Jr	Pogue
Quade	Razer	Revis	Roberts	Runions
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 60	Barnes 28	Berry	Brown 94
Butler	Cookson	Curtis	Green	Haefner
Kelley 127	Matthiesen	McCann Beatty	Newman	Nichols
Peters	Roden	Smith 85		

VACANCIES: 001

Speaker Richardson declared the bill passed.

SS SCS HB 1291, as amended, relating to political subdivisions, was taken up by Representative Henderson.

Representative Henderson moved that the House refuse to adopt **SS SCS HB 1291, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference.

Which motion was adopted.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2216, relating to the regulation of water resources, was taken up by Representative Brattin.

On motion of Representative Brattin, **HCS HB 2216** was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Basye	Beard	Bernskoetter
Black	Brattin	Brown 57	Burnett	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Mr. Speaker				

NOES: 021

Adams	Bangert	Barnes 28	Beck	Brown 27
Ellebracht	Ellington	Franks Jr	Gray	Lauer
Merideth 80	Mitten	Mosley	Pierson Jr	Pogue
Razer	Roberts	Rowland 29	Runions	Stevens 46
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Berry	Bondon	Brown 94
Butler	Cookson	Curtis	DeGroot	Green
Matthiesen	May	Newman	Nichols	Peters
Rhoads	Roden	Smith 85	Walker 74	Wood

VACANCIES: 001

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

PERFECTION OF HOUSE BILLS

HB 2039, relating to the Missouri Route 66 centennial commission, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HB 2039** was agreed to.

On motion of Representative Fraker, **HB 2039** was ordered perfected and printed.

HB 1516, relating to chiropractic services, was taken up by Representative Wiemann.

On motion of Representative Wiemann, the title of **HB 1516** was agreed to.

Representative Wiemann offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1516, Page 2, Section 208.152, Lines 44 to 47, by deleting all of said lines and inserting in lieu thereof the following:

"(7) Up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative White offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1516, Page 1, Line 3, by inserting after the word "**for**" the phrase "**medically necessary**"; and

Further amend said amendment and page, Line 4, by deleting the phrase "**and treatments of**" and inserting in lieu thereof the phrase "**of chronic and acute**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative White moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, **House Amendment No. 1** was adopted.

Representative Fitzpatrick offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1516, Page 2, Section 208.152, Line 44, by deleting the word "**Services**" and inserting in lieu thereof the words "**Subject to appropriation, services**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 2** was adopted.

Representative Eggleston offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1516, Page 2, Section 208.152, Line 47, by inserting after the number "**208.151**" the following, ". **The provisions of this subdivision shall be subject to the provisions of subsection 2 of this section**"; and

Further amend said bill, Page 7, Section 208.152, Line 211, by deleting all of said line and inserting in lieu thereof the following:

"2. **The director of the MO HealthNet division shall, no later than December 31, 2021, conduct an analysis of the fiscal impact of implementing subdivision (7) of subsection 1 of this section. The analysis, shall compare all medicaid recipients medical costs, only for recipients who receive services from a chiropractor, covered by MO HealthNet from fiscal year 2015 through fiscal year 2017 as compared to fiscal year 2019 through fiscal year 2021. The analysis may also factor in other variables that may arise which affect the cost of the program in general that are not specific to chiropractic care. The director of the MO HealthNet division shall provide a one time report to the general assembly describing in detail the results of the analysis including all relevant data used in determining whether or not these chiropractic services are cost effective and if funding for such services should continue. If the analysis reveals an increase in cost to MO HealthNet as a result of the enactment of subdivision (7) of subsection 1 of this section, the provisions of such subdivision shall expire. The director of the MO HealthNet division shall notify the revisor of statutes if the provisions of subdivision (7) of subsection 1 of this section have expired.**

3. **Additional benefit payments for medical assistance shall be made on behalf of those**"; and

Further amend said section by renumbering accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Wiemann, **HB 1516, as amended**, was ordered perfected and printed.

HB 1257, relating to hiring preference for veterans, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 1257** was agreed to.

On motion of Representative Schroer, **HB 1257** was ordered perfected and printed.

HCS HB 2105, relating to opioids, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2105** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2105, Page 16, Section 334.036, Line 65, by inserting immediately after said section and line the following:

"334.037. 1. A physician may enter into collaborative practice arrangements with assistant physicians. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to an assistant physician the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the assistant physician and is consistent with that assistant physician's skill, training, and competence and the skill and training of the collaborating physician.

2. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the assistant physician;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the assistant physician to prescribe;

(3) A requirement that there shall be posted at every office where the assistant physician is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an assistant physician and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the assistant physician;

(5) The manner of collaboration between the collaborating physician and the assistant physician, including how the collaborating physician and the assistant physician shall:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity; except, the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. Such exception to geographic proximity shall apply only to independent rural

health clinics, provider-based rural health clinics if the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics if the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician shall maintain documentation related to such requirement and present it to the state board of registration for the healing arts when requested; and

- (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
- (6) A description of the assistant physician's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the assistant physician to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
- (7) A list of all other written practice agreements of the collaborating physician and the assistant physician;
- (8) The duration of the written practice agreement between the collaborating physician and the assistant physician;
- (9) A description of the time and manner of the collaborating physician's review of the assistant physician's delivery of health care services. The description shall include provisions that the assistant physician shall submit a minimum of ten percent of the charts documenting the assistant physician's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
- (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the assistant physician prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

3. The state board of registration for the healing arts under section 334.125 shall promulgate rules regulating the use of collaborative practice arrangements for assistant physicians. Such rules shall specify:

- (1) Geographic areas to be covered;
- (2) The methods of treatment that may be covered by collaborative practice arrangements;
- (3) In conjunction with deans of medical schools and primary care residency program directors in the state, the development and implementation of educational methods and programs undertaken during the collaborative practice service which shall facilitate the advancement of the assistant physician's medical knowledge and capabilities, and which may lead to credit toward a future residency program for programs that deem such documented educational achievements acceptable; and
- (4) The requirements for review of services provided under collaborative practice arrangements, including delegating authority to prescribe controlled substances.

Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. The state board of registration for the healing arts shall promulgate rules applicable to assistant physicians that shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

4. The state board of registration for the healing arts shall not deny, revoke, suspend, or otherwise take disciplinary action against a collaborating physician for health care services delegated to an assistant physician provided the provisions of this section and the rules promulgated thereunder are satisfied.

5. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, and also report to the board the name of each assistant physician with whom the physician has entered into such arrangement. The board may make such information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

6. A collaborating physician shall not enter into a collaborative practice arrangement with more than three full-time equivalent assistant physicians. Such limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

7. The collaborating physician shall determine and document the completion of at least a one-month period of time during which the assistant physician shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. Such limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

8. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

9. No contract or other agreement shall require a physician to act as a collaborating physician for an assistant physician against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular assistant physician. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any assistant physician, but such requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by a hospital's medical staff.

10. No contract or other agreement shall require any assistant physician to serve as a collaborating assistant physician for any collaborating physician against the assistant physician's will. An assistant physician shall have the right to refuse to collaborate, without penalty, with a particular physician.

11. All collaborating physicians and assistant physicians in collaborative practice arrangements shall wear identification badges while acting within the scope of their collaborative practice arrangement. The identification badges shall prominently display the licensure status of such collaborating physicians and assistant physicians.

12. (1) An assistant physician with a certificate of controlled substance prescriptive authority as provided in this section may prescribe any controlled substance listed in Schedule III, IV, or V of section 195.017, and may have restricted authority in Schedule II, when delegated the authority to prescribe controlled substances in a collaborative practice arrangement. Prescriptions for Schedule II medications prescribed by an assistant physician who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. Such authority shall be filed with the state board of registration for the healing arts. The collaborating physician shall maintain the right to limit a specific scheduled drug or scheduled drug category that the assistant physician is permitted to prescribe. Any limitations shall be listed in the collaborative practice arrangement. Assistant physicians shall not prescribe controlled substances for themselves or members of their families. Schedule III controlled substances and Schedule II - hydrocodone prescriptions shall be limited to a five-day supply without refill. Assistant physicians who are authorized to prescribe controlled substances under this section shall register with the federal Drug Enforcement Administration and the state bureau of narcotics and dangerous drugs, and shall include the Drug Enforcement Administration registration number on prescriptions for controlled substances.

(2) The collaborating physician shall be responsible to determine and document the completion of at least one hundred twenty hours in a four-month period by the assistant physician during which the assistant physician shall practice with the collaborating physician on-site prior to prescribing controlled substances when the collaborating physician is not on-site. Such limitation shall not apply to assistant physicians of population-based public health services as defined in 20 CSR 2150-5.100 as of April 30, 2009 **or assistant physicians providing opioid addiction treatment.**

(3) An assistant physician shall receive a certificate of controlled substance prescriptive authority from the state board of registration for the healing arts upon verification of licensure under section 334.036."; and

Further amend said bill and page, Section 334.074, Lines 1 to 3, by removing all of said section and lines from the bill; and

Further amend said bill, Pages 18 and 19, Section 630.880, Lines 1 to 9, by removing all of said section and lines from the bill; and

Further amend said bill, Page 19, Section B, Line 4, by deleting the words "334.074, 630.875, and 630.880" and inserting in lieu thereof the words "and 630.875"; and

Further amend said bill, page and section, Line 8, by deleting the words "334.074, 630.875, and 630.880" and inserting in lieu thereof the words "and 630.875"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 2105, Page 1, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 2105, Page 13, Section 195.265, Line 25 by inserting immediately after said line the following:

"195.650. 1. For the purposes of sections 195.650 to 195.665, the following terms shall mean:

- (1) "Controlled substance", the same meaning ascribed to it in section 195.010;**
- (2) "Department", the department of health and senior services;**
- (3) "Health care provider", the same meaning ascribed to it in section 376.1350;**
- (4) "Registry", the prescription abuse registry established under sections 195.650 to 195.665.**

2. The department shall promulgate rules and regulations to implement the provisions of sections 195.650 to 195.665. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.655. 1. There is hereby established within the department of health and senior services a "Prescription Abuse Registry", which shall be available by January 1, 2020.

2. An individual who is eighteen years of age or older may request to be listed in the prescription abuse registry.

3. Information regarding individuals in the prescription abuse registry shall include, but not be limited to, the following:

- (1) The individual's name;**
- (2) The individual's date of birth;**
- (3) The individual's Social Security number; and**
- (4) The method by which and the date on which the individual was reported to the department**

under subsection 2 of this section.

195.660. 1. Information contained in the prescription abuse registry shall be confidential and not subject to public disclosure under chapter 610 except as provided in subsection 3 of this section.

2. The department shall maintain procedures to ensure the privacy and confidentiality of personal information reported to, collected by, and maintained in the registry and to ensure such information is not disclosed except as provided in subsection 3 of this section.

3. The department shall establish procedures to enable health care providers to access the prescription abuse registry for the sole purpose of determining whether an individual is listed in the registry. A health care provider may submit a request to determine if an individual is listed in the registry by submitting the individual's name and date of birth or Social Security number. The health care provider shall receive a response that only confirms or denies the individual's listing in the registry. No health care provider shall have access to any other personal information contained in the registry.

4. No department, agency, instrumentality, political subdivision, or law enforcement agency of this state, including the bureau of narcotics and dangerous drugs, federal law enforcement agency, or individual other than a health care provider under the provisions of subsection 3 of this section shall have access to the prescription abuse registry.

195.665. 1. Individuals listed in the registry under subsection 2 of section 195.655 may submit a petition to the department to be removed from the registry after five years from the date such individual was placed in the registry. In order to be eligible for removal from the registry, a person shall execute and submit, in a manner acceptable to the department, an application for removal on a form provided by the department. Such application shall include:

- (1) The person's full name and all aliases;**
- (2) The person's current home address, email address, and phone number;**
- (3) The person's Social Security number, when voluntarily provided in accordance with section 7 of the Privacy Act of 1974, or International Identification number;**
- (4) The person's date of birth and gender;**
- (5) A statement that the person wishes to be removed from the registry and accepts full responsibility for any adverse consequences which may result from removal;**
- (6) A photograph suitable for the department to use in identifying the person requesting removal from the registry; and**
- (7) Other information deemed necessary by the department.**

The application shall be verified and reviewed as designated by the director of the department. Once an application for removal from the registry has been deemed complete and valid, the director shall file a notice of removal from the registry and shall provide a copy to the applicant via regular United States mail to the address provided. Should the director find an applicant does not qualify for removal from the registry, the director shall notify the applicant by regular United States mail to the address provided.

2. Any person who unlawfully and knowingly accesses or discloses, or a person authorized to have information in the prescription abuse registry under sections 195.650 to 195.665 who knowingly discloses such information in violation of sections 195.650 to 195.665 or knowingly uses such information in a manner and for a purpose in violation of sections 195.650 to 195.665 is guilty of a class E felony.

3. If a person unlawfully and knowingly accesses or discloses, or if a person authorized to have information in the prescription abuse registry under sections 195.650 to 195.665 knowingly discloses such information in violation of sections 195.650 to 195.665 or knowingly uses such information in a manner and for a purpose in violation of sections 195.650 to 195.665, the person whose information was disclosed shall have a cause of action to recover liquidated damages in the amount of two thousand five hundred dollars in addition to compensatory economic and noneconomic damages, attorney's fees, and court costs. If it is determined by a court of competent jurisdiction that such disclosure was done intentionally and maliciously, the person shall be entitled to punitive damages in addition to the damages above."; and

Further amend said bill, Page 16, Section 334.036, Line 65,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

On motion of Representative Barnes (60), **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Frederick, **House Amendment No. 1, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett

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Burns	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 002

Bahr Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 022

Arthur	Berry	Brown 94	Butler	Conway 10
Curtis	Dohrman	Ellebracht	Fitzpatrick	Higdon
Lichtenegger	Matthiesen	May	Moon	Newman
Nichols	Peters	Phillips	Rhoads	Smith 85
Walker 74	Wessels			

VACANCIES: 001

On motion of Representative Frederick, **HCS HB 2105, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2105, as amended**, was ordered perfected and printed.

HCS HB 2157, relating to the state technology modernization fund, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS HB 2157** was agreed to.

HCS HB 2157 was placed on the Informal Calendar.

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 1825 - Special Committee on Government Oversight
HB 2617 - Utilities

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was authorized **HCB 12**, relating to the protection of vulnerable persons, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (7): Cookson, Franklin, Gannon, Justus, Neely, Ruth and Stacy

Noes (4): Beck, Moon, Unsicker and Walker (74)

Absent (0)

Read the first time and copies ordered printed.

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2538**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Beard, Harris, Houx, Love, Meredith (71), Pierson Jr., Remole and Revis

Noes (0)

Absent (3): Engler, Phillips and Taylor

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1642**, begs leave to report it has examined the same and recommends that it **Do Not Pass** by the following vote:

Ayes (3): Hill, Lauer and Phillips

Noes (6): Baringer, Dogan, Franks Jr., Hannegan, McDaniel, Wessels

Absent (2): Barnes (60) and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2259**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (2): Barnes (60) and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1712**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anders, Bangert, Basye, Matthiesen, Morgan, Swan and Wood

Noes (0)

Absent (6): Bahr, Barnes (60), Burnett, Dogan, Roeber and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1847**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anders, Bangert, Basye, Matthiesen, Morgan, Swan and Wood

Noes (0)

Absent (6): Bahr, Barnes (60), Burnett, Dogan, Roeber and Spencer

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2232**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cornejo and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2527**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cornejo and Cross

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1444**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Corlew, Hurst, May, Reiboldt, Ruth and Tate

Noes (3): Burns, Korman and Runions

Absent (2): Cornejo and Kolkmeyer

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2638**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Kelley (127), Mosley, Schroer and Shull (16)

Noes (1): Roden

Absent (1): Rhoads

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HR 4878**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 58**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Lavender

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 63**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 64**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 61**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1290**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1378**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1542**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1915**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Curtis

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1937**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2234**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone and Shumake

Noes (0)

Absent (3): Brown (94), Shull (16) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2381**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2407**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2421**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 575** entitled:

An act to repeal section 354.603, RSMo, and to enact in lieu thereof one new section relating to the accreditation of managed care plans.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 672** entitled:

An act to repeal sections 210.115 and 475.024, RSMo, and to enact in lieu thereof four new sections relating to guardianships.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 704** entitled:

An act to repeal sections 49.020, 49.060, 50.660, 50.783, 54.140, 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 65.610, 65.620, 67.617, 70.370, 71.015, 84.510, 88.770, 94.900, 105.030, 115.124, 137.556, 162.441, 227.600, and 304.060, RSMo, and to enact in lieu thereof twenty-seven new sections relating to political subdivisions, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 802** entitled:

An act to repeal section 37.020, RSMo, and to enact in lieu thereof one new section relating to nonprofit organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 846** entitled:

An act to repeal sections 337.020, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof eleven new sections relating to suicide prevention training for health care professionals.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 870** entitled:

An act to repeal sections 99.848, 100.050, 100.059, 135.090, 190.094, 190.100, 190.103, 190.105, 190.131, 190.142, 190.143, 190.165, 190.173, 190.196, 190.246, 191.630, and 353.110, RSMo, and to enact in lieu thereof thirty-four new sections relating to emergency medical services, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 953** entitled:

An act to repeal sections 195.015 and 195.017, RSMo, and to enact in lieu thereof two new sections relating to schedules of controlled substances.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 999 & 1000** entitled:

An act to amend chapter 227, RSMo, by adding thereto two new sections relating to the designation of memorial infrastructure.

In which the concurrence of the House is respectfully requested.

COMMITTEE APPOINTMENTS

March 28, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative David Gregory to the Rules - Legislative Oversight Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following member's presence was noted: Curtis.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 8:30 a.m., Thursday, March 29, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, March 29, 2018, 9:30 AM, House Hearing Room 5.

Executive session will be held: HCB 17

Executive session may be held on any matter referred to the committee.

CORRECTED

BUDGET

Wednesday, April 4, 2018, upon conclusion of morning session, House Hearing Room 3.

Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563

Executive session may be held on any matter referred to the committee.

Hearing time changed.

CORRECTED

CHILDREN AND FAMILIES

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.
Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CANCELLED

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986

Executive session will be held: HCB 20, HB 2632

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 18

Executive session will be held: HCB 18

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing
Room 7.

Public hearing will be held: HB 1466

Executive session will be held: HCR 77, HB 1438, SCS SB 629

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 29, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HCS HB 2339

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON CHILD ABUSE AND NEGLECT

Thursday, March 29, 2018, 8:30 AM, SCR 2.

Executive session may be held on any matter referred to the committee.

Presentation, questions and answers by Tim Decker, Director of Children's Division.

JUDICIARY

Thursday, March 29, 2018, 12:00 PM or upon adjournment (whichever is later), South Gallery.

Executive session will be held: HB 1725, HB 2223, HB 2410, HB 2459

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Thursday, March 29, 2018, 1:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HCB 23

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: SS SCS SB 586

Executive session will be held: HB 2567

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo, portions of the meeting may be closed.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, March 29, 2018, 8:00 AM, Room B22, 201 West Capitol Avenue, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS

Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion on changes to the forms for AIM Zones.

HOUSE CALENDAR

FORTY-SIXTH DAY, THURSDAY, MARCH 29, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 12 - Franklin

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)

HCS HB 2255 - Korman

HB 1499 - Dogan

HB 2231 - Ross

HB 1419 - Haefner

HB 1275 - Kendrick

HB 1629 - Evans

HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher
HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2179 - Richardson
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2001 - Fitzpatrick
HCS HB 2002 - Fitzpatrick
HCS HB 2003 - Fitzpatrick
HCS HB 2004 - Fitzpatrick
HCS HB 2005 - Fitzpatrick
HCS HB 2006 - Fitzpatrick
HCS HB 2007 - Fitzpatrick
HCS HB 2008 - Fitzpatrick
HCS HB 2009 - Fitzpatrick

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HCS HB 2010 - Fitzpatrick
HCS HB 2011 - Fitzpatrick
HCS HB 2012 - Fitzpatrick
HCS HB 2013 - Fitzpatrick

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339, (Fiscal Review 3/27/18) - Lynch
HB 1266 - Lichtenegger

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

SENATE BILLS FOR SECOND READING

SB 575
SCS SB 672
SS SB 704
SS#2 SCS SB 802
SCS SB 846
SS SB 870
SCS SB 953
SCS SBs 999 & 1000

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1291, as amended (request Senate recede/grant conference) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-SIXTH DAY, THURSDAY, MARCH 29, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

PRESENTATION OF RESOLUTIONS

Members of the House recognized veterans of the Vietnam Conflict and were presented resolutions in honor of Vietnam Veterans Day.

Representative Lynch assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Shumake assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Lant
Lauer	Lavender	Lichtenegger	Lynch	Marshall
Mathews	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Pogue	Quade	Razer	Redmon	Rehder

Reiboldt	Remole	Revis	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Arthur	Bernskoetter	Brown 94	Butler	Carpenter
Curtis	Curtman	Gannon	Green	Hansen
Korman	Love	Matthiesen	McDaniel	Miller
Mitten	Mosley	Newman	Nichols	Peters
Plocher	Reisch	Rhoads	Roeber	Smith 85

VACANCIES: 001

Prayer by Representative Pat Conway.

Almighty Father, we ask this day that You bestow a special blessing upon all those who have served us in our military. We devoutly pray, in recognition of those who are to be honored this day, on Missouri's Vietnam Veterans Day. May their sacrifices never be forgotten! Let us ask Your blessing on those over 58,000 men and women, over 1,400 from Missouri alone, who gave their lives on behalf of their country. Pray too for their families, those parents who lost a child, those brothers and sisters that grew up without their loved ones, and especially for those children whose fathers were not there for their birthdays, graduations and weddings.

For those who are living, who have faced their challenges and their demons, we ask a special prayer. Give them peace in their days and new hope in the years to come.

Let us please remember as Legislators, much like lawmakers in those chaotic days of Vietnam, that in each of our decisions we must ask for Your guidance, that even the simplest choice can have unimagined repercussions.

As we and my fellow Vietnam veterans in the chamber recite the Pledge of Allegiance, let us all stand a little taller, let us speak a little louder, and may we reflect a little deeper, O Lord, on the multitude of blessings You have bestowed upon our nation.

May today give comfort to all who have served during the Vietnam conflict and bless those who have served the United States and this great state of Missouri.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was led by Representatives Shumake and Wessels.

SPECIAL RECOGNITION

Representative Andrews presented Representative Pat Conway with a resolution.

Representative Conway (10) assumed the Chair and addressed the House.

Speaker Richardson resumed the Chair.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Adam Harfst, Kyle Harfst, and Carilynn Harfst.

The Journal of the forty-fifth day was approved as printed.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bill was read the second time:

HCB 12, relating to the protection of vulnerable persons.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 575, relating to the accreditation of managed care plans.

SCS SB 672, relating to guardianships.

SS SB 704, relating to political subdivisions, with existing penalty provisions.

SS#2 SCS SB 802, relating to nonprofit organizations.

SCS SB 846, relating to suicide prevention training for health care professionals.

SS SB 870, relating to emergency medical services, with existing penalty provisions.

SCS SB 953, relating to schedules of controlled substances.

SCS SBs 999 & 1000, relating to the designation of memorial infrastructure.

MOTIONS

Representative Wiemann, having voted on the prevailing side, moved that the vote by which **HB 1516** was perfected and printed, be reconsidered.

Which motion was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman

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Christofanelli	Conway 104	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lavender	Lynch
Marshall	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Plocher	Razer	Redmon	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Pogue Quade

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Berry	Brown 94	Conway 10	Cookson
Cross	Curtis	Curtman	Engler	Evans
Grier	Higdon	Korman	Lauer	Lichtenegger
Love	Mathews	Matthiesen	McDaniel	Mitten
Newman	Nichols	Peters	Pietzman	Pike
Reiboldt	Roerber	Smith 85	Sommer	

VACANCIES: 001

Representative Fitzpatrick, having voted on the prevailing side, moved that the vote by which **House Amendment No. 2 to HB 1516** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Franks Jr	Frederick	Gannon

Gray	Gregory	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Lant	Lavender	Lichtenegger	Marshall	Mathews
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfausch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brown 57	Brown 94	Curtis	Francis
Green	Grier	Haahr	Kelley 127	Korman
Lauer	Love	Lynch	Matthiesen	McDaniel
Mitten	Newman	Nichols	Peters	Pietzman
Roeber	Smith 85	Wessels		

VACANCIES: 001

House Amendment No. 2 was withdrawn.

Representative Wiemann, having voted on the prevailing side, moved that the vote by which **House Amendment No. 1 to HB 1516** was adopted, be reconsidered.

Which motion was adopted by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan

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Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lichtenegger	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Bahr	Barnes 60	Brown 57	Brown 94	Conway 10
Curtis	Haahr	Korman	Lauer	Lavender
Love	Matthiesen	McDaniel	Mitten	Mosley
Newman	Nichols	Peters	Pietzman	Roeber
Smith 85	Walsh			

VACANCIES: 001

Representative Fitzpatrick offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Bill No. 1516, Page 2, Section 208.152, Lines 44 to 47, by deleting all of said lines and inserting in lieu thereof the following:

"(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative Wiemann, **HB 1516, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2001, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2001** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Lichtenegger	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Barnes 60	Brown 94	Curtis	Engler
Lauer	Love	McDaniel	Morse 151	Newman
Nichols	Peters	Pietzman	Smith 85	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2002, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2002** was read the third time and passed by the following vote:

AYES: 122

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Barnes 60	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 57	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McDaniel	McGaugh	McGee	Merideth 80
Messenger	Miller	Morris 140	Morse 151	Muntzel
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 029

Adams	Arthur	Barnes 28	Beck	Brown 27
Burnett	Burns	Carpenter	Ellebracht	Ellington
Gray	Hurst	Lavender	Marshall	McCann Beatty
McCreery	Meredith 71	Mitten	Moon	Morgan
Mosley	Pogue	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Baringer	Brattin	Brown 94	Curtis
Neely	Newman	Nichols	Peters	Pietzman
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

HCS HB 2003, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018, and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2003** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Barnes 60	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McDaniel	McGaugh	Messenger	Miller	Morris 140
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Arthur	Baringer	Barnes 28	Basye
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Ellington	Franks Jr

Gray	Green	Hurst	Lavender	Marshall
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Mosley	Pogue
Roberts	Rowland 29	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 94	Cookson	Curtis	DeGroot
Morse 151	Newman	Nichols	Peters	Runions
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2004, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2004** was read the third time and passed by the following vote:

AYES: 111

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Matthiesen	May	McDaniel
McGaugh	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
DeGroot	Ellebracht	Ellington	Franks Jr	Gray
Green	Hurst	Lavender	Marshall	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Moon	Morgan	Mosley	Pogue	Quade
Revis	Roberts	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 013

Anders	Brown 57	Brown 94	Burns	Cookson
Curtis	Mathews	Newman	Nichols	Peters
Runions	Smith 85	Mr. Speaker		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2005, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2005** was read the third time and passed by the following vote:

AYES: 114

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
May	McDaniel	McGaugh	McGee	Meredith 71
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113

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Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 034

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Carpenter	Cross
Ellebracht	Ellington	Franks Jr	Gray	Green
Lavender	Marshall	McCann Beatty	McCreery	Merideth 80
Mitten	Moon	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Brown 94	Burns	Cookson	Curtis
Justus	Mathews	Newman	Nichols	Peters
Runions	Smith 85	Walker 74	Wessels	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2006, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Speaker Richardson resumed the Chair.

On motion of Representative Fitzpatrick, **HCS HB 2006, as amended**, was read the third time and passed by the following vote:

AYES: 123

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton

Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Matthiesen	May	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 024

Arthur	Barnes 28	Beck	Brown 27	Burnett
Carpenter	Ellebracht	Gray	Green	Hurst
Lavender	Marshall	McCann Beatty	McCreery	Mitten
Moon	Morgan	Mosley	Pogue	Revis
Roberts	Rowland 29	Stevens 46	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 015

Anders	Brown 94	Burns	Cookson	Curtis
Mathews	McGee	Newman	Nichols	Peters
Runions	Smith 85	Stacy	Walker 74	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2007, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2007** was read the third time and passed by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon

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Gregory	Haahr	Haefner	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
May	McDaniel	McGaugh	McGee	Messenger
Miller	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pierson Jr	Pietzman	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 036

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Hannegan	Hurst	Lavender	Marshall	McCann Beatty
McCreery	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Pogue	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Anders	Black	Brown 94	Burns	Cookson
Curtis	Dinkins	Grier	Kolkmeyer	Mathews
Neely	Newman	Nichols	Peters	Pike
Reisch	Rone	Runions	Smith 85	Stacy
Tate				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2008, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2008** was read the third time and passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 10	Conway 104

Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Matthiesen	May	McDaniel	McGaugh
Meredith 71	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 028

Adams	Arthur	Barnes 28	Beck	Brown 27
Burnett	Butler	Carpenter	Ellebracht	Ellington
Franks Jr	Green	Lavender	Marshall	McCann Beatty
McCreery	McGee	Merideth 80	Morgan	Pogue
Revis	Roberts	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Brown 94	Burns	Cookson	Curtis
Fitzwater	Gray	Mathews	Mitten	Mosley
Newman	Nichols	Peters	Runions	Schroer
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2009, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2009** was read the third time and passed by the following vote:

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AYES: 118

Adams	Alferman	Anderson	Andrews	Austin
Bahr	Bangert	Baringer	Barnes 60	Baye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Matthiesen
May	McDaniel	McGaugh	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roerber
Rone	Ross	Rowland 155	Ruth	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 030

Arthur	Barnes 28	Beck	Brown 27	Burnett
Carpenter	Ellebracht	Franks Jr	Gray	Hurst
Lavender	Marshall	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Pogue	Revis	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Brown 94	Burns	Cookson	Curtis
Gannon	Mathews	Newman	Nichols	Peters
Runions	Schroer	Smith 85	Stephens 128	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2010, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

Representative Haefner assumed the Chair.

On motion of Representative Fitzpatrick, **HCS HB 2010** was read the third time and passed by the following vote:

AYES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McGaugh	Messenger	Miller	Moon	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 041

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burnett	Butler
Conway 10	Cross	Ellebracht	Ellington	Franks Jr
Gray	Kendrick	Lavender	Marshall	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Morris 140	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 94	Burns	Carpenter	Cookson
Curtis	Newman	Nichols	Peters	Runions
Smith 85				

VACANCIES: 001

Representative Haefner declared the bill passed.

Speaker Richardson resumed the Chair.

HCS HB 2011, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2011** was read the third time and passed by the following vote:

AYES: 110

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 036

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
Marshall	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Pogue	Quade	Razer	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Barnes 60	Brattin	Brown 94	Burns
Carpenter	Cookson	Curtis	Ellebracht	Francis
McCann Beatty	Newman	Nichols	Peters	Runions
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2012, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2012** was read the third time and passed by the following vote:

AYES: 113

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 031

Adams	Arthur	Barnes 28	Beck	Brown 27
Burnett	Butler	Cross	Ellebracht	Ellington
Franks Jr	Gray	Green	Lavender	Marshall
McCreery	McGee	Meredith 71	Merideth 80	Mitten

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Morgan	Mosley	Pogue	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Brown 94	Burns	Carpenter
Conway 10	Cookson	Curtis	Francis	Haefner
Hill	McCann Beatty	Newman	Nichols	Peters
Runions	Smith 85	Stacy		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2013, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2013** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Franks Jr	Frederick	Gannon
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Shumake

Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 005

Ellington	Gray	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 015

Anders	Barnes 60	Brown 94	Burns	Carpenter
Conway 10	Cookson	Curtis	Francis	McCann Beatty
Newman	Nichols	Peters	Runions	Smith 85

VACANCIES: 001

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bill was referred to the Committee indicated:

HCB 12 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1278 - Economic Development
HB 1448 - General Laws
HB 1452 - Crime Prevention and Public Safety
HB 1924 - General Laws
HB 2353 - Special Committee on Employment Security
HB 2367 - Health and Mental Health Policy
HB 2574 - Local Government
HB 2603 - Rules - Administrative Oversight
HB 2612 - Insurance Policy
HB 2624 - Crime Prevention and Public Safety
HB 2660 - Pensions
HB 2670 - Professional Registration and Licensing
HB 2672 - Special Committee on Employment Security
HB 2717 - Ways and Means

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 547 - Agriculture Policy
SCS SB 574 - General Laws
SS SCS SB 600 - General Laws
SB 660 - Health and Mental Health Policy
SB 757 - Transportation
SB 768 - Ways and Means
SCS SB 787 - Agriculture Policy
SB 793 - Judiciary
SB 806 - Judiciary
SCS SB 814 - Transportation
SB 818 - Budget
SB 840 - Health and Mental Health Policy
SB 871 - General Laws
SCS SB 892 - Pensions
SB 909 - General Laws

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was authorized **HCB 17**, relating to agriculture education, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (8): Eggleston, Houghton, Hurst, Kelly (141), Knight, Love, Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (2): Bernskoetter and Morse (151)

Read the first time and copies ordered printed.

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was authorized **HCB 20**, relating to corrections, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (5): Hansen, Henderson, Morse (151), Remole and Roden

Noes (2): Conway (104) and Mosley

Absent (3): Franks Jr., Higdon and Nichols

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2499**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Remole and Roden

Noes (1): Mosley

Absent (3): Franks Jr., Higdon and Nichols

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2549**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Mosley and Roden

Noes (0)

Absent (4): Franks Jr., Higdon, Nichols and Remole

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2632**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Remole and Roden

Noes (1): Mosley

Absent (3): Franks Jr., Higdon and Nichols

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was authorized **HCB 18**, relating to tax credits, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (12): Beck, Berry, Ellebracht, Fitzwater, Green, Grier, Lant, Miller, Pietzman, Plocher, Rehder and Washington

Noes (0)

Absent (1): Knight

Read the first time and copies ordered printed.

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **SS SCS SB 592**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Marshall, McGaugh, Revis, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (3): Alferman, Conway (10) and Higdon

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2339**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Alferman, Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Unsicker and Wiemann

Noes (0)

Absent (5): Haefner, Morris (140), Swan, Wessels and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2284**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Cornejo and Cross

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2523** and **HB 2524**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Cornejo and Cross

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was authorized **HCB 15**, relating to opioids, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (1): Smith (163)

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2354**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Smith (163), Stephens (128), Stevens (46) and Wiemann

Noes (0)

Absent (3): Arthur, Pfautsch and Walker (74)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **SCS SB 718**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Pfautsch and Smith (163)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was authorized **HCB 23**, relating to political subdivisions, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Hannegan

Read the first time and copies ordered printed.

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2295**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Carpenter, Helms, Mathews, McGee, Neely, Ross and Walker (74)

Noes (0)

Absent (4): Franklin, Grier, Sommer and White

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **SS SCS SB 826**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Carpenter, Helms, Mathews, McGee, Neely, Ross, Sommer and Walker (74)

Noes (0)

Absent (3): Franklin, Grier and White

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 2567**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Higdon, Kidd, Lichtenegger, Meredith (71), Roden and Sommer

Noes (1): Ellington

Absent (4): Curtis, Curtman, Green and McDaniel

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 2552**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Andrews, Burnett, Green, Harris, McGee, Pietzman and Wilson

Noes (0)

Absent (5): Cross, Gregory, Henderson, Kelley (127) and Stephens (128)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 5237**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (6): Bangert, Cookson, Matthiesen, Miller, Nichols and Spencer

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2403**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (6): Bangert, Cookson, Matthiesen, Miller, Nichols and Spencer

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2460**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bangert, Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (5): Cookson, Matthiesen, Miller, Nichols and Spencer

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2564**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus and Tate

Noes (0)

Absent (6): Bangert, Cookson, Matthiesen, Miller, Nichols and Spencer

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was authorized **HCB 14**, relating to the designation of state highways, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

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Ayes (8): Burns, Corlew, Hurst, Kolkmeyer, Korman, Reiboldt, Ruth and Tate

Noes (2): Cornejo and Runions

Absent (1): May

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2092**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Burns, Corlew, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (2): Cornejo and Hurst

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2545**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2594**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, May, Reiboldt, Runions, Ruth and Tate

Noes (1): Korman

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2689**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Cornejo, Kolkmeyer, Korman, May, Reiboldt, Ruth and Tate

Noes (4): Burns, Corlew, Hurst and Runions

Absent (0)

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HCR 87**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Bondon, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (2): Berry and DeGroot

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2666**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Henderson, Justus, Lant, Lauer, Pietzman, Revis and Roberts

Noes (0)

Absent (2): Hansen and Mosley

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2673**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Evans, Fitzwater, Henderson, Justus, Lant, Lauer and Pietzman

Noes (3): Mosley, Revis and Roberts

Absent (1): Hansen

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1410**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (3): Butler, Lavender and Shull (16)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2334**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2351**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2364**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2562**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS SS SCS SB 775**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (3): Brown (94), Curtis and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 2014**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#2 SCS SB 590** entitled:

An act to repeal sections 253.545, 253.550, 253.559, and 620.1900, RSMo, and to enact in lieu thereof four new sections relating to historic buildings, with an emergency clause.

Emergency clause defeated.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 652** entitled:

An act to repeal sections 57.117 and 57.450, RSMo, and to enact in lieu thereof two new sections relating to county sheriffs.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 666** entitled:

An act to amend chapter 285, RSMo, by adding thereto ten new sections relating to the regulation of the tri-party employment relationship, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 693** entitled:

An act to repeal sections 475.050 and 475.075, RSMo, and to enact in lieu thereof two new sections relating to the appointment of a guardian or conservator for certain persons.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 782** entitled:

An act to repeal sections 260.262, 260.380, 260.475, 444.768, 444.772, 640.620, 644.054, and 644.057, RSMo, and to enact in lieu thereof eleven new sections relating to the department of natural resources.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 850** entitled:

An act to repeal sections 193.265, 210.145, 210.150, 210.152, 210.498, 453.015, 453.030, 453.080, 453.121, and 610.021, RSMo, and to enact in lieu thereof eleven new sections relating to records involving children.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 862** entitled:

An act to repeal sections 324.920 and 324.925, RSMo, and to enact in lieu thereof two new sections relating to electrical contractors.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 884** entitled:

An act to repeal section 144.087, RSMo, and to enact in lieu thereof one new section relating to bonding requirements of retail sales licensees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 917** entitled:

An act to repeal section 260.242, RSMo, and to enact in lieu thereof one new section relating to coal ash.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 919** entitled:

An act to repeal sections 302.170, 302.173, 302.174, and 302.720, RSMo, and to enact in lieu thereof four new sections relating to licenses to operate motor vehicles, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 981** entitled:

An act to repeal sections 287.127, 287.690, and 287.715, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 990** entitled:

An act to repeal section 162.441, RSMo, and to enact in lieu thereof one new section relating to the attachment of school districts to community college districts.

In which the concurrence of the House is respectfully requested.

The following member's presence was noted: Curtis.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 11:00 a.m., Monday, April 2, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, April 4, 2018, Upon conclusion of morning session, House Hearing Room 3.

Public hearing will be held: HB 2320, HB 2406, HB 2535, SB 563

Executive session may be held on any matter referred to the committee.

Hearing time changed.

CORRECTED

CHILDREN AND FAMILIES

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CHILDREN AND FAMILIES

Tuesday, April 10, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1867, HB 2159, HB 2589, HJR 53

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

CANCELLED

ECONOMIC DEVELOPMENT

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1466

Executive session will be held: HCR 77, HB 1438, SCS SB 629

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1315, HB 1826, HB 2494

Executive session will be held: HB 2332, HB 2555, SB 681

Executive session may be held on any matter referred to the committee.

Added HB 2494.

AMENDED

FISCAL REVIEW

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, April 3, 2018, 12:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1882, HB 1993, HB 2131, HB 2370, HB 2413

Executive session will be held: HB 2158

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1891, HB 1331, HB 2636, HB 1255, SB 806, SB 793

Executive session will be held: HB 1399, HB 2262

Executive session may be held on any matter referred to the committee.

Witness testimony is limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, April 4, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 11

Executive session will be held: HCB 11, HCS HB 1423, HB 1664, HCS HB 2125, HCS HB 2153, HCS HB 2180, HCS HB 2306, HCS HB 2335, HCS HB 2383, HCS HB 2411, HCS HB 2506, HB 2538, SS SCS SB 592, SB 649

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 3.

Public hearing will be held: HCB 16

Executive session will be held: HCB 16, HB 1353, HCS HB 1356, HB 1590, HCS HB 1722, HCS HB 2397, HB 2409, HB 2460, HCS HBs 2523 & 2524, HB 2527

Executive session may be held on any matter referred to the committee.

If committee must reconvene to finish business, we will be in HR 5 upon adjournment.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1825

Executive session will be held: SCS SB 644, HCR 89

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, April 3, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: SS SB 608

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, April 4, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Executive session will be held: HB 2425, HR 5612, HB 2522

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, April 2, 2018, 12:00 PM, 401 Monroe Street, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON PORTS

Wednesday, April 4, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion on changes to the forms for AIM Zones.

TRANSPORTATION

Wednesday, April 4, 2018, 8:30 AM, House Hearing Room 5.

Public hearing will be held: SB 757, SCS SB 814

Executive session will be held: HJR 84

Executive session may be held on any matter referred to the committee.

Transportation Committee will be from 8:30 - 9:00 AM.

VETERANS

Tuesday, April 3, 2018, 1:00 PM, House Hearing Room 3.

Public hearing will be held: HB 2466

Executive session will be held: HB 2466, HCR 88

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, April 3, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 3.

Public hearing will be held: HB 2620

Executive session will be held: HB 2168

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-SEVENTH DAY, MONDAY, APRIL 2, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 14
HCB 15
HCB 17
HCB 18
HCB 20
HCB 23

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher

HCS HB 2119 - Mathews
HCS HB 1611 - Trent
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 2179 - Richardson
HB 1795 - Bernskoetter
HCS HB 2157 - Bahr

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 2031 - Sommer
HB 1369 - Sommer
HCS HB 2339 - Lynch
HB 1266 - Lichtenegger
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1257 - Schroer
HCS HB 2105, E.C. - Frederick
HB 1516 - Wiemann

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1486 - Kelly (141)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

SENATE BILLS FOR SECOND READING

SS#2 SCS SB 590
SS SCS SB 652
SS SB 666
SB 693
SS SCS SB 782
SB 850
SCS SB 862
SB 884
SCS SB 917
SB 919
SB 981
SCS SB 990

BILLS CARRYING REQUEST MESSAGES

SS SCS HB 1291, as amended (request Senate recede/grant conference) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-SECOND DAY, FRIDAY, MARCH 23, 2018

The House met pursuant to adjournment.

Representative Alferman in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Cully Ross.

HOUSE RESOLUTIONS

Representative Alferman offered House Resolution No. 6009.

HOUSE RESOLUTION NO. 6009

WHEREAS, due to the number of items contained in House appropriations bills numbered 2001 to 2013, it is necessary to place a limitation on the total time of floor debate on such appropriations bills:

NOW THEREFORE BE IT RESOLVED that the Missouri House of Representatives, Ninety-ninth General Assembly, adopt a temporary rule designating a six-hour limitation on the total time of floor debate allowed for the purpose of discussing House appropriations bills numbered 2001 to 2013 for perfection. Such time shall be divided equally between, and controlled by, the budget committee chair and the ranking minority member of the budget committee, or their respective designees. The budget committee chair shall have the right to have the final one minute of designated time. If time has been allocated and unused by either side after House appropriations bills numbered 2001 to 2013 have all been discussed and no member from that side is seeking recognition to further discuss any of the House appropriations bills numbered 2001 to 2013, the Speaker may declare additional time waived and recognize the members of the other side to complete the use of their time. Nothing in this rule shall entitle any member to speak longer than the House Rules otherwise allow.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 547, relating to industrial hemp, with penalty provisions.

SS SCS SBs 603, 576 & 898, relating to virtual education, with an effective date.

SS SB 705, relating to rate adjustments outside of general rate proceedings for certain public utilities.

SS SCS SB 707, relating to vehicle sales, with existing penalty provisions.

SB 743, relating to bonding requirements for treasurers of seven-director school districts.

SB 773, relating to income tax for certain nonresidents.

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 2101, HB 2192 and HB 2221.**

COMMITTEE CHANGES

March 22, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Elections and Elected Officials and appoint Representative Mike Revis. I also appoint Representative Joe Adams as the minority ranking member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Alferman, Barnes (28), Brown (27), Harris, Hurst, Kelley (127), Kendrick, Vescovo, Walker (3), and Wood.

ADJOURNMENT

On motion of Representative Alferman, the House adjourned until 4:00 p.m., Monday, March 26, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, March 27, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session will be held: HCB 12

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 20, HB 2499

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986

Executive session will be held: HCB 20, HB 2632

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993

Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259

Executive session may be held on any matter referred to the committee.

Added HB 1993.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 18

Executive session will be held: SS SCS SB 549

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 7.

Public hearing will be held: SB 681, HB 2555

Executive session will be held: HB 1712, HB 1847

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 2657

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later),
House Hearing Room 6.

Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531,
SS SCS HB 1838

Executive session may be held on any matter referred to the committee.

CORRECTED

GENERAL LAWS

Monday, March 26, 2018, 12:00 PM, House Hearing Room 4.

Public hearing will be held: HB 2527, HB 2523, HB 2524, SB 581, SB 625, HCS HB 1802

Executive session will be held: HB 2232, HB 2284, HB 2580

Executive session may be held on any matter referred to the committee.

Added HB 1802.

AMENDED

GOVERNMENT EFFICIENCY

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2420, HB 2416

Executive session will be held: HB 2263, HB 2590, HB 2621, HB 2415

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354

Executive session will be held: HCB 15, SCS SB 718

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: SS SB 597

Executive session will be held: SS SB 597

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY

Monday, March 26, 2018, 2:30 PM, House Hearing Room 4.

Executive session will be held: HB 2562

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1255, HB 1399, HB 1891, HB 2262, HB 2459

Executive session will be held: HB 2223, HB 2410, HB 1725, HB 2121

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session will be held: HCS HB 1363, HB 1431, HCS HB 1432, HCS HB 2038,
HB 2111, HCS HB 2115, HCS HB 2257, HCS HB 2356, HB 2453, SS#5 SB 564, HRB 2
Executive session may be held on any matter referred to the committee.

Removing HB 1357.

AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later),
House Hearing Room 7.

Public hearing will be held: SCS SB 644, HR 5214, HB 1975, HCR 89

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, March 26, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: SS SB 608

Executive session will be held: HB 1793, HB 2089, HB 2108, HB 2434

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 2464, HB 2745

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, March 27, 2018, 12:00 PM, 401 Monroe Street, Jefferson City, Missouri.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri
Constitution.

VETERANS

Tuesday, March 27, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2466, HCR 88

Executive session will be held: HB 2681

Executive session may be held on any matter referred to the committee.

Time change from 8:00 AM to 9:00 AM.

CORRECTED

WAYS AND MEANS

Monday, March 26, 2018, 2:30 PM, House Hearing Room 1.

Public hearing will be held: HB 2168

Executive session will be held: HB 2638, HB 2168

Executive session may be held on any matter referred to the committee.

HB 2168 has been added to the hearing schedule, and the time has changed to 2:30 PM.

AMENDED

HOUSE CALENDAR

FORTY-THIRD DAY, MONDAY, MARCH 26, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2001 - Fitzpatrick
HCS HB 2002 - Fitzpatrick
HCS HB 2003 - Fitzpatrick
HCS HB 2004 - Fitzpatrick
HCS HB 2005 - Fitzpatrick
HCS HB 2006 - Fitzpatrick
HCS HB 2007 - Fitzpatrick
HCS HB 2008 - Fitzpatrick
HCS HB 2009 - Fitzpatrick
HCS HB 2010 - Fitzpatrick
HCS HB 2011 - Fitzpatrick
HCS HB 2012 - Fitzpatrick
HCS HB 2013 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2031 - Sommer
HB 1369 - Sommer
HB 1266 - Lichtenegger
HCS HB 2339 - Lynch
HB 1795 - Bernskoetter
HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer

HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HBs 2280, 2120, 1468 & 1616 – Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner

HOUSE BILLS FOR THIRD READING - CONSENT

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, (Fiscal Review 3/15/18) - Cookson
SS SCS HB 1838, (Fiscal Review 3/15/18) - Bernskoetter
SS HB 1504, (Fiscal Review 3/15/18) - Reiboldt
SS HB 1531, as amended (Fiscal Review 3/15/18) - DeGroot
SS SCS HB 1291, as amended (Fiscal Review 3/15/18) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross
HR 6009 - Alferman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-EIGHTH DAY, MONDAY, MARCH 12, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Becky Ruth.

Dear Heavenly Father:

We come to You today not just as individuals with our own wants and needs, but as one body, together in prayer, to ask for Your guidance and to grant us discernment, fortitude and wisdom. In James 3:17 we are told, *But the wisdom from above is first pure, then peaceable, gentle, open to reason, full of mercy and good fruits, impartial and sincere*. Let us remember this as we continue our work not only today but each and every day. Remind us to be humble and gracious in all that we do. Help us to always find our servant's heart, and we ask that You continue to bless those here today and our loved ones at home.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Kaleb Stacy.

The Journal of the thirty-seventh day was approved as corrected by the following vote:

AYES: 119

Adams	Anders	Anderson	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Frederick	Gray	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Nichols	Pfausch
Phillips	Pierson Jr	Pike	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Reisch

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Revis	Rhoads	Roberts	Roden	Ross
Rowland 155	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Ellington

PRESENT: 002

Franks Jr Rowland 29

ABSENT WITH LEAVE: 040

Alferman	Andrews	Barnes 60	Bernskoetter	Brattin
Brown 57	Brown 94	Cookson	Curtis	Curtman
Davis	DeGroot	Fitzpatrick	Franklin	Gannon
Green	Haefner	Hill	Kidd	May
McCann Beatty	McDaniel	Messenger	Morse 151	Mosley
Muntzel	Neely	Newman	Peters	Pietzman
Rehder	Remole	Roeber	Rone	Shaul 113
Smith 85	Spencer	Tate	Walker 74	Wilson

VACANCIES: 001

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 592, relating to elections, with existing penalty provisions and effective dates for certain sections.

SS SCS SB 600, relating to professional employer organizations, with penalty provisions.

SS SCS SBs 627 & 925, relating to agriculture.

SCS SBs 632 & 675, relating to tax credits for contributions to certain benevolent organizations.

SB 683, relating to transportation of cranes.

SB 793, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

SS SB 881, relating to special license plates.

SS SB 882, relating to the Missouri higher education savings program.

SS SCS SBs 894 & 921, relating to education curriculum involving science and technology.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (1): Morgan

Absent (1): Fraker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Haefner

PERFECTION OF HOUSE BILLS

HB 1578, relating to civil procedure in tort claims, was taken up by Representative Kolkmeier.

On motion of Representative Kolkmeier, the title of **HB 1578** was agreed to.

Representative Kolkmeier offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by deleting the word "**independently**" and inserting in lieu thereof the word "**independent**"; and

Further amend said bill, page and section, Lines 22 to 32, by deleting all of said lines and inserting in lieu thereof the following:

"(2) Each plaintiff can establish proper venue against each defendant, independent of the claims against any other defendant. Except that, if the court finds that one or more defendants are indispensable and if there is no venue in which the plaintiff can establish proper venue against each defendant independent of the claims against the other defendants, then venue shall lie in the county where the plaintiff was first injured.

3. All parties for which proper personal jurisdiction or venue cannot be independently established shall be deemed misjoined. Misjoined parties may be joined only where all parties to the action, including parties later added to the action, waive objection to the misjoinder. Proceedings against any misjoined parties shall otherwise be governed by the provisions of section 507.050. The requirements under this section are procedural.

4. Notwithstanding any other provision of law to the contrary, if two or more plaintiffs were first injured in a state of the United States, other than the state of Missouri, as a result of a single occurrence in which injuries occurred simultaneously, the plaintiffs may be joined in one action in Cole County, in addition to any other proper venue as established by this section."; and

Further amend said bill and page, Section 507.050, Line 7, by deleting said line and inserting in lieu thereof the following:

"in which venue exists upon the motion of any party. For any claim that has already been filed but for which the court has not issued a final judgment as of the effective date of this act, all pretrial rulings made by the transferring court may only be reconsidered for good cause. If there is no county in Missouri in"; and

Further amend said bill, Pages 2 to 3, Section 508.010, Lines 1 to 4, by deleting said lines and inserting in lieu thereof the following:

"508.010. 1. There shall be only one principal place of residence for each party to an action. As used in this section, "principal place of residence" shall [mean the county which is the main place where an individual resides in the state of Missouri. There shall be a rebuttable presumption that the county of voter registration at the time of injury is the principal place of residence. There shall be only one principal place of residence.] be determined as follows:"; and

Further amend said bill and section, Page 3, Lines 6, 11 and 13, by deleting each occurrence of the word **"residence."** and inserting in lieu thereof the word **"residence;"**; and

Further amend said bill, page and section, Lines 7 to 9, by deleting said lines and inserting in lieu thereof the following:

"(2) Notwithstanding subdivision (1) of this subsection, for an individual whose conduct at issue was alleged in at least one count to be in the course and scope of his or her employment with a corporation, the individual's principal place of residence for venue purposes shall be deemed to be the applicable corporation's principal place of residence;"; and

Further amend said bill and section, Pages 3 to 4, Lines 28 to 51, by deleting said lines and inserting in lieu thereof the following:

"county in this state.

3. The term "tort" shall include claims based upon improper health care, under the provisions of chapter 538.

4. Notwithstanding any other provision of ~~law~~ **this section to the contrary**, in all actions in which there is any count alleging a tort **or a claim for uninsured or underinsured motorist benefits**, and in which the plaintiff was first injured in the state of Missouri, venue shall be in the county where the plaintiff was first injured by the ~~wrongful~~ acts or ~~negligent~~ conduct alleged in the action. **In all actions in which there is any count against an insurer, whether in tort or contract, regarding the rights, benefits, or duties under an insurance contract or any action arising from an insurance contract, other than claims for uninsured or underinsured motorist coverage, venue shall be determined as described in subsection 6 of this section.**

5. Notwithstanding any other provision of law, in all actions in which there is any count alleging a tort **or a claim for uninsured or underinsured motorist benefits** and in which the plaintiff was first injured outside the state of Missouri, venue **as to that individual plaintiff** shall be determined as follows:

(1) If the defendant is a corporation, then venue shall be in ~~any~~ **the** county where ~~a~~ **the** defendant ~~corporation's registered agent is located~~ **has its principal place of residence** or, if the plaintiff's principal place of residence was in the state of Missouri on the date the plaintiff was first injured, then venue may be in the county of the plaintiff's principal place of residence on the date the plaintiff was first injured;

(2) If the defendant is an individual, then venue shall be in ~~any~~ **the** county ~~of~~ **where** the ~~individual defendant's~~ **defendant** **has his or her** principal place of residence in the state of Missouri, **which for venue purposes shall be deemed to be that of his or her employer corporation if any count alleges conduct in the course and scope of his or her employment with that corporation**, or, if the plaintiff's principal place of residence was in the state of Missouri on the date"; and

Further amend said bill and section, Page 4, Line 67, by deleting all of said line and inserting in lieu thereof the following:

"6. Notwithstanding any other provision of this section to the contrary, in all actions in which there is any count against an insurer, whether in tort or contract, regarding the rights, benefits, or duties under an insurance contract or any action arising from an insurance contract, including but not limited to claims of bad faith, refusal to settle, claims under section 375.296, or claims under section 375.420, venue shall be in the county either of the insurer's principal place of residence or if the insured was a resident of Missouri at the time the insurance contract was issued, the insured's principal place of residence at the time the insurance contract was issued, or the county where the injury occurred that resulted in the underlying claim against the insured. Venue shall be determined by this subsection even if the insured's rights or claims under the policy have been assigned or otherwise transferred to another party. However, intervention by an insurer in an action pursuant to section 537.065 shall not affect the venue of the action. The provisions of this subsection shall not apply to any action against an insurer relating to uninsured motorist coverage or underinsured motorist coverage, including any action to enforce such coverage.

7. Any action, in which any county shall be a plaintiff, may be commenced and"; and

Further amend said bill and section, Page 5, Lines 103 to 109, by deleting all of said lines and inserting in lieu thereof the following:

"19. For the purposes of this section, a domestic insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. A foreign insurance company shall be deemed to reside in, and be a resident of, the county where its registered office is maintained. If a foreign insurance company does not maintain a registered office in any county in Missouri, the foreign insurance company shall be deemed to reside in, and be a resident of, Cole County."; and

Further amend said bill and section, Pages 4 to 5, by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Kolkmeyer, **House Amendment No. 1** was adopted.

Representative White offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by inserting after the word "**plaintiff**" the following:

"; except that, if two or more plaintiffs in a civil action in which there is a count alleging a tort could otherwise establish venue in adjoining counties, and if each such county has fewer than one hundred fifty thousand inhabitants, then the plaintiffs may be joined in a single action in one of the adjoining counties"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Gregory offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 6, by inserting immediately after the phrase "**adjoining counties**" on said line the following:

". In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less"; and

Further amend said amendment and page, Line 14, by inserting immediately after the phrase "**counties**" on said line the following:

". In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 2 was withdrawn.

Representative Gregory offered **House Amendment No. 2 to House Amendment No. 2.**

House Amendment No. 2
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 7, by inserting immediately after the word "**counties**" on said line the following:

". In addition, a plaintiff having proper venue in a county having a population of seventy-five thousand or less inhabitants may join in another action currently pending in a proper venue of another county with a population of seventy-five thousand inhabitants or less"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Gregory, **House Amendment No. 2 to House Amendment No. 2** was adopted.

Speaker Richardson resumed the Chair.

Representative Ross offered **House Amendment No. 3 to House Amendment No. 2.**

House Amendment No. 3
to
House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1578, Page 1, Line 7, by inserting after all of said line the following:

"Further amend said bill, Page 6, Section 537.762, Line 26, by inserting after all of said section and line the following:

"Section 1. The provisions of this bill shall not apply to any civil action pending on or before May 18, 2018."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ross, **House Amendment No. 3 to House Amendment No. 2** was adopted by the following vote, the ayes and noes having been demanded by pursuant to Article III, Section 26 of the Constitution:

AYES: 083

Adams	Anders	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Conway 104
Cookson	Cornejo	Cross	Curtis	Dinkins
Dogan	Eggleston	Ellebracht	Ellington	Evans
Fitzwater	Franks Jr	Gray	Green	Grier
Harris	Helms	Hurst	Kelly 141	Kendrick
Kidd	Korman	Lavender	Lichtenegger	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Nichols
Pierson Jr	Pietzman	Plocher	Quade	Razer
Rehder	Remole	Revis	Roberts	Roden
Rone	Ross	Rowland 29	Runions	Schroer
Spencer	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels	Wood		

NOES: 063

Austin	Basye	Bernskoetter	Black	Brown 57
Chipman	Christofanelli	Corlew	Curtman	DeGroot
Dohrman	Engler	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Haahr
Hannegan	Hansen	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Knight
Kolkmeyer	Lant	Love	Lynch	McGaugh
Miller	Muntzel	Neely	Pfautsch	Pike
Pogue	Redmon	Reiboldt	Reisch	Roeber
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walsh
White	Wiemann	Mr. Speaker		

PRESENT: 000

ABSENT WITH LEAVE: 016

Alferman	Bahr	Berry	Brown 94	Davis
Haefner	Kelley 127	Lauer	McDaniel	Messenger
Newman	Peters	Phillips	Rhoads	Smith 85
Wilson				

VACANCIES: 001

Representative Roberts offered **House Substitute Amendment No. 1 for House Amendment No. 2.**

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Bill No. 1578, Page 2, Section 507.040, Line 18, by inserting after the word "**plaintiff**" the following:

"; except that, if two or more plaintiffs in a civil action in which there is a count alleging a tort could otherwise establish venue in adjoining counties, and if each such county has fewer than one million inhabitants, then the plaintiffs may be joined in a single action in one of the adjoining counties"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 2 was withdrawn.

On motion of Representative White, **House Amendment No. 2, as amended**, was adopted.

On motion of Representative Kolkmeier, **HB 1578, as amended**, was ordered perfected and printed.

HCS HB 1443, relating to temporary assistance for needy families benefits, with penalty provisions, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HCS HB 1443** was agreed to.

Representative Eggleston offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1443, Page 2, Section 208.024, Line 54, by deleting all of said line and inserting in lieu thereof the following:

"subsection if the department determines that a waiver is necessary for such implementation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher assumed the Chair.

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

Representative Kelly (141) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1443, Page 1, Section 208.024, Lines 11 and 12, by deleting said lines and inserting in lieu thereof the following:

"For any offense under this subsection, a TANF recipient shall lose his or her TANF benefits as follows:

(1) For the first occurrence of noncompliance, the individual shall be disqualified for three months;

(2) For the second occurrence of noncompliance, the individual shall be disqualified for six months;

and

(3) For any third or subsequent occurrence of noncompliance, the individual shall be disqualified for a period of five years.

An individual may resume participation in the program at the end of a disqualification period if the individual applies again."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Evans raised a point of order that members were in violation of Rule 85.

Representative Plocher requested a parliamentary ruling.

The Parliamentary Committee took the point of order under advisement and asked members to confine their remarks to the question under debate.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lauer	Lichtenegger	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Morris 140	Morse 151
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71

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Merideth 80	Morgan	Mosley	Nichols	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 027

Arthur	Barnes 60	Basye	Beard	Brown 94
Chipman	Ellebracht	Houx	Kidd	Korman
Lant	Love	McDaniel	Messenger	Miller
Mitten	Moon	Muntzel	Newman	Peters
Reisch	Roden	Schroer	Smith 85	Sommer
Stevens 46	Wilson			

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 2** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

Representative Ellington moved that **HCS HB 1443, as amended**, be recommitted to the committee of origin.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Rowland 155	Ruth	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 038

Adams	Anders	Baringer	Barnes 28	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green

Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 024

Arthur	Bangert	Barnes 60	Basye	Brown 94
Burns	Conway 10	Cookson	Corlew	Curtman
Justus	Korman	McDaniel	Messenger	Mitten
Moon	Newman	Peters	Ross	Schroer
Shumake	Smith 85	Stevens 46	Wilson	

VACANCIES: 001

Representative Ellington again moved that **HCS HB 1443, as amended**, be recommitted to the committee of origin.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 038

Adams	Anders	Bangert	Baringer	Beck
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

NOES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roerber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy

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Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 018

Arthur	Barnes 28	Basye	Brown 94	Burns
Conway 10	Cookson	Corlew	Korman	McDaniel
Messenger	Mosley	Newman	Peters	Smith 85
Stephens 128	Stevens 46	Wilson		

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Basye	Brown 94	Burns	Conway 10
Cookson	Gray	Korman	May	McDaniel
Messenger	Mitten	Newman	Peters	Smith 85
Stevens 46	Walker 74	Wilson		

VACANCIES: 001

On motion of Representative Eggleston, **HCS HB 1443, as amended**, was adopted.

On motion of Representative Eggleston, **HCS HB 1443, as amended**, was ordered perfected and printed.

HCS HB 1486, relating to the supplemental nutrition assistance program, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HCS HB 1486** was agreed to.

Representative Kelly (141) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1486, Page 1, Section 208.246, Lines 14 and 15, by deleting said lines and inserting in lieu thereof the following:

"(3) For the third or subsequent occurrence of noncompliance, the individual shall be disqualified for a period of five years."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by deleting the words "**five years**" and inserting in lieu thereof the words "**one year**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Evans raised a point of order that members were in violation of Rule 85.

The Chair asked members to confine their remarks to the question under debate.

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

Representative Dogan offered **House Amendment No. 2 to House Amendment No. 1**.

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by deleting the words "**five years**" and inserting in lieu thereof the words "**two year**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 2 to House Amendment No. 1** was adopted.

Representative Curtis offered **House Amendment No. 3 to House Amendment No. 1**.

House Amendment No. 3
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill No. 1486, Page 1, Section 208.246, Lines 10-11, by deleting the phrase "**be disqualified for three months**" and inserting in lieu thereof the phrase "**receive a verbal warning**"; and

Further amend said bill, page and section, Line 13, by deleting said line and inserting in lieu thereof the following:

"for three months;"; and

Further amend said bill, page and section, Lines 14"; and

Further amend said amendment and page, Line 5, by deleting said line and inserting in lieu thereof the following:

"disqualified for a period of six months; and

(4) For the fourth occurrence of noncompliance, the individual shall be disqualified for a period of one year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Wood raised a point of order that **House Amendment No. 3 to House Amendment No. 1** amends previously amended material.

The Chair ruled the point of order well taken.

Representative Pogue offered **House Amendment No. 4 to House Amendment No. 1**.

House Amendment No. 4
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1486, Page 1, Line 5, by inserting the following after all of said line:

"Further amend said bill and section, Page 2, Line 22, by inserting the following after all of said line:

"5. Implementation of the provisions of this section shall be accomplished using existing resources.";
and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis raised a point of order that members were in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Black	Bondon	Brattin
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Sommer	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 033

Adams	Anders	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 034

Arthur	Bangert	Baringer	Barnes 60	Basye
Berry	Brown 57	Brown 94	Conway 10	Cookson
Curtman	Davis	Ellebracht	Ellington	Engler

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Gray	Hansen	Higdon	Kelley 127	Korman
Messenger	Mitten	Neely	Newman	Nichols
Peters	Pierson Jr	Rehder	Roden	Smith 85
Smith 163	Stevens 46	Tate	Wilson	

VACANCIES: 001

On motion of Representative Pogue, **House Amendment No. 4 to House Amendment No. 1** was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 105

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Barnes 28	Beard
Berry	Black	Brattin	Brown 27	Burns
Butler	Carpenter	Chipman	Christofanelli	Cornejo
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Hannegan	Harris
Henderson	Houghton	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Miller	Moon
Morris 140	Morse 151	Mosley	Muntzel	Pfautsch
Pietzman	Pike	Plocher	Pogue	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Mr. Speaker

NOES: 035

Bahr	Baringer	Beck	Bernskoetter	Bondon
Burnett	Conway 104	Corlew	Cross	Eggleston
Engler	Fraker	Gannon	Haefner	Helms
Hill	Houx	Lavender	Lichtenegger	May
Meredith 71	Merideth 80	Morgan	Nichols	Phillips
Quade	Razer	Redmon	Rowland 155	Shull 16
Stephens 128	Swan	Unsicker	Washington	Wood

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Basye	Brown 57	Brown 94	Conway 10
Cookson	Ellebracht	Ellington	Gray	Hansen
Higdon	Korman	Messenger	Mitten	Neely
Newman	Peters	Pierson Jr	Rehder	Smith 85
Stevens 46	Wilson			

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Beard	Bernskoetter	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Helms	Henderson	Hill	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeier	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfausch	Phillips	Pietzman	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Franks Jr
Green	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 029

Barnes 60	Basye	Berry	Black	Brown 57
Brown 94	Conway 10	Cookson	Curtman	Ellington
Gray	Hansen	Higdon	Houghton	Kelley 127
Korman	Messenger	Mitten	Morgan	Neely
Newman	Nichols	Peters	Pierson Jr	Rehder
Smith 85	Smith 163	Stevens 46	Wilson	

VACANCIES: 001

On motion of Representative Kelly (141), **House Amendment No. 1, as amended**, was adopted.

Representative Ross assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 088

Alferman	Anderson	Andrews	Austin	Beard
Bernskoetter	Black	Bondon	Christofanelli	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Kelly 141	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Mr. Speaker		

NOES: 038

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Morgan	Mosley	Quade	Razer
Revis	Roberts	Rowland 29	Runions	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 036

Bahr	Barnes 60	Basye	Berry	Brattin
Brown 57	Brown 94	Chipman	Conway 10	Conway 104
Cookson	Cross	Evans	Fraker	Gray
Haahr	Haefner	Higdon	Justus	Kelley 127
Kidd	Korman	Messenger	Miller	Mitten
Newman	Nichols	Peters	Phillips	Pierson Jr
Rehder	Smith 85	Stevens 46	Wiemann	Wilson
Wood				

VACANCIES: 001

On motion of Representative Kelly (141), **HCS HB 1486, as amended**, was adopted.

On motion of Representative Kelly (141), **HCS HB 1486, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 091

Alferman	Anderson	Andrews	Austin	Beard
Berry	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Cornejo	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haefner	Hannegan	Hansen	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Knight	Kolkmeier	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	McDaniel	McGaugh	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Mr. Speaker				

NOES: 050

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Beck	Bernskoetter
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Corlew	Curtis	Ellebracht	Ellington
Franks Jr	Green	Harris	Helms	Kendrick
Kidd	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Remole	Revis	Roberts	Rowland 29	Runions
Unsicker	Walker 74	Washington	Wessels	Wood

PRESENT: 000

ABSENT WITH LEAVE: 021

Basye	Brown 57	Brown 94	Cookson	Cross
Fraker	Gray	Haahr	Higdon	Korman
Messenger	Miller	Mitten	Newman	Peters
Phillips	Rehder	Smith 85	Stevens 46	Wiemann
Wilson				

VACANCIES: 001

HCS HB 1388, relating to certain sports contests, was taken up by Representative Gregory.

On motion of Representative Gregory, the title of **HCS HB 1388** was agreed to.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Barnes 60
Beard	Bernskoetter	Black	Bondon	Brattin
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Knight	Kolkmeier	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McDaniel
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 033

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Curtis	Franks Jr	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Merideth 80	Morgan	Mosley	Pierson Jr
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 036

Alferman	Basye	Berry	Brown 57	Brown 94
Cookson	Cross	Ellebracht	Ellington	Fraker
Franklin	Gray	Green	Higdon	Kelley 127
Kidd	Korman	Mathews	McGaugh	Meredith 71
Messenger	Mitten	Muntzel	Newman	Nichols
Peters	Phillips	Pietzman	Rehder	Smith 85
Spencer	Stacy	Stevens 46	Walker 74	Wessels
Wilson				

VACANCIES: 001

On motion of Representative Gregory, **HCS HB 1388** was adopted.

On motion of Representative Gregory, **HCS HB 1388** was ordered perfected and printed.

Speaker Richardson resumed the Chair.

HB 1719, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HB 1719** was agreed to.

Representative Grier offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1719, Pages 1-2, Section 302.272, Lines 1-32, by removing all of said section and lines; and

Further amend said bill, Pages 2-3, Section 302.705, Lines 1-18, by removing all of said section and lines; and

Further amend said bill, Pages 3-9, Section 319.306, Lines 1-245, by removing all of said section and lines; and

Further amend said bill, Page 10, Section 324.013, Line 7, by inserting immediately after the word "**to**" the following:

"operate a school bus owned by or under contract with a public school or the state board of education, transport hazardous material, use explosives, or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1** was adopted.

Representative Helms offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1719, Page 22, Section 374.784, Line 25, by inserting after all of said line the following:

"632.005. As used in chapter 631 and this chapter, unless the context clearly requires otherwise, the following terms shall mean:

(1) "Comprehensive psychiatric services", any one, or any combination of two or more, of the following services to persons affected by mental disorders other than intellectual disabilities or developmental disabilities: inpatient, outpatient, day program or other partial hospitalization, emergency, diagnostic, treatment, liaison, follow-up, consultation, education, rehabilitation, prevention, screening, transitional living, medical prevention and treatment for alcohol abuse, and medical prevention and treatment for drug abuse;

(2) "Council", the Missouri advisory council for comprehensive psychiatric services;

(3) "Court", the court which has jurisdiction over the respondent or patient;

(4) "Division", the division of comprehensive psychiatric services of the department of mental health;

(5) "Division director", director of the division of comprehensive psychiatric services of the department of mental health, or his designee;

(6) "Head of mental health facility", superintendent or other chief administrative officer of a mental health facility, or his designee;

(7) "Judicial day", any Monday, Tuesday, Wednesday, Thursday or Friday when the court is open for business, but excluding Saturdays, Sundays and legal holidays;

(8) "Licensed physician", a physician licensed pursuant to the provisions of chapter 334 or a person authorized to practice medicine in this state pursuant to the provisions of section 334.150;

(9) "Licensed professional counselor", a person licensed as a professional counselor under chapter 337 and with a minimum of one year training or experience in providing psychiatric care, treatment, or services in a psychiatric setting to individuals suffering from a mental disorder;

(10) "Likelihood of serious harm" means any one or more of the following but does not require actual physical injury to have occurred:

(a) A substantial risk that serious physical harm will be inflicted by a person upon his own person, as evidenced by recent threats, including verbal threats, or attempts to commit suicide or inflict physical harm on himself. Evidence of substantial risk may also include information about patterns of behavior that historically have resulted in serious harm previously being inflicted by a person upon himself;

(b) A substantial risk that serious physical harm to a person will result or is occurring because of an impairment in his capacity to make decisions with respect to his hospitalization and need for treatment as evidenced by his current mental disorder or mental illness which results in an inability to provide for his own basic necessities of food, clothing, shelter, safety or medical care or his inability to provide for his own mental health care which may result in a substantial risk of serious physical harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in serious harm to the person previously taking place because of a mental disorder or mental illness which resulted in his inability to provide for his basic necessities of food, clothing, shelter, safety or medical or mental health care; or

(c) A substantial risk that serious physical harm will be inflicted by a person upon another as evidenced by recent overt acts, behavior or threats, including verbal threats, which have caused such harm or which would place a reasonable person in reasonable fear of sustaining such harm. Evidence of that substantial risk may also include information about patterns of behavior that historically have resulted in physical harm previously being inflicted by a person upon another person;

(11) "Mental health coordinator", a mental health professional who has knowledge of the laws relating to hospital admissions and civil commitment and who is authorized by the director of the department, or his designee, to serve a designated geographic area or mental health facility and who has the powers, duties and responsibilities provided in this chapter;

(12) "Mental health facility", any residential facility, public or private, or any public or private hospital, which can provide evaluation, treatment and, inpatient care to persons suffering from a mental disorder or mental illness and which is recognized as such by the department or any outpatient treatment program certified by the department of mental health. No correctional institution or facility, jail, regional center or developmental disability facility shall be a mental health facility within the meaning of this chapter;

(13) "Mental health professional", a psychiatrist, resident in psychiatry, **psychiatric physician assistant, psychiatric assistant physician, psychiatric advanced practice registered nurse**, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker;

(14) "Mental health program", any public or private residential facility, public or private hospital, public or private specialized service or public or private day program that can provide care, treatment, rehabilitation or services, either through its own staff or through contracted providers, in an inpatient or outpatient setting to persons with a mental disorder or mental illness or with a diagnosis of alcohol abuse or drug abuse which is recognized as such by the department. No correctional institution or facility or jail may be a mental health program within the meaning of this chapter;

(15) "Ninety-six hours" shall be construed and computed to exclude Saturdays, Sundays and legal holidays which are observed either by the court or by the mental health facility where the respondent is detained;

(16) "Peace officer", a sheriff, deputy sheriff, county or municipal police officer or highway patrolman;

(17) **"Psychiatric advanced practice registered nurse", a registered nurse who is currently recognized by the board of nursing as an advanced practice registered nurse, who has at least two years of experience in providing psychiatric treatment to individuals suffering from mental disorders;**

(18) **"Psychiatric assistant physician", a licensed assistant physician under chapter 334 and who has had at least two years of experience as an assistant physician in providing psychiatric treatment to individuals suffering from mental health disorders;**

(19) "Psychiatric nurse", a registered professional nurse who is licensed under chapter 335 and who has had at least two years of experience as a registered professional nurse in providing psychiatric nursing treatment to individuals suffering from mental disorders;

(20) **"Psychiatric physician assistant", a licensed physician assistant under chapter 334 and who has had at least two years of experience as a physician assistant in providing psychiatric treatment to individuals suffering from mental health disorders or a graduate of a postgraduate residency or fellowship for physician assistants in psychiatry or is currently in a postgraduate physician assistant residency or fellowship in psychiatry;**

~~[(48)]~~ (21) "Psychiatric social worker", a person with a master's or further advanced degree from an accredited school of social work, practicing pursuant to chapter 337, and with a minimum of one year training or experience in providing psychiatric care, treatment or services in a psychiatric setting to individuals suffering from a mental disorder;

~~[(49)]~~ (22) "Psychiatrist", a licensed physician who in addition has successfully completed a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(20)]~~ (23) "Psychologist", a person licensed to practice psychology under chapter 337 with a minimum of one year training or experience in providing treatment or services to mentally disordered or mentally ill individuals;

~~[(21)]~~ (24) "Resident in psychiatry", a licensed physician who is in a training program in psychiatry approved by the American Medical Association, the American Osteopathic Association or other training program certified as equivalent by the department;

~~[(22)]~~ (25) "Respondent", an individual against whom involuntary civil detention proceedings are instituted pursuant to this chapter;

~~[(23)]~~ (26) "Treatment", any effort to accomplish a significant change in the mental or emotional conditions or the behavior of the patient consistent with generally recognized principles or standards in the mental health professions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Helms, **House Amendment No. 2** was adopted.

Representative Cornejo offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1719, Page 1, Section A, Line 6, by inserting after all of said section and line the following:

"285.700. 1. Sections 285.700 to 285.750 shall be known and may be cited as the "Professional Employer Organization Act".

2. The secretary of state or any person designated by the secretary of state may enforce the provisions of sections 285.700 to 285.750.

285.705. As used in sections 285.700 to 285.750, the following terms mean:

- (1) "Client", any person who enters into a professional employer agreement with a PEO;
- (2) "Coemployer", either a PEO or a client;
- (3) "Coemployment relationship", a relationship that is intended to be an ongoing relationship rather than a temporary or project-specific relationship, wherein the rights, duties, and obligations of an employer that arise out of an employment relationship have been allocated between coemployers pursuant to a professional employer agreement and sections 285.700 to 285.750. In such a coemployment relationship:
 - (a) The PEO is entitled to enforce only such employer rights and is subject to only those obligations specifically allocated to the PEO by the professional employer agreement or sections 285.700 to 285.750;
 - (b) The client is entitled to enforce those rights and obligated to provide and perform those employer obligations allocated to such client by the professional employer agreement and sections 285.700 to 285.750; and
 - (c) The client is entitled to enforce any right and obligated to perform any obligation of an employer not specifically allocated to the PEO by the professional employer agreement or sections 285.700 to 285.750;
- (4) "Covered employee", an individual having a coemployment relationship with a PEO and a client who meets the following criteria:

- (a) The individual has received written notice of coemployment with the PEO; and
 - (b) The individual's coemployment relationship is pursuant to a professional employer agreement subject to sections 285.700 to 285.750.

Individuals who are officers, directors, shareholders, partners, and managers of the client will be covered employees, except to the extent the PEO and the client have expressly agreed in the professional employer agreement that such individuals would not be covered employees, provided such individuals meet the criteria of this subdivision and act as operational managers or perform day-to-day operational services for the client;

- (5) "PEO group", any two or more PEOs that are majority owned or commonly controlled by the same entity, parent, or controlling person;

- (6) "Person", any individual, partnership, corporation, limited liability company, association, or any other form of legally recognized entity;

(7) "Professional employer agreement", a written contract by and between a client and a PEO that provides:

- (a) For the coemployment of covered employees;
- (b) For the allocation of employer rights and obligations between the client and the PEO with respect to the covered employees; and
- (c) That the PEO and the client assume the responsibilities required under sections 285.700 to 285.750;

(8) "Professional employer organization" or "PEO", any person engaged in the business of providing professional employer services. A person engaged in the business of providing professional employer services shall be subject to registration and regulation under sections 285.700 to 285.750 regardless of its use of the term or conducting business as a professional employer organization, staff leasing company, registered staff leasing company, employee leasing company, administrative employer, or any other name. The following shall not be deemed to be professional employer organizations or the providing of professional employment services for the purposes of sections 285.700 to 285.750:

- (a) Arrangements wherein a person, whose principal business activity is not entering into professional employer arrangements and does not hold itself out as a PEO, shares employees with a commonly owned company within the meaning of Section 414(b) and (c) of the Internal Revenue Code of 1986, as amended;
 - (b) Independent contractor arrangements by which a person assumes responsibility for the product produced or service performed by such person or his or her agents and retains and exercises primary direction and control over the work performed by the individuals whose services are supplied under such arrangements; and
 - (c) Providing temporary help services;
- (9) "Professional employer services", the service of entering into coemployment relationships under sections 285.700 to 285.750 in which all or a majority of the employees providing services to a client or to a division or work unit of a client are covered employees;
- (10) "Registrant", a PEO registered under sections 285.700 to 285.750;
- (11) "Temporary help services", services consisting of a person:
- (a) Recruiting and hiring its own employees;
 - (b) Finding other organizations that need the services of those employees;
 - (c) Assigning those employees to perform work at or services for the other organizations to support or supplement the other organizations' workforces, or to provide assistance in special work situations including, but not limited to, employee absences, skill shortages, seasonal workloads, or to perform special assignments or projects; and
 - (d) Customarily attempting to reassign the employees to other organizations when they finish each assignment.

285.710. 1. Nothing contained in sections 285.700 to 285.750 or in any professional employer agreement shall affect, modify, or amend any collective bargaining agreement or the rights or obligations of any client, PEO, or covered employee under the federal National Labor Relations Act, the federal Railway Labor Act, or sections 105.500 to 105.530.

2. Nothing in sections 285.700 to 285.750 or in any professional employer agreement shall:

- (1) Diminish, abolish, or remove rights of covered employees to a client or obligations of such client to a covered employee existing prior to the effective date of a professional employer agreement;
- (2) Affect, modify, or amend any contractual relationship or restrictive covenant between a covered employee and any client in effect at the time a professional employer agreement becomes effective. A professional employer agreement shall also not prohibit or amend any contractual relationship or restrictive covenant that is entered into subsequently between a client or a covered employee. A PEO shall have no responsibility or liability in connection with, or arising out of, any such existing or new contractual relationship or restrictive covenant unless the PEO has specifically agreed otherwise in writing; or
- (3) Create any new or additional enforceable right of a covered employee against a PEO that is not specifically provided by the professional employer agreement or sections 285.700 to 285.750.

3. Nothing contained in sections 285.700 to 285.750 or any professional employer agreement shall affect, modify, or amend any state, local, or federal licensing, registration, or certification requirement applicable to any client or covered employee.

4. A covered employee who shall be licensed, registered, or certified according to law or regulation is deemed solely an employee of the client for purposes of any such license, registration, or certification requirement.

5. A PEO shall not be deemed to engage in any occupation, trade, profession, or other activity that is subject to licensing, registration, or certification requirements, or is otherwise regulated by a governmental entity solely by entering into and maintaining a coemployment relationship with a covered employee who is subject to such requirements or regulation.

6. A client shall have the sole right of direction and control of the professional or licensed activities of covered employees and of the client's business. Such covered employees and clients shall remain subject to regulation by the regulatory or governmental entity responsible for licensing, registration, or certification of such covered employees or clients.

7. For purposes of the determination of tax credits, economic incentives, or other benefits provided by this state or any other government entity and based on employment, covered employees shall be deemed employees solely of the client. A client shall be entitled to the benefit of any tax credit, economic incentive, or other benefit arising as the result of the employment of covered employees of such client. Notwithstanding that the PEO is the W-2 reporting employer, the client shall continue to qualify for such benefit, incentive, or credit. If the grant or amount of any such benefit, incentive, or credit is based on the number of employees, then each client shall be treated as employing only those covered employees coemployed by the client. Covered employees working for other clients of the PEO shall not be counted. Each PEO shall provide, upon request by a client or an agency or department of this state, employment information reasonably required by any agency or department of this state responsible for administration of any such tax credit, economic incentive, or other benefit that is necessary to support any request, claim, application, or other action by a client seeking any such tax credit, economic incentive, or other benefit.

8. With respect to a bid, contract, purchase order, or agreement entered into with the state or a political subdivision of the state, a client company's status or certification as a minority business enterprise or a women's business enterprise, as those terms are defined in section 37.020, shall not be affected because the client company has entered into an agreement with a PEO or uses the services of a PEO.

285.715. 1. Except as otherwise provided in sections 285.700 to 285.750, no person shall provide, advertise, or otherwise hold itself out as providing professional employer services in this state, unless such person is registered under sections 285.700 to 285.750.

2. Each applicant for registration under sections 285.700 to 285.750 shall provide the secretary of state with the following information:

- (1) The name or names under which the PEO conducts business;
- (2) The address of the principal place of business of the PEO and the address of each office it maintains in this state;
- (3) The PEO's taxpayer or employer identification number;
- (4) A list by jurisdiction of each name under which the PEO has operated in the preceding five years, including any alternative names, names of predecessors, and, if known, successor business entities;
- (5) A statement of ownership, which shall include the name and evidence of the business experience of any person that, individually or acting in concert with one or more other persons, owns or controls, directly or indirectly, twenty-five percent or more of the equity interests of the PEO;
- (6) A statement of management, which shall include the name and evidence of the business experience of any person who serves as president, chief executive officer, or otherwise has the authority to act as senior executive officer of the PEO; and

(7) A financial statement setting forth the financial condition of the PEO or PEO group. At the time of application for a new license, the applicant shall submit the most recent audit of the applicant, which shall not be older than thirteen months. Thereafter, a PEO or PEO group shall file on an annual basis, within one hundred eighty days after the end of the PEO's or PEO group's fiscal year, a succeeding audit. An applicant may apply for an extension with the secretary of state, but any such request shall be accompanied by a letter from the auditors stating the reasons for the delay and the anticipated audit completion date. The financial statement shall be prepared in accordance with generally accepted accounting principles and audited by an independent certified public accountant licensed to practice in the jurisdiction in which such accountant is located and shall be without qualification as to the going concern status of the PEO. A PEO or PEO group

may submit combined or consolidated audited financial statements to meet the requirements of this section. A PEO that has not had sufficient operating history to have audited financials based upon at least twelve months of operating history shall meet the financial capacity requirements of sections 285.700 to 285.750 and present financial statements reviewed by a certified public accountant.

3. (1) Each PEO operating within this state as of the effective date of sections 285.700 to 285.750 shall complete its initial registration not later than one hundred eighty days after the effective date of sections 285.700 to 285.750. Such initial registration shall be valid until one hundred eighty days from the end of the PEO's first fiscal year that is more than one year after the effective date of sections 285.700 to 285.750.

(2) Each PEO not operating within this state as of the effective date of sections 285.700 to 285.750 shall complete its initial registration prior to initiating operations within this state. In the event a PEO not registered in this state becomes aware that an existing client not based in this state has employees and operations in this state, the PEO shall either decline to provide PEO services for those employees or notify the secretary of state within five business days of its knowledge of this fact and file a limited registration application under subsection 6 of this section or a full business registration if there are more than fifty covered employees. The secretary of state may issue an interim operating permit for the period the registration applications are pending if the PEO is currently registered or licensed by another state and the secretary of state determines it to be in the best interest of the potential covered employees.

4. Within one hundred eighty days after the end of a registration's fiscal year, such registrant shall renew its registration by notifying the secretary of state of any changes in the information provided in such registration's most recent registration or renewal. A registrant's existing registration shall remain in effect during the pendency of a renewal application.

5. PEOs in a PEO group may satisfy the reporting and financial requirements of sections 285.700 to 285.750 on a combined or consolidated basis, provided that each member of the PEO group guarantees the financial capacity obligations under sections 285.700 to 285.750 of each other member of the PEO group. In the case of a PEO or PEO group that submits a combined or consolidated audited financial statement including entities that are not PEOs or that are not in the PEO group, the controlling entity of the PEO group under the consolidated or combined statement shall guarantee the obligations of the PEOs in the PEO group.

6. (1) A PEO is eligible for a limited registration under sections 285.700 to 285.750 if such PEO:

(a) Submits a properly executed request for limited registration on a form provided by the secretary of state;

(b) Is domiciled outside this state and is licensed or registered as a professional employer organization in another state;

(c) Does not maintain an office in this state or directly solicit clients located or domiciled within this state; and

(d) Does not have more than fifty covered employees employed or domiciled in this state on any given day.

(2) A limited registration is valid for one year, and may be renewed.

(3) A PEO seeking limited registration under this section shall provide the secretary of state with information and documentation necessary to show that the PEO qualifies for a limited registration.

(4) The provisions of section 285.725 shall not apply to applicants for limited registration.

7. The secretary of state shall maintain a list of professional employer organizations registered under sections 285.700 to 285.750 that is readily available to the public by electronic or other means.

8. The secretary of state may produce forms necessary to promote the efficient administration of this section.

9. The secretary of state shall, to the extent practical, permit the acceptance of electronic filings in conformance with sections 432.200 to 432.295, including applications, documents, reports, and other filings required by sections 285.700 to 285.750. The secretary of state may provide for the acceptance of electronic filings and other assurance by an independent and qualified assurance organization approved by the secretary of state that provides satisfactory assurance of compliance acceptable to the secretary of state consistent with or in lieu of the requirements of sections 285.715 and 285.725 and other requirements of sections 285.700 to 285.750. The secretary of state shall permit a PEO to authorize such an approved assurance organization to act on the PEO's behalf in complying with the registration requirements of sections 285.700 to 285.750, including electronic filings of information and payment of registration fees. Use of such an approved assurance organization shall be optional and not mandatory for a registrant. Nothing in this subsection shall limit or change the secretary of state's authority to register or terminate registration of a professional employer organization or to investigate or enforce any provision of sections 285.700 to 285.750.

10. All records, reports, and other information obtained from a PEO under sections 285.700 to 285.750, except to the extent necessary for the proper administration of sections 285.700 to 285.750 by the secretary of state, shall be confidential and shall not be considered a "public record" as that term is defined in section 610.010.

285.720. 1. Upon filing an initial registration statement under sections 285.700 to 285.750, a PEO shall pay an initial registration fee not to exceed five hundred dollars.

2. Upon each annual renewal of a registration statement filed under sections 285.700 to 285.750, a PEO shall pay a renewal fee not to exceed two hundred fifty dollars.

3. The secretary of state shall determine any fee to be charged for a group registration.

4. Each PEO seeking limited registration shall pay a fee in the amount not to exceed two hundred fifty dollars upon initial application for limited registration and upon each renewal of such limited registration.

5. No fee charged under sections 285.700 to 285.750 shall exceed the amount reasonably necessary for the administration of sections 285.700 to 285.750.

285.725. Except as provided by 285.715, each PEO or collectively each PEO group shall maintain either:

(1) Positive working capital as defined by generally accepted accounting principles at registration as reflected in the financial statements submitted to the secretary of state with the initial registration and each annual renewal; or

(2) A PEO or PEO group that does not have positive working capital may provide a bond, irrevocable letter of credit, or securities with a minimum market value equaling the deficiency plus one hundred thousand dollars to the secretary of state. Such bond is to be held by a depository designated by the secretary of state securing payment by the PEO of all taxes, wages, benefits, or other entitlement due to or with respect to covered employees if the PEO does not make such payments when due.

285.730. 1. Except as specifically provided in sections 285.700 to 285.750 or in the professional employer agreement, in each coemployment relationship:

(1) The client shall be entitled to exercise all rights, and shall be obligated to perform all duties and responsibilities otherwise applicable to an employer in an employment relationship;

(2) The PEO shall be entitled to exercise only those rights and obligated to perform only those duties and responsibilities specifically required under sections 285.700 to 285.750 or set forth in the professional employer agreement. The rights, duties, and obligations of the PEO as coemployer with respect to any covered employee shall be limited to those arising pursuant to the professional employer agreement and sections 285.700 to 285.750 during the term of coemployment by the PEO of such covered employee; and

(3) Unless otherwise expressly agreed by the PEO and the client in a professional employer agreement, the client retains the exclusive right to direct and control the covered employees as is necessary to conduct the client's business, to discharge any of the client's fiduciary responsibilities, or to comply with any licensure requirements applicable to the client or to the covered employees.

2. Except as specifically provided under sections 285.700 to 285.750, the coemployment relationship between the client and the PEO and between each coemployer and each covered employee shall be governed by the professional employer agreement. Each professional employer agreement shall include the following:

(1) The allocation of rights, duties, and obligations as described in subsection 1 of this section;

(2) A requirement that the PEO shall have responsibility to:

(a) Pay wages to covered employees;

(b) Withhold, collect, report, and remit payroll-related and unemployment taxes; and

(c) To the extent the PEO has assumed responsibility in the professional employer agreement, to make payments for employee benefits for covered employees.

As used in this section, the term "wages" does not include any obligation between a client and a covered employee for payments beyond or in addition to the covered employee's salary, draw, or regular rate of pay, such as bonuses, commissions, severance pay, deferred compensation, profit sharing, vacation, sick, or other paid-time off pay, unless the PEO has expressly agreed to assume liability for such payments in the professional employer agreement; and

(3) A requirement that the PEO shall have a right to hire, discipline, and terminate a covered employee as may be necessary to fulfill the PEO's responsibilities under sections 285.700 to 285.750 and the professional employer agreement. The client shall have a right to hire, discipline, and terminate a covered employee.

3. With respect to each professional employer agreement entered into by a PEO, such PEO shall provide written notice to each covered employee affected by such agreement of the general nature of the coemployment relationship between and among the PEO, the client, and such covered employee.

4. Except to the extent otherwise expressly provided by the applicable professional employer agreement:

(1) A client shall be solely responsible for the quality, adequacy, or safety of the goods or services produced or sold in the client's business;

(2) A client shall be solely responsible for directing, supervising, training, and controlling the work of the covered employees with respect to the business activities of the client and solely responsible for the acts, errors, or omissions of the covered employees with regard to such activities;

(3) A client shall not be liable for the acts, errors, or omissions of a PEO or of any covered employee of the client and a PEO if such covered employee is acting under the express direction and control of the PEO;

(4) A PEO shall not be liable for the acts, errors, or omissions of a client or of any covered employee of the client if such covered employee is acting under the express direction and control of the client;

(5) Nothing in this subsection shall serve to limit any contractual liability or obligation specifically provided in the written professional employer agreement; and

(6) A covered employee is not, solely as the result of being a covered employee of a PEO, an employee of the PEO for purposes of general liability insurance, fidelity bonds, surety bonds, employer's liability that is not covered by workers' compensation, or liquor liability insurance carried by the PEO unless the covered employees are included by specific reference in the professional employer agreement and applicable prearranged employment contract, insurance contract, or bond.

5. A PEO under sections 285.700 to 285.750 is not engaged in the sale of insurance or in acting as a third party administrator by offering, marketing, selling, administering, or providing professional employer services that include services and employee benefit plans for covered employees. The provisions of this section shall not supercede or preempt any requirements under section 375.014.

6. For purposes of this state or any county, municipality, or other political subdivision thereof:

(1) Any tax or assessment imposed upon professional employer services or any business license or other fee that is based upon "gross receipts" shall allow a deduction from the gross income or receipts of the business derived from performing professional employer services that is equal to that portion of the fee charged to a client that represents the actual cost of wages and salaries, benefits, payroll taxes, withholding, or other assessments paid to or on behalf of a covered employee by the professional employer organization under a professional employer agreement;

(2) Any tax assessed or assessment or mandated expenditure on a per capita or per employee basis shall be assessed against the client for covered employees and against the professional employer organization for its employees who are not covered employees coemployed with a client. Benefits or monetary consideration that meet the requirements of mandates imposed on a client and that are received by covered employees through the PEO either through payroll or through benefit plans sponsored by the PEO shall be credited against the client's obligation to fulfill such mandates; and

(3) In the case of a tax or an assessment imposed or calculated upon the basis of total payroll, the professional employer organization shall be eligible to apply any small business allowance or exemption available to the client for the covered employees for purposes of computing the tax.

285.740. 1. The responsibility to obtain workers' compensation coverage for covered employees in compliance with all applicable laws shall be specifically allocated in the professional employer agreement to either the client or the PEO.

2. (1) Coverage for both the directly employed workers of a client and the covered employees of that client shall be all in the residual or all in the voluntary market with the same carrier.

(2) Workers' compensation coverage for covered employees in the voluntary market may be obtained by either:

(a) The client through a standard workers' compensation policy or through duly authorized self-insurance under section 287.280; or

(b) The PEO through duly authorized self insurance under section 287.280, through the type of policy referenced under the provisions of 20 CSR 500-6.800(5)(c)2 issued to the PEO by a carrier authorized to do business in this state, or through a multiple coordinated workers' compensation policy issued by a carrier authorized to do business in this state in the name of the PEO or the client.

A PEO authorized to self-insure under section 287.280 shall report to the insurer or the appropriate state and rating authorities such client-based information as is necessary to maintain the client's experience rating.

(3) Workers' compensation for covered employees in the residual market may be obtained by the client through a residual market policy or by the PEO through a multiple coordinated policy in either the name of the PEO or the client that provides to the appropriate state and rating authorities the client-based information satisfactory to maintain the client's experience rating.

3. A PEO that applies for coverage or is covered through the voluntary market shall also maintain and furnish to the insurer sufficient information to permit the calculation of an experience modification factor for each client upon termination of the coemployment relationship. Information reported during the term of the coemployment relationship which is used to calculate an experience modification factor for a client prior to and upon termination of the professional employer agreement shall continue to be used in the future experience ratings of the PEO. Such information shall include:

- (1) The client's corporate name;
- (2) The client's taxpayer or employer identification number;
- (3) Payroll summaries and class codes applicable to each client, and, if requested by the insurer, a listing of all covered employees associated with a given client; and
- (4) Claims information grouped by client, and any other information maintained by or readily available to the PEO that is necessary for the calculation of an experience modification factor for each client.

4. In addition to any other provision of chapter 287, any material violations of this section by a PEO is grounds for cancellation or nonrenewal of the PEO's insurance policy by the insurer. If a PEO has received notice that its workers' compensation insurance policy will be canceled or nonrenewed, the PEO shall notify by certified mail, within ten days after the receipt of the notice, all of the clients for which there is a coemployment relationship covered under the policy to be canceled, provided that notice shall not be required if the PEO has obtained another insurance policy from a carrier authorized to do business in this state, with an effective date that is the same as the date of cancellation or nonrenewal.

5. If the coemployment relationship with a client is terminated, the client shall utilize an experience modification factor which reflects its individual experience, including, if applicable, experience incurred for covered employees under the professional employer agreement. The PEO shall provide to the client the client's information that is maintained under subsection 3 of this section within five business days of receiving notice from the client or within five business days of providing notice to the client that the coemployment relationship will terminate. The PEO shall also provide such information to any future client insurer, if requested by such client. The PEO shall notify the insurer of its intent to terminate any client relationship prior to termination when feasible. When prior notice is not feasible, the PEO shall notify its insurer within five business days following actual termination.

6. Both the client and the PEO shall be considered the employer for purposes of coverage under chapter 287. The protection of the exclusive remedy provision under section 287.120 shall apply to the PEO, the client, and to all covered employees and other employees of the client irrespective of which coemployer obtains such workers' compensation coverage. Nothing in this section shall be construed to exempt either the client or the PEO from compliance with the provisions of chapter 287.

7. A client may request the information maintained under subsection 3 of this section at any time and every PEO shall provide that information to such client within five business days of receiving such a request.

8. In the case of a request for information by a third party requesting verification of a client's experience modification factor for a client in the type of policy referenced under the provisions of 20 CSR 500-6.800(5)(c)2, the PEO shall, within five business days of receipt of receiving the client's consent, provide such third party with only the information maintained by the PEO under subsection 3 of this section. If a client refuses to grant consent to a request for information under this subsection, the PEO shall notify the requesting third party that the client has refused to consent to the disclosure of the information maintained by the PEO under subsection 3 of this section.

9. A client shall provide any prospective insurer with the information maintained by the PEO under subsection 3 of this section upon receiving such information from the PEO. Failure to provide a future insurer with such information shall be considered a violation of subsection 6 of section 287.128.

10. (1) A client shall notify any prospective insurer of the client's previous or current relationship with a PEO. Failure to provide a future insurer with such information shall be considered a violation of subsection 6 of section 287.128.

(2) This subsection shall not apply if the PEO did not provide workers' compensation coverage to a client during the coemployment relationship.

11. For purposes of chapter 288, a PEO registered under sections 285.700 to 285.750 shall be treated as a "lesser employing unit" under section 288.032.

285.750. 1. A person shall not knowingly:

(1) Offer or provide professional employer services or use the names PEO, professional employer organization, staff leasing, employee leasing, administrative employer, or other title representing professional employer services without first becoming registered under sections 285.700 to 285.750; or

(2) Provide false or fraudulent information to the secretary of state in conjunction with any registration, renewal, or in any report required under sections 285.700 to 285.750.

2. Disciplinary action shall be taken by the secretary of state for violation of this section for:

(1) The conviction of a professional employer organization or a controlling person of a PEO of a crime that relates to the operation of a PEO or the ability of the licensee or a controlling person of a licensee to operate a PEO;

(2) Knowingly making a material misrepresentation to the secretary of state or other governmental agency; or

(3) A willful violation of sections 285.700 to 285.750 or any order issued by the secretary of state under sections 285.700 to 285.750.

3. Upon finding, after notice and opportunity for hearing, that a PEO, a controlling person of a PEO, or a person offering PEO services has violated one or more provisions of this section and subject to appeal, the secretary of state may:

(1) Deny an application for a license;

(2) Revoke, restrict, or refuse to renew a license;

(3) Impose an administrative penalty in an amount not to exceed one thousand dollars for each material violation;

(4) Place the licensee on probation for the period and subject to conditions that the secretary of state specifies; or

(5) Issue a cease and desist order."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 3** was adopted.

On motion of Representative Grier, **HB 1719, as amended**, was ordered perfected and printed.

HCS HBs 2277 & 1983, relating to license plates and windshield placards for permanently disabled persons, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), the title of **HCS HBs 2277 & 1983** was agreed to.

Representative Anderson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 2277 & 1983, Page 3, Section 301.142, Line 79, by inserting after all of said line the following:

"If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use."; and

Further amend said bill, Page 4, Section 301.142, Line 104, by inserting immediately after the phrase "disabled person" on said line the following:

", and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person."; and

Further amend said bill and section, Page 5, Line 149, to Page 6, Line 179, by removing all of said lines from the bill and inserting in lieu thereof the following:

"17. Every new applicant for a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every ~~[fourth]~~ **eightth** year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of a ~~[four-year]~~ **eight-year** period.

18. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the ~~[four-year]~~ **eight-year** certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Anderson, **House Amendment No. 1** was adopted.

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983, as amended**, was adopted.

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983, as amended**, was ordered perfected and printed.

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel, was placed on the Informal Calendar.

HCS HB 1828, relating to animals, was taken up by Representative Houghton.

On motion of Representative Houghton, the title of **HCS HB 1828** was agreed to.

On motion of Representative Houghton, **HCS HB 1828** was adopted.

On motion of Representative Houghton, **HCS HB 1828** was ordered perfected and printed.

HCS HB 2127, relating to assistant physicians, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2127** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2127, Page 1, Section 334.036, Line 11, by inserting after the phrase "Step 2" the phrase "**or Step 3**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2127, Page 8, Section 334.037, Line 159, by inserting immediately after said section and line the following:

"334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill. Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

3. The written collaborative practice arrangement shall contain at least the following provisions:

- (1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;
- (2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;
- (3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;
- (4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;
- (5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:
 - (a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;
 - (b) Maintain geographic proximity, except the collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by P.L. 95-210, as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and
 - (c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;
- (6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;
- (7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;
- (8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;
- (9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days; and
- (10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to specifying geographic areas to be covered, the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital

employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice agreement, including collaborative practice agreements delegating the authority to prescribe controlled substances, or physician assistant agreement and also report to the board the name of each licensed professional with whom the physician has entered into such agreement. The board may make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such agreements to ensure that agreements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement **or supervision agreement** with more than ~~three~~ **six** full-time equivalent advanced practice registered nurses, **full-time equivalent licensed physician assistants, or full-time equivalent licensed assistant physicians, or any combination thereof.** This limitation shall not apply to collaborative arrangements **or supervision agreements** of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services as defined by 20 CSR 2150-5.100 as of April 30, 2008.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other agreement shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other agreement shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice

registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

334.735. 1. As used in sections 334.735 to 334.749, the following terms mean:

- (1) "Applicant", any individual who seeks to become licensed as a physician assistant;
- (2) "Certification" or "registration", a process by a certifying entity that grants recognition to applicants meeting predetermined qualifications specified by such certifying entity;
- (3) "Certifying entity", the nongovernmental agency or association which certifies or registers individuals who have completed academic and training requirements;
- (4) "Department", the department of insurance, financial institutions and professional registration or a designated agency thereof;
- (5) "License", a document issued to an applicant by the board acknowledging that the applicant is entitled to practice as a physician assistant;
- (6) "Physician assistant", a person who has graduated from a physician assistant program accredited by the American Medical Association's Committee on Allied Health Education and Accreditation or by its successor agency, who has passed the certifying examination administered by the National Commission on Certification of Physician Assistants and has active certification by the National Commission on Certification of Physician Assistants who provides health care services delegated by a licensed physician. A person who has been employed as a physician assistant for three years prior to August 28, 1989, who has passed the National Commission on Certification of Physician Assistants examination, and has active certification of the National Commission on Certification of Physician Assistants;
- (7) "Recognition", the formal process of becoming a certifying entity as required by the provisions of sections 334.735 to 334.749;
- (8) "Supervision", control exercised over a physician assistant working with a supervising physician and oversight of the activities of and accepting responsibility for the physician assistant's delivery of care. The physician assistant shall only practice at a location where the physician routinely provides patient care, except existing patients of the supervising physician in the patient's home and correctional facilities. The supervising physician must be immediately available in person or via telecommunication during the time the physician assistant is providing patient care. Prior to commencing practice, the supervising physician and physician assistant shall attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and that the physician assistant shall not practice beyond the physician assistant's training and experience. Appropriate supervision shall require the supervising physician to be working within the same facility as the physician assistant for at least four hours within one calendar day for every fourteen days on which the physician assistant provides patient care as described in subsection 3 of this section. Only days in which the physician assistant provides patient care as described in subsection 3 of this section shall be counted toward the fourteen-day period. The requirement of appropriate supervision shall be applied so that no more than thirteen calendar days in which a physician assistant provides patient care shall pass between the physician's four hours working within the same facility. The board shall promulgate rules pursuant to chapter 536 for documentation of joint review of the physician assistant activity by the supervising physician and the physician assistant.

2. (1) A supervision agreement shall limit the physician assistant to practice only at locations described in subdivision (8) of subsection 1 of this section, where the supervising physician is no further than fifty miles by road using the most direct route available and where the location is not so situated as to create an impediment to effective intervention and supervision of patient care or adequate review of services.

(2) For a physician-physician assistant team working in a rural health clinic under the federal Rural Health Clinic Services Act, P.L. 95-210, as amended, no supervision requirements in addition to the minimum federal law shall be required.

3. The scope of practice of a physician assistant shall consist only of the following services and procedures:

- (1) Taking patient histories;
- (2) Performing physical examinations of a patient;
- (3) Performing or assisting in the performance of routine office laboratory and patient screening procedures;
- (4) Performing routine therapeutic procedures;

(5) Recording diagnostic impressions and evaluating situations calling for attention of a physician to institute treatment procedures;

(6) Instructing and counseling patients regarding mental and physical health using procedures reviewed and approved by a licensed physician;

(7) Assisting the supervising physician in institutional settings, including reviewing of treatment plans, ordering of tests and diagnostic laboratory and radiological services, and ordering of therapies, using procedures reviewed and approved by a licensed physician;

(8) Assisting in surgery;

(9) Performing such other tasks not prohibited by law under the supervision of a licensed physician as the physician's assistant has been trained and is proficient to perform; and

(10) Physician assistants shall not perform or prescribe abortions.

4. Physician assistants shall not prescribe any drug, medicine, device or therapy unless pursuant to a physician supervision agreement in accordance with the law, nor prescribe lenses, prisms or contact lenses for the aid, relief or correction of vision or the measurement of visual power or visual efficiency of the human eye, nor administer or monitor general or regional block anesthesia during diagnostic tests, surgery or obstetric procedures. Prescribing of drugs, medications, devices or therapies by a physician assistant shall be pursuant to a physician assistant supervision agreement which is specific to the clinical conditions treated by the supervising physician and the physician assistant shall be subject to the following:

(1) A physician assistant shall only prescribe controlled substances in accordance with section 334.747;

(2) The types of drugs, medications, devices or therapies prescribed by a physician assistant shall be consistent with the scopes of practice of the physician assistant and the supervising physician;

(3) All prescriptions shall conform with state and federal laws and regulations and shall include the name, address and telephone number of the physician assistant and the supervising physician;

(4) A physician assistant, or advanced practice registered nurse as defined in section 335.016 may request, receive and sign for noncontrolled professional samples and may distribute professional samples to patients; and

(5) A physician assistant shall not prescribe any drugs, medicines, devices or therapies the supervising physician is not qualified or authorized to prescribe.

5. A physician assistant shall clearly identify himself or herself as a physician assistant and shall not use or permit to be used in the physician assistant's behalf the terms "doctor", "Dr." or "doc" nor hold himself or herself out in any way to be a physician or surgeon. No physician assistant shall practice or attempt to practice without physician supervision or in any location where the supervising physician is not immediately available for consultation, assistance and intervention, except as otherwise provided in this section, and in an emergency situation, nor shall any physician assistant bill a patient independently or directly for any services or procedure by the physician assistant; except that, nothing in this subsection shall be construed to prohibit a physician assistant from enrolling with the department of social services as a MO HealthNet or Medicaid provider while acting under a supervision agreement between the physician and physician assistant.

6. For purposes of this section, the licensing of physician assistants shall take place within processes established by the state board of registration for the healing arts through rule and regulation. The board of healing arts is authorized to establish rules pursuant to chapter 536 establishing licensing and renewal procedures, supervision, supervision agreements, fees, and addressing such other matters as are necessary to protect the public and discipline the profession. An application for licensing may be denied or the license of a physician assistant may be suspended or revoked by the board in the same manner and for violation of the standards as set forth by section 334.100, or such other standards of conduct set by the board by rule or regulation. Persons licensed pursuant to the provisions of chapter 335 shall not be required to be licensed as physician assistants. All applicants for physician assistant licensure who complete a physician assistant training program after January 1, 2008, shall have a master's degree from a physician assistant program.

7. "Physician assistant supervision agreement" means a written agreement, jointly agreed-upon protocols or standing order between a supervising physician and a physician assistant, which provides for the delegation of health care services from a supervising physician to a physician assistant and the review of such services. The agreement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, telephone numbers, and state license numbers of the supervising physician and the physician assistant;

(2) A list of all offices or locations where the physician routinely provides patient care, and in which of such offices or locations the supervising physician has authorized the physician assistant to practice;

(3) All specialty or board certifications of the supervising physician;

(4) The manner of supervision between the supervising physician and the physician assistant, including how the supervising physician and the physician assistant shall:

(a) Attest on a form provided by the board that the physician shall provide supervision appropriate to the physician assistant's training and experience and that the physician assistant shall not practice beyond the scope of the physician assistant's training and experience nor the supervising physician's capabilities and training; and

(b) Provide coverage during absence, incapacity, infirmity, or emergency by the supervising physician;

(5) The duration of the supervision agreement between the supervising physician and physician assistant; and

(6) A description of the time and manner of the supervising physician's review of the physician assistant's delivery of health care services. Such description shall include provisions that the supervising physician, or a designated supervising physician listed in the supervision agreement review a minimum of ten percent of the charts of the physician assistant's delivery of health care services every fourteen days.

8. When a physician assistant supervision agreement is utilized to provide health care services for conditions other than acute self-limited or well-defined problems, the supervising physician or other physician designated in the supervision agreement shall see the patient for evaluation and approve or formulate the plan of treatment for new or significantly changed conditions as soon as practical, but in no case more than two weeks after the patient has been seen by the physician assistant.

9. At all times the physician is responsible for the oversight of the activities of, and accepts responsibility for, health care services rendered by the physician assistant.

10. It is the responsibility of the supervising physician to determine and document the completion of at least a one-month period of time during which the licensed physician assistant shall practice with a supervising physician continuously present before practicing in a setting where a supervising physician is not continuously present.

11. No contract or other agreement shall require a physician to act as a supervising physician for a physician assistant against the physician's will. A physician shall have the right to refuse to act as a supervising physician, without penalty, for a particular physician assistant. No contract or other agreement shall limit the supervising physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any physician assistant, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by the hospital's medical staff.

12. Physician assistants shall file with the board a copy of their supervising physician form.

13. No physician shall be designated to serve as supervising physician **or collaborating physician** for more than ~~three~~ **six** full-time equivalent licensed physician assistants, full-time equivalent advanced practice registered nurses, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to physician assistant agreements **or collaborative practice arrangements** of hospital employees providing inpatient care service in hospitals as defined in chapter 197."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

On motion of Representative Frederick, **HCS HB 2127, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2127, as amended**, was ordered perfected and printed.

HB 1831, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HB 1831** was agreed to.

On motion of Representative Ruth, **HB 1831** was ordered perfected and printed.

HB 2208, relating to elections, was taken up by Representative Curtman.

On motion of Representative Curtman, the title of **HB 2208** was agreed to.

Representative Franks Jr offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2208, Page 4, Section 115.237, Line 43, by inserting after all of said line the following:

"115.287. 1. Upon receipt of a signed application for an absentee ballot and if satisfied the applicant is entitled to vote by absentee ballot, the election authority shall, within three working days after receiving the application, or if absentee ballots are not available at the time the application is received, within five working days after they become available, deliver to the voter an absentee ballot, ballot envelope and such instructions as are necessary for the applicant to vote. Delivery shall be made to the voter personally in the office of the election authority or by bipartisan teams appointed by the election authority, or by first class, registered, or certified mail at the discretion of the election authority, or in the case of a covered voter as defined in section 115.902, the method of transmission prescribed in section 115.914. Where the election authority is a county clerk, the members of bipartisan teams representing the political party other than that of county clerk shall be selected from a list of persons submitted to the county clerk by the county chairman of that party. If no list is provided by the time that absentee ballots are to be made available, the county clerk may select a person or persons from lists provided in accordance with section 115.087. If the election authority is not satisfied that any applicant is entitled to vote by absentee ballot, it shall not deliver an absentee ballot to the applicant. Within three working days of receiving such an application, the election authority shall notify the applicant and state the reason he or she is not entitled to vote by absentee ballot. The applicant may appeal the decision of the election authority to the circuit court in the manner provided in section 115.223.

2. If, after 5:00 p.m. on the Wednesday before an election, any voter from the jurisdiction has become hospitalized, becomes confined due to illness or injury, or is confined in an adult boarding facility, intermediate care facility, residential care facility, or skilled nursing facility, as defined in section 198.006, in the county in which the jurisdiction is located or in the jurisdiction or an adjacent election authority within the same county, the election authority shall appoint a team to deliver, witness the signing of and return the voter's application and deliver, witness the voting of and return the voter's absentee ballot. In counties with a charter form of government and in cities not within a county, and in each city which has over three hundred thousand inhabitants, and is situated in more than one county, if the election authority receives ten or more applications **from such voters** for absentee ballots from the same address it may appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at that address~~[-except when such addresses are for an apartment building or other structure wherein individual living units are located, each of which has its own separate cooking facilities]~~. Each team appointed pursuant to this subsection shall consist of two registered voters, one from each major political party. Both members of any team appointed pursuant to this subsection shall be present during the delivery, signing or voting and return of any application or absentee ballot signed or voted pursuant to this subsection.

3. On the mailing and ballot envelopes for each covered voter, the election authority shall stamp prominently in black the words "FEDERAL BALLOT, STATE OF MISSOURI" and "U.S. Postage Paid, 39 U.S.C. Section 3406".

4. No information which encourages a vote for or against a candidate or issue shall be provided to any voter with an absentee ballot."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Franks Jr, **House Amendment No. 1** was adopted.

Representative Dogan offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2208, Page 1, Section A, Line 2, by inserting after all of said line the following:

"115.125. 1. Not later than 5:00 p.m. on the ~~[tenth]~~ **sixth** Tuesday prior to any election, except a special election to decide an election contest, tie vote or an election to elect seven members to serve on a school board of a district pursuant to section 162.241, or a delay in notification pursuant to subsection 2 of this section, or pursuant to the provisions of section 115.399, the officer or agency calling the election shall notify the election authorities responsible for conducting the election. The notice shall be in writing, shall specify the name of the officer or agency calling the election and shall include a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127. The notice and any other information required by this section may, with the prior notification to the election authority receiving the notice, be accepted by facsimile transmission prior to 5:00 p.m. on the ~~[tenth]~~ **sixth** Tuesday prior to the election, provided that the original copy of the notice and a certified copy of the legal notice to be published shall be received in the office of the election authority within three business days from the date of the facsimile transmission. In lieu of a certified copy of the legal notice to be published pursuant to subsection 2 of section 115.127, each notice of a special election to fill a vacancy shall include the name of the office to be filled, the date of the election and the date by which candidates must be selected or filed for the office. Not later than the fourth Tuesday prior to any special election to fill a vacancy called by a political subdivision or special district, the officer or agency calling the election shall certify a sample ballot to the election authorities responsible for conducting the election.

2. ~~[Except as provided for in sections 115.247 and 115.359, if there is no additional cost for the printing or reprinting of ballots or if the political subdivision or special district calling for the election agrees to pay any printing or reprinting costs, a political subdivision or special district may, at any time after certification required in subsection 1 of this section, but no later than 5:00 p.m. on the sixth Tuesday before the election, be permitted to make late notification to the election authority pursuant to court order, which, except for good cause shown by the election authority in opposition thereto, shall be freely given upon application by the political subdivision or special district to the circuit court of the area of such subdivision or district.]~~ **The six-week filing deadline established under subsection 1 of this section is mandatory for all political subdivisions and special districts that are not specifically exempt from such deadline by law or charter, and no court shall order any candidate name or issue placed on a regular election day ballot for such political subdivisions or special districts if the deadline is violated. When such deadline is violated, a special election may be held at the request of a political subdivision or district; however, when a special election of any type is called that could have been submitted at a regular election day but for a violation of the six-week notice requirement of subsection 1 of this section, all costs of such special election called by a political subdivision or special district shall be paid in full by such political subdivision or special district. No court shall have the authority to order an individual or issue be placed on the ballot less than six weeks before the date of the election, except as provided in sections 115.361 and 115.379."**; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Dogan moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 085

Anderson	Andrews	Austin	Barnes 60	Bernskoetter
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Francis	Frederick	Gannon
Gregory	Haefner	Hannegan	Hansen	Helms

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Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeier
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McDaniel	McGaugh	Morris 140	Morse 151
Neely	Pfausch	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 032

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Butler	Carpenter
Curtis	Ellington	Franks Jr	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Merideth 80	Morgan	Mosley	Pierson Jr	Quade
Razer	Revis	Roberts	Rowland 29	Unsicker
Walker 74	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 045

Alferman	Arthur	Bahr	Basye	Beard
Berry	Brown 57	Brown 94	Burns	Conway 10
Cookson	Cornejo	DeGroot	Ellebracht	Fitzpatrick
Fraker	Franklin	Gray	Grier	Haahr
Higdon	Kelley 127	Kendrick	Kidd	Korman
Lauer	Marshall	Meredith 71	Messenger	Miller
Mitten	Moon	Muntzel	Newman	Nichols
Peters	Phillips	Pietzman	Rehder	Runions
Schroer	Smith 85	Stevens 46	Wessels	Wilson

VACANCIES: 001

On motion of Representative Curtman, **HB 2208, as amended**, was ordered perfected and printed.

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was placed on the Informal Calendar.

HB 2194, relating to criminal history reporting laws, was taken up by Representative Conway (104).

On motion of Representative Conway (104), the title of **HB 2194** was agreed to.

Representative Conway (104) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2194, Page 1, Section 43.500, Line 7, by deleting said line and inserting in lieu thereof the following:

"searches, photographs, ~~and~~ other unique biometric identification, **and the process of employing law enforcement personnel**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (104), **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2194, Page 1, Section A, Line 5, by inserting immediately after said section and line the following:

"43.225. 1. A record of the disposition in any court proceeding involving any criminal offense that resulted in a felony conviction shall be forwarded to the department of revenue within seven days by the clerk of the court in which the proceeding was held. The records shall be forwarded by the department of revenue, within fifteen days of receipt, to the Missouri state highway patrol and shall be entered by the highway patrol in the Missouri uniform law enforcement system records. Dispositions that shall be reported are guilty pleas, findings of guilt, suspended execution of sentence, conditional sentences, sentences of confinement, and any other such felony dispositions that may be required under state or federal regulations. The record forwarded by the clerk shall clearly state the name of the court, the court case number, the name and address of the person who is the subject of the proceeding, the code or number identifying the particular arrest, and any court action or requirements pertaining thereto.

2. All records received by the Missouri state highway patrol or the department of revenue under the provisions of this section shall be entered in the Missouri uniform law enforcement system records and maintained by the Missouri state highway patrol. Records placed in the Missouri uniform law enforcement system under the provisions of this section shall be made available to any law enforcement officer in this state, any prosecuting or circuit attorney in this state, or to any judge of a municipal or state court upon request.

3. A person commits the offense of refusal to furnish records of disposition if he or she is required to furnish records to the Missouri state highway patrol or department of revenue under this section and purposely refuses to furnish such records. The offense of refusal to furnish records of disposition is a class D misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

On motion of Representative Conway (104), **HB 2194, as amended**, was ordered perfected and printed.

HCS HB 2171, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 2171** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2171, Page 4, Section 209.040, Line 57, by inserting after all of said line the following:

"7. In any year the department fails to distribute at least seventy-five percent of the funds received under 209.130 for blind pensions, such difference shall be an increase to the amount budgeted for blind pensions for the following fiscal year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Wood, **HCS HB 2171** was adopted.

On motion of Representative Wood, **HCS HB 2171** was ordered perfected and printed.

Representative Rhoads assumed the Chair.

HCS HB 2216, relating to the regulation of water resources, was taken up by Representative Brattin.

On motion of Representative Brattin, the title of **HCS HB 2216** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2216, Page 1, Section 640.648, Line 1, by inserting after the number "6400.648" the number "**1**"; and

Further amend said bill, page and section, Line 3, by deleting the words "**and rainwater collection**"; and

Further amend said bill, page and section, Line 4, by deleting the phrase "~~[-unless prohibited by city ordinance,]~~" and inserting in lieu thereof the phrase ", unless prohibited by city ordinance,"; and

Further amend said bill, page and section, Line 7, by inserting after all of said line the following:

"2. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own systems for rainwater collection anytime and anywhere on their own property, including land within city limits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

On motion of Representative Brattin, **HCS HB 2216, as amended**, was adopted.

On motion of Representative Brattin, **HCS HB 2216, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 96 - Transportation

HJR 97 - Transportation

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HCS HB 1802 - Fiscal Review

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2014**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Korman

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2457**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (1): Cross

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 2324**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

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Ayes (9): Anderson, Andrews, Cross, Green, Gregory, Harris, Henderson, Kelley (127) and Wilson

Noes (1): Burnett

Absent (3): McGee, Pietzman and Stephens (128)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2393**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Tate

Noes (1): Spencer

Absent (3): Franklin, Hannegan and Nichols

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS#2 HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Absent (2): Corlew and Runions

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1248**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1549**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1901**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1919**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2155**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Haahr

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 631** entitled:

An act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 768** entitled:

An act to repeal sections 138.445 and 153.030, RSMo, and to enact in lieu thereof two new sections relating to property taxation of telephone companies.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 819** entitled:

An act to repeal sections 210.112 and 210.487, RSMo, and to enact in lieu thereof two new sections relating to foster care.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 946 & 947** entitled:

An act to repeal sections 456.985, 456.1035, 456.1080, and 474.150, RSMo, and to enact in lieu thereof four new sections relating to estate planning.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

March 12, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Children and Families and appoint Representative Doug Beck. I also appoint Representative Sarah Unsicker as the Minority Caucus Ranking Member to the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

March 12, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Stacey Newman from the House Committee on Crime Prevention and Public Safety and appoint Representative Fred Wessels.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Tuesday, March 13, 2018.

CORRECTION TO THE HOUSE JOURNAL

Amend House Journal, Thirty-seventh Day, Thursday, March 8, 2018, Page 1122, Lines 16 to 18, by deleting said lines and inserting in lieu thereof the following:

“Ayes (8): Bangert, Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Spencer

Noes (0)

Absent (5): Barnes (28), Franklin, Hannegan, Nichols and Tate”

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2573, HB 2452, HB 2607, HCB 17

Executive session will be held: HB 1425, HCB 16

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, March 13, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HB 1299, HB 1301, HB 2326, HB 2671, HB 2716

Executive session may be held on any matter referred to the committee.

Removed HB 1804.

AMENDED

BUDGET

Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

Executive session may be held on any matter referred to the committee.

Markup - House Bills 2001-2013.

CHILDREN AND FAMILIES

Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session will be held: HB 1361, HB 1856

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SB 659, HB 2538, HB 2480

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2632, HCB 20

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HCR 96, HB 2456, HB 2172

Executive session will be held: HB 2070, HB 1254, HB 1642

Executive session may be held on any matter referred to the committee.

HCR 68 removed.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1438, HB 2161, HB 2206, SS SCS SB 549, SCS SB 629

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session will be held: HB 2351, SB 569, SCS SB 623

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1382, HB 2073, HB 2232, HB 2284, HB 2580

Executive session will be held: HB 2258, HB 2276, HB 2364, HB 2409

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2415, HB 2590, HB 2621

Executive session will be held: HB 1717, HB 2263, HB 2415, HB 2590, HB 2621

Executive session may be held on any matter referred to the committee.

HB 2621 added.

AMENDED

HIGHER EDUCATION

Wednesday, March 14, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SBs 807 & 577

Executive session may be held on any matter referred to the committee.

Removed HB 2412.

AMENDED

INSURANCE POLICY

Tuesday, March 13, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2539

Executive session will be held: SS SCS SB 593, SB 594, SB 708

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, March 13, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2223, HB 2562, HB 2410, HB 2366

Executive session will be held: HB 1356, HB 1553, HB 1725, HB 1843, HB 1844, HB 1845, HB 2121, HB 2350

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1236, HB 2712, HCB 23

Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453

Executive session may be held on any matter referred to the committee.

HCB 23 working session.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2507, HB 2548

Executive session will be held: HRB 2, HCR 85

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2669

Executive session will be held: HB 2506

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 2552, HB 2563

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 14, 2018, 5:00 PM or upon conclusion of afternoon session
(whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2403, HB 2564

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on
Tourism (whichever is earlier), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The Bi-State Development and the St. Louis City Police Department will be testifying.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, March 13, 2018, upon adjournment of the Financial Institutions Committee,
House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation of the Subcommittee's report to the Financial Institutions Committee.

TRANSPORTATION

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689, HB 2091,
HB 2092, HB 2148

Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268

Executive session may be held on any matter referred to the committee.

HBs 2091, 2092 and 2148 have been added for public hearing.

AMENDED

UTILITIES

Wednesday, March 14, 2018, 2:00 PM, House Hearing Room 7.

Public hearing will be held: SS#5 SB 564, HCR 87

Executive session will be held: SS#5 SB 564, HB 1878

Executive session may be held on any matter referred to the committee.

The hearing time has been moved to 2:00 P.M. in Hearing Room 7.

CORRECTED

VETERANS

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2681

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2673, HB 2666, HB 2644

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-NINTH DAY, TUESDAY, MARCH 13, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR PERFECTION

HCS HB 2274 - Haefner

HCS#2 HB 1503 - Dohrman

HB 2322 - Walker (3)

HCS HB 2249 - Wood

HCS HBs 1656 & 2075 - Cornejo

HCS HB 2265 - Berry

HCS HBs 2280, 2120, 1468 & 1616 - Haefner

HCS HB 2031 - Sommer

HB 1369 - Sommer

HB 1266 - Lichtenegger

HCS HB 2339 - Lynch

HB 1795 - Bernskoetter

HB 1633 - Corlew

HCS#2 HB 1973 - Wiemann

HCS HBs 2337 & 2272 - Stephens (128)

HCS HB 1574 - Rowland (155)

HB 1832 - Cornejo

HCS HB 1667 - Swan

HCS HB 1368 - Basye

HB 2183 - Bondon

HB 2039 - Fraker

HB 1516 - Wiemann

HB 1257 - Schroer

HCS HB 2105 - Frederick

HCS HB 2157 - Bahr

HB 1296 - Kelley (127)

HCS HB 2255 - Korman

HB 1499 - Dogan

HB 2231 - Ross

HB 1419 - Haefner

HB 1275 - Kendrick

HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson
HCS HB 1635 - Bernskoetter

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter
HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HB 1953 - Neely
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HB 2026 - Wilson
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2043 - Tate
HCS HB 1991 - Rhoads
HCS HB 2042 - Bahr

HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1907 - Spencer
HB 1600 - Higdon
HCS HBs 1729, 1621 & 1436 - Justus

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate
HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SB 631
SB 768
SB 819
SCS SBs 946 & 947

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-NINTH DAY, TUESDAY, MARCH 13, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

With the Lord is strength and wisdom. (Job 12:16)

O Gracious God, after a long day yesterday, as the quiet splendor of a new day starts, we look again to You seeking the guidance of Your spirit, the goodness of Your presence and the greatness of Your power. In the duties and responsibilities of another lengthy day in the People's House, let not our spirits fail, our steps falter nor our strength fade. Help us to always walk honorably in the ways of Your word and uphold what is right, just and quick.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Elis Samual Long and Por Suman.

SPECIAL RECOGNITION

John Cruickshank, Consul General of Canada, was introduced by Speaker Richardson.

Consul General Cruickshank addressed the House.

The Journal of the thirty-eighth day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson

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Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfausch	Phillips	Pierson Jr	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Curtis	Curtman	Davis	Ellington
Engler	Green	Korman	Lant	McDaniel
Messenger	Mitten	Moon	Newman	Peters
Pietzman	Reisch	Roeber	Smith 85	Spencer
Stevens 46	Walker 74			

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Alferman offered House Resolution No. 5790.

Representative Austin offered House Resolution No. 5792.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 631, relating to tax credits for contributions to certain benevolent organizations.

SB 768, relating to property taxation of telephone companies.

SB 819, relating to foster care.

SCS SBs 946 & 947, relating to estate planning.

PERFECTION OF HOUSE BILLS

HCS HB 2274, relating to the Missouri DeMolay license plate, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HB 2274** was agreed to.

On motion of Representative Haefner, **HCS HB 2274** was adopted.

On motion of Representative Haefner, **HCS HB 2274** was ordered perfected and printed.

HCS#2 HB 1503, relating to small business loans for veterans, was taken up by Representative Dohrman.

On motion of Representative Dohrman, the title of **HCS#2 HB 1503** was agreed to.

On motion of Representative Dohrman, **HCS#2 HB 1503** was adopted.

On motion of Representative Dohrman, **HCS#2 HB 1503** was ordered perfected and printed.

HB 2322, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

On motion of Representative Walker (3), the title of **HB 2322** was agreed to.

Representative Plocher offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2322, Page 8, Section 56.840, Line 30, by inserting after all of said line the following:

"86.200. The following words and phrases as used in sections 86.200 to 86.366, unless a different meaning is plainly required by the context, shall have the following meanings:

(1) "Accumulated contributions", the sum of all mandatory contributions deducted from the compensation of a member and credited to the member's individual account, together with members' interest thereon;

(2) "Actuarial equivalent", a benefit of equal value when computed upon the basis of mortality tables and interest assumptions adopted by the board of trustees;

(3) "Average final compensation":

(a) ~~[With respect to a member who earns no creditable service on or after October 1, 2001, the average-earnable compensation of the member during the member's last three years of creditable service as a police officer, or if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service;~~

~~———(b)]~~ With respect to a member **who commenced employment before October 1, 2018**, who is not participating in the DROP pursuant to section 86.251 on October 1, 2001, who did not participate in the DROP at any time before such date, and who earns any creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last two years of creditable service as a policeman, or if the member has had less than two years of creditable service, then the average earnable compensation of the member's entire period of creditable service; **provided, however, that with respect to a member who commenced employment on or after October 1, 2018, who is not participating in the DROP under section 86.251, who did not participate in the DROP at any time before such date, and who earns any creditable service on or after October 1, 2018, the "average final compensation" means the average earnable compensation of the member during the member's last three years of creditable service as a police officer or, if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service;**

~~[(e) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer for reasons other than death or disability before earning at least two years of creditable service after such return, the portion of the member's benefit attributable to creditable service earned before DROP entry shall be determined using average final compensation as defined in paragraph (a) of this subdivision; and the portion of the member's benefit attributable to creditable service earned after return to active participation in the system shall be determined using average final compensation as defined in paragraph (b) of this subdivision;~~

~~———(d)]~~ **(b)** With respect to a member **who commenced employment before October 1, 2018**, who is participating in the DROP pursuant to section 86.251 ~~on~~ **before** October 1, ~~[2001]~~ **2018**, or whose participation in the DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer after earning at least two years of creditable service after such return, the member's benefit attributable to all of such member's creditable service shall be determined using the member's average final compensation as defined in paragraph ~~[(b)]~~ **(a)** of this subdivision; **provided, however, that with respect to a member who commenced employment for the first time on or after October 1, 2018, who is participating in the DROP (regardless of the period of time such member has participated in DROP) under section 86.251, and who shall terminate employment as a police officer and actually retire:**

a. At the end of the five-year DROP period; or

b. At the time such member elects to withdraw from participation in DROP (regardless of the period of time such member participated in DROP),

the portion of the member's benefit attributable to creditable service earned before DROP entry shall be determined using average final compensation as defined in paragraph (a) of this subdivision;

~~[(e) With respect to a member who is participating in the DROP pursuant to section 86.251 on October 1, 2001, or whose participation in DROP ended before such date, who returns to active participation in the system pursuant to section 86.251, and whose employment as a police officer terminates due to death or disability after such return, the member's benefit attributable to all of such member's creditable service shall be determined using the member's average final compensation as defined in paragraph (b) of this subdivision;] and~~

~~[(f)]~~ **(c)** With respect to the surviving spouse or surviving dependent child of a member who earns any creditable service on or after October 1, 2001, the average earnable compensation of the member during the member's last two years of creditable service as a police officer or, if the member has had less than two years of creditable service, the average earnable compensation of the member's entire period of creditable service; **provided, however, that with respect to a member who commenced employment for the first time on or after October 1, 2018, the "average final compensation" for purposes of this paragraph means the average earnable compensation of the member during the member's last three years of creditable service as a police officer or, if the member has had less than three years of creditable service, the average earnable compensation of the member's entire period of creditable service;**

(4) "Beneficiary", any person in receipt of a retirement allowance or other benefit;

(5) "Board of trustees", the board provided in sections 86.200 to 86.366 to administer the retirement system;

(6) "Creditable service", prior service plus membership service as provided in sections 86.200 to 86.366;

(7) "DROP", the deferred retirement option plan provided for in section 86.251;

(8) "Earnable compensation", the annual salary established under section 84.160 which a member would earn during one year on the basis of the member's rank or position plus any additional compensation for academic work and shift differential that may be provided by any official or board now or hereafter authorized by law to employ and manage a permanent police force in such cities. Such amount shall include the member's deferrals to a deferred compensation plan pursuant to Section 457 of the Internal Revenue Code or to a cafeteria plan pursuant to Section 125 of the Internal Revenue Code or, effective October 1, 2001, to a transportation fringe benefit program pursuant to Section 132(f)(4) of the Internal Revenue Code. Earnable compensation shall not include a member's additional compensation for overtime, standby time, court time, nonuniform time or unused vacation time.

Notwithstanding the foregoing, the earnable compensation taken into account under the plan established pursuant to sections 86.200 to 86.366 with respect to a member who is a noneligible participant, as defined in this subdivision, for any plan year beginning on or after October 1, 1996, shall not exceed the amount of compensation that may be taken into account under Section 401(a)(17) of the Internal Revenue Code, as adjusted for increases in the cost of living, for such plan year. For purposes of this subdivision, a "noneligible participant" is an individual who first becomes a member on or after the first day of the first plan year beginning after the earlier of:

- (a) The last day of the plan year that includes August 28, 1995; or
- (b) December 31, 1995;
- (9) "Internal Revenue Code", the federal Internal Revenue Code of 1986, as amended;
- (10) "Mandatory contributions", the contributions required to be deducted from the salary of each member who is not participating in DROP in accordance with section 86.320;
- (11) "Medical board", the health care organization appointed by the trustees of the police retirement board and responsible for arranging and passing upon all medical examinations required under the provisions of sections 86.200 to 86.366, which shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations;
- (12) "Member", a member of the retirement system as defined by sections 86.200 to 86.366;
- (13) "Members' interest", interest on accumulated contributions at such rate as may be set from time to time by the board of trustees;
- (14) "Membership service", service as a policeman rendered since last becoming a member, except in the case of a member who has served in the Armed Forces of the United States and has subsequently been reinstated as a policeman, in which case "membership service" means service as a policeman rendered since last becoming a member prior to entering such armed service;
- (15) "Plan year" or "limitation year", the twelve consecutive-month period beginning each October first and ending each September thirtieth;
- (16) "Policeman" or "police officer", any member of the police force of such cities who holds a rank in such police force;
- (17) "Prior service", all service as a policeman rendered prior to the date the system becomes operative or prior to membership service which is creditable in accordance with the provisions of sections 86.200 to 86.366;
- (18) "Reserve officer", any member of the police reserve force of such cities, armed or unarmed, who works less than full time, without compensation, and who, by his or her assigned function or as implied by his or her uniform, performs duties associated with those of a police officer and who currently receives a service retirement as provided by sections 86.200 to 86.366;
- (19) "Retirement allowance", annual payments for life as provided by sections 86.200 to 86.366 which shall be payable in equal monthly installments or any benefits in lieu thereof granted to a member upon termination of employment as a police officer and actual retirement;
- (20) "Retirement system", the police retirement system of the cities as defined in sections 86.200 to 86.366;
- (21) "Surviving spouse", the surviving spouse of a member who was the member's spouse at the time of the member's death.

86.223. ~~[Six]~~ **A majority of the appointed and elected** trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on the majority vote of the trustees present.

86.247. On the basis of such tables as the board of trustees shall adopt, the actuary shall make an annual valuation of the assets and liabilities of the system created by sections 86.200 to 86.366. **The actuary may use the entry age normal actuarial cost method subject to subsection 2 of section 86.344.**

86.250. Retirement of a member on a service retirement allowance shall be made by the board of trustees as follows:

- ~~[(4)]~~ Any member **who commenced employment before October 1, 2018**, may terminate employment as a police officer and actually retire after completing twenty or more years of creditable service or attaining the age of fifty-five upon the member's written application to the board of trustees setting forth at what time, but not more than ninety days subsequent to the execution and filing of the application, the member desires to be retired[; ————
- ~~(2) Any member in service who has attained the age of sixty-five shall be terminated as a police officer and actually retired forthwith provided that upon request of the chief of police the board of trustees may permit such member to remain in service for periods of not to exceed one year from the date of the last request from the chief of police].~~ **Any member who commenced employment for the first time on or after October 1, 2018, may terminate employment as a police officer and actually retire after completing ten or more years of creditable service and attaining the age of fifty-five upon the member's written application to the board of trustees setting forth at what time, but not more than ninety days subsequent to the execution and filing of the**

application, the member desires to be retired; provided, however, that any member who commenced employment for the first time on or after October 1, 2018, may enter the DROP at any time after completing twenty years of creditable service.

86.251. 1. The board of trustees may develop and establish a deferred retirement option plan (DROP) in which members who are eligible for retirement but who have not terminated employment as police officers and who have not actually retired may participate. The DROP shall be designed to allow members with at least twenty years of creditable service or who have attained the age of fifty-five who have achieved eligibility for retirement and are entitled to a service retirement allowance and other benefits to postpone actual retirement, continue active employment and accumulate a deferred receipt of the service retirement allowance. No one shall participate in the DROP for a period exceeding five years.

2. Any member who has at least twenty years of creditable service or has attained the age of fifty-five may elect in writing before retirement to participate in the DROP. A member electing to participate in the DROP shall postpone actual retirement, shall continue in active employment and shall not receive any direct retirement allowance payments or benefits during the period of participation. **Any member who commenced employment for the first time on or after October 1, 2018, who terminates employment before age fifty-five shall not be eligible to receive a retirement allowance until he or she reaches age fifty-five.**

3. Upon the start of the participation in the DROP, the member shall cease to make any mandatory contributions to the system. No contribution shall be required by the city into the DROP account. During the period of participation in the DROP, the amount that the member would have received as a service retirement allowance if the member had actually retired instead of entering DROP shall be deposited monthly in the member's DROP account which shall be established in the member's name by the board of trustees. The member's service retirement allowance shall not be adjusted for any cost-of-living increases for any period prior to the member's termination of employment as a police officer and actual retirement. Cost-of-living increases, if any, for any period following the member's termination of employment as a police officer and actual retirement shall be applied only to monthly service retirement payments made following termination of employment as a police officer and actual retirement. Service earned during the period of participation in the DROP shall not be creditable service and shall not be counted in determination of any service retirement allowance or surviving spouse's or dependents' benefits. Compensation paid during the period of participation in the DROP shall not be earnable compensation and shall not be counted in the determination of any service retirement allowance or surviving spouse's or dependent's benefits. The member's service retirement allowance shall be frozen as of the date the member enters DROP. Except as specifically provided in sections 86.200 to 86.366, the member's frozen service retirement allowance shall not increase while the member is participating in DROP or after the member's participation in DROP ends, and the member shall not share in any benefit improvement that is enacted or that becomes effective while such member is participating in the DROP.

4. A member shall cease participation in the DROP upon the termination of the member's employment as a police officer and actual retirement, or at the end of the five-year period commencing on the first day of the member's participation in the DROP, or as of the effective date of the member's election to return to active participation in the system, whichever occurs first. A member's election to return to active participation in the system before the end of the five-year period commencing on the first day of participation in the DROP shall be made and shall become effective in accordance with procedures established by the board of trustees. Upon the member's termination of employment as a police officer and actual retirement, the member shall elect to receive the value of the member's DROP account, in one of the following forms of payment:

- (1) A lump sum payment; or
- (2) Equal monthly installments over a ten-year period.

Either form of payment should begin within thirty days after the member's notice to the board of trustees that the member has selected a particular option.

5. If a member who is participating in the DROP elects to return to active participation in the system or if a member who is participating in the DROP does not terminate employment and actually retires as a police officer in the city for which the retirement system was established pursuant to sections 86.200 to 86.366 at the end of the five-year period commencing on the first day of the member's participation in the DROP, the member shall return to active participation in the system and shall resume making mandatory contributions to the system effective as of the day after participation in the DROP ends. The board of trustees shall notify the chief of police to begin deducting mandatory contributions from the member's salary and the member's employment period shall count as creditable service beginning as of the day the member returns to active participation.

6. In no event shall a member, **including any member who commenced employment for the first time on or after October 1, 2018**, whose participation in DROP has ended for any reason be eligible to participate in DROP again.

7. Upon the member's termination of employment as a police officer and actual retirement, the member's mandatory contributions to the retirement system shall be paid to the member pursuant to subsection 4 of section 86.253.

8. If a member dies prior to termination of employment as a police officer and actual retirement while participating in the DROP or before the member has received full withdrawal of the amount in the member's DROP account under the installment optional payment form, the remaining balance of the member's DROP account shall be payable to the member's surviving spouse; or, if the member is then unmarried, to the member's dependent children in equal shares; or, if none, to the member's dependent mother or father; or, if none, to the member's designated beneficiary or, if no such beneficiary is then living, to the member's estate. Payment shall be made in a lump sum within sixty days after receipt by the board of trustees of evidence and proof of the death of a member. In addition, the member's mandatory contributions, if any, that were not already paid to the member pursuant to subsection 4 of section 86.253 shall be paid to the member's surviving spouse pursuant to section 86.288.

9. If a member applies for and receives benefits for an accidental disability retirement allowance pursuant to the provisions of section 86.263, the member shall forfeit all rights, claims or interest in the member's DROP account and the member's benefits shall be calculated as if the member has continued in employment and had not elected to participate in the DROP. Any portion of a DROP account that has been forfeited as provided in this subsection shall be a general asset of the system.

10. ~~[A member's]~~ **The DROP account of a member who commenced employment before October 1, 2018**, shall earn interest equal to the rate of return earned by the system's investment portfolio on a market value basis, including realized and unrealized gains and losses, net of investment expense, as certified by the system's actuary. As of the last day of each plan year beginning after DROP participation begins, the member's DROP account balance, determined as of the last day of the prior plan year, shall be credited with interest at the investment rate earned by the assets of the retirement system for such prior plan year. If distribution of the member's DROP account balance is made in a lump sum under subsection 4 or 8 of this section, interest for the plan year of distribution shall be credited on the ending balance for the prior plan year at the investment rate earned on the assets of the retirement system for the prior plan year, in proportion to the part of the plan year preceding the date of the member's termination of employment or death, whichever is earlier. If the member's DROP account is paid in equal monthly installments pursuant to subsection 4 of this section, interest during the installment period shall be credited as of the last day of each plan year ending after installment payment begins on the account balance as of the first or last day of the plan year, whichever is lower, at the investment rate earned by the assets of the system for the prior plan year. Interest for the year in which the final installment is paid shall be credited on the balance remaining after the final installment is paid, at the investment rate earned on the assets of the system for the prior plan year, in proportion to the part of the plan year preceding payment of the final installment. Any interest credited to the DROP account during the installment period shall be paid as soon as reasonably possible after the final monthly installment. No interest shall be credited on amounts, if any, added to the member's DROP account during the year in which the distribution of the account is completed. **Any member who commenced employment for the first time on or after October 1, 2018, shall earn interest for all purposes for which interest is allowed at the rate of return earned by the ten-year United States Treasury note as of September thirtieth each year plus one percent, not to exceed a rate of six percent per annum.**

11. The board of trustees shall not incur any liability individually or on behalf of other individuals for any act or omission made in good faith in relation to the DROP or assets credited to DROP accounts established by this section. The provisions of the Internal Revenue Code and regulations promulgated thereunder shall supersede any provision of this section if there is any inconsistency with the Internal Revenue Code or regulation.

12. Upon the receipt by the board of trustees of evidence and proof that the death of a member resulted from an event occurring while the member was in the actual performance of duty, and if the member is participating in the DROP, the member's surviving spouse or, if the member is then unmarried, the member's unmarried dependent children, may elect within thirty days after the member's death to have the amount in the member's DROP account paid in the form of a monthly survivor annuity. Payment of the survivor annuity shall begin within sixty days after the election is received. Payment to the member's surviving spouse shall continue until the surviving spouse's death; payment to the member's unmarried dependent children shall be made while any child qualifies as an unmarried dependent child pursuant to section 86.280. The survivor annuity shall be the actuarial equivalent of the

member's DROP account as of the date of the member's death. In no event shall the total amount paid pursuant to this subsection be less than the member's DROP account balance as of the date of the member's death.

86.253. 1. Upon termination of employment as a police officer and actual retirement for service, a member **who commenced employment before October 1, 2018**, shall receive a service retirement allowance which shall be an amount equal to two percent of the member's average final compensation multiplied by the number of years of the member's creditable service, up to twenty-five years, plus an amount equal to four percent of the member's average final compensation for each year of creditable service in excess of twenty-five years but not in excess of thirty years; plus an additional five percent of the member's average final compensation for any creditable service in excess of thirty years. Notwithstanding the foregoing, the service retirement allowance of a member who ~~[does not earn any creditable service after August 11, 1999]~~ **commenced employment before October 1, 2018**, shall not exceed an amount equal to ~~[seventy]~~ **seventy-five** percent of the member's average final compensation~~[- and the service retirement allowance of a member who earns creditable service on or after August 12, 1999, shall not exceed an amount equal to seventy five percent of the member's average final compensation; provided, however, that the service retirement allowance of a member who is participating in the DROP pursuant to section 86.251 on August 12, 1999, who returns to active participation in the system pursuant to section 86.251, and who terminates employment as a police officer and actually retires for reasons other than death or disability before earning at least two years of creditable service after such return shall be the sum of (1) the member's service retirement allowance as of the date the member entered DROP and (2) an additional service retirement allowance based solely on the creditable service earned by the member following the member's return to active participation]. However, if a member commenced employment for the first time on or after October 1, 2018, the service retirement allowance of the member shall not exceed an amount equal to seventy percent of the member's average final compensation.~~ The member's total years of creditable service shall be taken into account for the purpose of determining whether the additional allowance attributable to such additional creditable service is two percent, four percent or five percent of the member's average final compensation.

2. If, at any time since first becoming a member of the retirement system, the member has served in the Armed Forces of the United States, and has subsequently been reinstated as a policeman within ninety days after the member's discharge, the member shall be granted credit for such service as if the member's service in the police department of such city had not been interrupted by the member's induction into the Armed Forces of the United States. If earnable compensation is needed for such period in computation of benefits it shall be calculated on the basis of the compensation payable to the officers of the member's rank during the period of the member's absence. Notwithstanding any provision of sections 86.200 to 86.366 to the contrary, the retirement system governed by sections 86.200 to 86.366 shall be operated and administered in accordance with the applicable provisions of the Uniformed Services Employment and Reemployment Rights Act of 1994, as amended.

3. The service retirement allowance of each present and future retired member **who earned creditable service before October 1, 2018, and** who terminated employment as a police officer and actually retired from service after attaining age fifty-five or after completing twenty years of creditable service shall be increased annually at a rate not to exceed three percent as approved by the board of trustees beginning with the first increase in the second October following the member's retirement and subsequent increases in each October thereafter, provided that each increase is subject to a determination by the board of trustees that the consumer price index (United States City Average Index) as published by the United States Department of Labor shows an increase of not less than the approved rate during the latest twelve-month period for which the index is available at the date of determination; and provided further, that if the increase is in excess of the approved rate for any year, such excess shall be accumulated as to any retired member and increases may be granted in subsequent years subject to a maximum of three percent for each full year from October following the member's retirement but not to exceed a total percentage increase of thirty percent. **The service retirement allowance of a member who commenced employment for the first time on or after October 1, 2018, shall be increased in the same manner; except that, the increases shall not exceed a total percentage increase of twenty-five percent.** In no event shall the increase described under this subsection be applied to the amount, if any, paid to a member or surviving spouse of a deceased member for services as a special consultant under subsection 5 of this section ~~[or, if applicable, subsection 6 of this section]~~. If the board of trustees determines that the index has decreased for any year, the benefits of any retired member that have been increased shall be decreased but not below the member's initial benefit. No annual increase shall be made of less than one percent and no decrease of less than three percent except that any decrease may be limited in amount by the initial benefit.

4. In addition to any other retirement allowance payable under this section and section 86.250, a member, upon termination of employment as police officer and actual service retirement, may request payment of the total amount of the member's mandatory contributions to the retirement system without interest. Upon receipt of such

request, the board shall pay the retired member such total amount of the member's mandatory contributions to the retirement system to be paid pursuant to this subsection within sixty days after such retired member's date of termination of employment as a police officer and actual retirement. **Notwithstanding the foregoing, a member who commenced employment for the first time on or after October 1, 2018, shall not be eligible for the return of his or her mandatory contributions to the retirement system upon termination of employment as a police officer and actual service retirement; except that, a member who commenced employment for the first time on or after October 1, 2018, shall receive his or her mandatory contributions to the retirement system without interest if not vested at the time of termination of employment as a police officer or actual service retirement.**

5. Any person who is receiving retirement benefits from the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, for the remainder of the person's life or, in the case of a deceased member's surviving spouse, until the earlier of the person's death or remarriage, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the special consultant shall be compensated monthly, in an amount which, when added to any monthly retirement benefits being received from the retirement system, including any cost-of-living increases under subsection 3 of this section, shall total six hundred fifty dollars a month. This employment shall in no way affect any person's eligibility for retirement benefits under this chapter, or in any way have the effect of reducing retirement benefits, notwithstanding any provisions of law to the contrary.

86.254. 1. Beginning July 1, 1994, in addition to any other annuity, benefits, or retirement allowance provided pursuant to sections 86.200 to 86.366, each present and future retired member **who commenced employment before October 1, 2018**, after attaining the age of sixty years shall, upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters, for the remainder of the retired member's life, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

2. For the performance of duties required in subsection 1 of this section, each retired member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the retired member is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually. No funding shall be required prior to the effective date of this benefit.

3. Beginning October 1, 1999, in addition to any other benefit provided to any surviving spouse pursuant to sections 86.200 to 86.366, each present and future surviving spouse of a member **who commenced employment before October 1, 2018**, after attaining the age of sixty years shall upon application to the board of trustees, be made, constituted, appointed and employed by the board of trustees as an advisor on the problems of retirement, aging and other matters for the remainder of the surviving spouse's life or until the surviving spouse remarries, whichever is earlier, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required.

4. For the performance of duties required in subsection 3 of this section, each surviving spouse of a member employed as an advisor by the board of trustees shall be compensated monthly in an amount of ten dollars per month multiplied by the number of years the surviving spouse is past the age of sixty years. The compensation provided by this subsection shall be adjusted annually.

86.257. 1. Upon the application of the chief of police or a member, any member who has completed ten or more years of creditable service or upon the police retirement system created by sections 86.200 to 86.366 first attaining, after August 28, 2013, a funded ratio, as defined in section 105.660 and as determined by the system's annual actuarial valuation, of at least eighty percent, a member who has completed five or more years of creditable service and who has become permanently unable to perform the duties of a police officer as the result of an injury or illness not exclusively caused or induced by the actual performance of his or her official duties or by his or her own negligence shall be retired by the board of trustees of the police retirement system upon certification by the medical board of the police retirement system and approval by the board of trustees of the police retirement system that the member is mentally or physically unable to perform the duties of a police officer, that the inability is permanent or likely to become permanent, and that the member should be retired.

2. Once each year during the first five years following such member's retirement, and at least once in every three-year period thereafter, the board of trustees may, and upon the member's application shall, require any nonduty disability beneficiary who has not yet attained sixty years of age to undergo a medical examination at a place

designated by the medical board or such physicians as the medical board appoints. If any nonduty disability beneficiary who has not attained sixty years of age refuses to submit to a medical examination, his or her nonduty disability ~~[pension]~~ **retirement allowance** may be discontinued until his or her withdrawal of such refusal, and if his or her refusal continues for one year, all rights in and to such ~~[pension]~~ **disability retirement allowance** may be revoked by the board of trustees.

3. If the medical board certifies to the board of trustees that a nonduty disability beneficiary is able to perform the duties of a police officer, and if the board of trustees concurs on the report, then such beneficiary's nonduty disability ~~[pension]~~ **retirement allowance** shall cease.

4. If upon cessation of a disability ~~[pension]~~ **retirement allowance** under subsection 3 of this section, the former disability beneficiary is restored to active service, he or she shall again become a member, and he or she shall contribute thereafter at the same rate as other members. Upon his or her subsequent retirement, he or she shall be credited with all of his or her active retirement, but not including any time during which the former disability beneficiary received a disability ~~[pension]~~ **retirement allowance** under this section.

86.260. 1. Upon termination of employment as a police officer and actual retirement for nonduty disability a member shall receive a service retirement allowance as calculated under subsection 1 of section 86.253 if the member has attained the age of fifty-five or completed twenty years of creditable service; otherwise the member shall receive a nonduty disability retirement allowance which shall be equal to ninety percent of the member's accrued service retirement in section 86.253, but not less than one-fourth of the member's average final compensation; provided, however, that no such allowance shall exceed ninety percent of the member's accrued service retirement benefit based on continuation of the member's creditable service to the age set out in section 86.250. **To the extent a member receiving a nonduty disability retirement allowance is gainfully employed, a proportionate offset shall apply against any disability retirement allowance received if the sum of the member's current salary plus disability retirement allowance equals an amount in excess of one hundred twenty-five percent of the member's current salary.**

2. Effective October 1, 1999, the nonduty disability retirement allowance will be increased by fifteen percent of the member's average final compensation for each unmarried dependent child of the disabled member who is under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in gainful occupation sufficient to support himself or herself.

3. Any member receiving benefits pursuant to the provisions of this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the member is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member.

4. Any benefit payable to or for the benefit of a child or children under the age of eighteen years pursuant to the provisions of subsections 2 and 3 of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years in those cases where the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university.

5. No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen.

86.263. 1. Any member in active service who is permanently unable to perform the full and unrestricted duties of a police officer as the natural, proximate, and exclusive result of an accident occurring within the actual performance of duty at some definite time and place, through no negligence on the member's part, shall be retired by the board of trustees of the police retirement system upon certification by the medical board that the member is mentally or physically unable to perform the full and unrestricted duties of a police officer, that the inability is permanent or likely to become permanent, and that the member should be retired. The inability to perform the "full and unrestricted duties of a police officer" means the member is unable to perform all the essential job functions for the position of police officer as established by the chief of police.

2. No member shall be approved for retirement under the provisions of subsection 1 of this section unless the application was made and submitted by the chief of police or a member no later than five years following the date of accident, provided, that if the accident was reported within five years of the date of the accident and an examination made of the member within thirty days of the date of accident by a health care provider whose services were provided through the chief of police with subsequent examinations made as requested, then an application made more than five years following the date of the accident shall be considered timely.

3. Once each year during the first five years following a member's retirement, and at least once in every three-year period thereafter, the board of trustees may require any disability beneficiary who has not yet attained sixty years of age to undergo a medical examination or medical examinations at a place designated by the medical board or such physicians as the medical board appoints. If any disability beneficiary who has not attained sixty years of age refuses to submit to a medical examination, his or her disability ~~[pension]~~ **retirement allowance** may be discontinued by the board of trustees of the police retirement system until his or her withdrawal of such refusal, and if his or her refusal continues for one year, all rights in and to such ~~[pension]~~ **disability retirement allowance** may be revoked by the board of trustees.

4. If the medical board certifies to the board of trustees that a disability beneficiary is able to perform the duties of a police officer, then such beneficiary's disability ~~[pension]~~ **retirement allowance** shall cease.

5. If upon cessation of a disability ~~[pension]~~ **retirement allowance** under subsection 4 of this section, the former disability beneficiary is restored to active service, he or she shall again become a member, and he or she shall contribute thereafter at the same rate as other members. Upon his or her subsequent retirement, he or she shall be credited with all of his or her active service time as a member including the service time prior to receiving disability retirement, but not including any time during which the former disability beneficiary received a disability ~~[pension]~~ **retirement allowance** under this section.

6. If upon cessation of a disability ~~[pension]~~ **retirement allowance** under subsection 4 of this section, the former disability beneficiary is not restored to active service, such former disability beneficiary shall be entitled to the retirement benefit to which such former disability beneficiary would have been entitled if such former disability beneficiary had terminated service for any reason other than dishonesty or being convicted of a felony at the time of such cessation of such former disability beneficiary's disability ~~[pension]~~ **retirement allowance**. For purposes of such retirement benefits, such former disability beneficiary shall be credited with all of the former disability beneficiary's active service time as a member, but not including any time during which the former disability beneficiary received a disability ~~[beneficiary pension]~~ **retirement allowance** under this section.

86.267. 1. Upon termination of employment as a police officer and actual retirement for accidental disability, other than permanent total disability as defined in subsection 2 of this section, a member shall receive a **disability** retirement allowance of seventy-five percent of the member's average final compensation.

2. Any member who, as the natural and proximate result of an accident occurring at some definite time and place in the actual performance of the member's duty through no negligence on the member's part, is permanently and totally incapacitated from performing any work, occupation or vocation of any kind whatsoever shall receive a **disability** retirement allowance as under subsection 1 of this section or, in the discretion of the board of trustees, may receive a larger **disability** retirement allowance in an amount not exceeding the member's rate of compensation as a policeman in effect as of the date the allowance begins.

3. The board of trustees, in its discretion, may, in addition to the **disability retirement** allowance granted in accordance with the provisions of subsections 1 and 2 of this section, grant an allowance in an amount to be determined by the board of trustees, to provide such member with surgical, medical and hospital care reasonably required after retirement, which are the result and in consequence of the accident causing such disability.

4. Any person who is receiving benefits pursuant to subsection 2 of this section on or after August 28, 1997, and any person who is receiving benefits pursuant to subsection 1 of this section on or after October 1, 2001, and who made mandatory contributions to the retirement system, upon application to the board of trustees, shall be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters, and upon request of the board of trustees shall give opinions and be available to give opinions in writing or orally, in response to such requests, as may be required. For such services the retired member shall be paid a lump sum payment in an amount equal to the total amount of the member's mandatory contributions to the retirement system, without interest, within sixty days after approval of the retired member's application by the board of trustees.

86.277. Should a disabled member be restored to active service, such member's disability **retirement** allowance shall cease. The disabled member shall again become a member and shall contribute thereafter at the same rate in effect prior to disability. Any prior service certificate on the basis of which the member's service was computed at the time of retirement shall be restored to full force and effect and in addition upon the member's subsequent retirement, the member shall be credited with all service as a member, and if the member's then average final compensation is less than the average final compensation used in determining the member's disability **retirement** allowance, the latter amount shall be used in determining benefits.

86.283. Upon receipt of proper proofs of the death of a retired member who retired while in service, including retirement for service, ~~ordinary~~ **nonduty** disability or accidental disability, and provided no other benefits are payable from the retirement system, there shall be paid the following benefits:

(1) Effective October 1, 1999, a pension to the surviving spouse until the surviving spouse dies or remarries, whichever is earlier, of forty percent of the deceased member's average final compensation plus fifteen percent of such compensation to, or for the benefit of, each unmarried dependent child of the deceased member, who is either under the age of eighteen, or who, regardless of age, is totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support himself or herself;

(2) Any surviving spouse or unmarried dependent child receiving benefits pursuant to this section immediately prior to October 1, 1999, shall upon application to the board of trustees be made, constituted, appointed and employed by the board of trustees as a special consultant on the problems of retirement, aging and other matters while the surviving spouse or unmarried dependent child is receiving such benefits, and upon request of the board of trustees shall give opinions in writing or orally in response to such requests as may be required. Beginning October 1, 1999, for such services as may be required, a surviving spouse shall receive additional monthly compensation equal to the amount which when added to the benefits the surviving spouse was receiving pursuant to this section prior to October 1, 1999, determined without regard to any increase applied to such benefits prior to October 1, 1999, pursuant to subdivision (8) of this section, will increase the surviving spouse's total monthly payment pursuant to this section to forty percent of the deceased member's average final compensation, and there shall be payable an additional monthly compensation of one hundred dollars or five percent of the member's average final compensation, whichever is greater, for each unmarried dependent child of the member. The additional monthly compensation payable to a surviving spouse pursuant to this subdivision shall be adjusted for any cost-of-living increases that apply to the benefit the surviving spouse was receiving prior to October 1, 1999;

(3) If no surviving spouse benefits are payable pursuant to subdivisions (1) and (2) of this section, such total pension as would have been paid pursuant to subdivisions (1) and (2) of this section had there been a surviving spouse, determined without regard to any increase which would have applied to the surviving spouse's benefits pursuant to subdivision (8) of this section, shall be divided among the unmarried dependent children under age eighteen and unmarried dependent children, regardless of age, who are totally and permanently mentally or physically disabled and incapacitated from engaging in a gainful occupation sufficient to support themselves. The benefit shall be divided equally among the eligible dependent children, and the share of a child who is no longer eligible shall be divided equally among the remaining eligible dependent children; provided that not more than one-half of the surviving spouse's benefits shall be paid for one child;

(4) No benefits pursuant to this section shall be paid to a child over eighteen years of age who is totally and permanently disabled if such child is a patient or resident of a public-supported institution, nor shall such benefits be paid unless such disability occurred prior to such child reaching the age of eighteen;

(5) Whenever any dependent child designated by the board of trustees to receive benefits pursuant to this section is in the care of the surviving spouse of the deceased member, such benefits may be paid to such surviving spouse for the child;

(6) In the event of the death of a retired member receiving accidental disability benefits before such benefits have been paid for five years, the member's surviving spouse until the surviving spouse dies or remarries, whichever is earlier, shall receive an additional pension of ten percent of the deceased member's final average compensation;

(7) Any benefit payable to, or for the benefit of, a child or children under the age of eighteen years pursuant to subdivisions (1) to (3) of this section shall continue to be paid beyond the age of eighteen years through the age of twenty-two years if the child is a full-time student at a regularly accredited college, business school, nursing school, school for technical or vocational training, or university, but such extended benefit shall cease whenever the child ceases to be a student. A college or university shall be deemed to be regularly accredited which maintains membership in good standing in a national or regional accrediting agency recognized by any state college or university;

(8) The benefits payable pursuant to this section to the surviving spouse of a retired member who received or was entitled to receive a service retirement allowance shall be increased in the same percentages and pursuant to the same method as is provided in section 86.253 for adjustments in the service retirement allowance of a retired member.

86.288. In addition to any other benefits payable, notwithstanding any provisions of sections 86.280 and 86.287 to the contrary, if a member **who commenced employment before October 1, 2018**, dies while commissioned as a peace officer, or after retiring and before receiving a refund of the member's mandatory contributions in accordance with section 86.253 or 86.290, or while receiving a disability retirement allowance in accordance with section 86.253 or 86.257, the total amount of the member's mandatory contributions to the retirement system shall be paid without interest to the surviving spouse of such member. Payment pursuant to this section shall be made within sixty days after the later of the date proper proofs of death are provided or August 28, 1994, regardless of when the member died or actually retired, provided that the surviving spouse shall be alive on the date that payment is made.

86.290. **Except in the case of a member who commenced employment for the first time on or after October 1, 2018, who is not vested under section 86.354**, should a member cease to be a policeman except by death or actual retirement, the member may request payment of the amount of the accumulated contributions standing to the credit of the member's individual account, including members' interest, in which event such amount shall be paid to the member not later than one year after the member ceases to be a policeman. If the former member is reemployed as a policeman before any portion of such former member's accumulated contributions is distributed, no distribution shall be made. If the former member is reemployed as a policeman after a portion of the former member's accumulated contributions is distributed, the amount remaining shall also be distributed.

86.320. 1. **(1)** The board of trustees shall certify to the chief of police who shall cause to be deducted, **prior to taxation**, from the salary of each member **hired before October 1, 2018**, on each and every payroll for each and every pay period, ~~seven~~ **eight** percent of the compensation of each member who is not participating in the DROP, including each member whose participation in the DROP has ended and who has returned to active participation in the system pursuant to section 86.251, and zero percent of the compensation of each member who is participating in the DROP or whose participation in the DROP has ended but who has not returned to active participation in the system pursuant to section 86.251.

(2) The board of trustees shall certify to the chief of police who shall cause to be deducted, prior to taxation, from the salary of each member hired on or after October 1, 2018, on each and every payroll for each and every pay period, nine percent of the compensation of each member who is not participating in the DROP and zero percent of the compensation of each member who is participating in the DROP.

2. The deductions provided for in this section shall be made notwithstanding that the minimum compensation provided by law for any member shall be reduced thereby. Every member shall be deemed to consent to the deductions made and provided for in this section, and shall receipt for the member's full salary or compensation and payment of salary or compensation less such deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 86.200 to 86.366. The chief of police shall certify to the board of trustees on each and every payroll or in such other manner as the board of trustees shall prescribe the amount deducted, and such amounts shall be paid into the system and shall be credited together with members' interest thereon to the individual account of the member from whose compensation such deduction was made.

3. The board of trustees is authorized to grant additional benefits for such parts of contributions as were made prior to the adoption of the seven-percent rate for all members which were in excess of the compulsory contributions required of each member.

86.330. **1.** After each annual valuation, the actuary engaged by the board to make the valuation required by sections 86.200 to 86.366, shall determine the normal contribution rate. The normal contribution rate shall be the rate percent of the earnable compensation of all members obtained by deducting from the total liabilities of the retirement system the amount of the assets in hand to the credit of the retirement system and the present value of expected future member contributions and dividing the remainder by one percent of the present value of the prospective future compensation of all members as computed on the basis of mortality and service tables and interest assumptions adopted by the board of trustees.

2. Notwithstanding the provisions of subsection 1 of this section, if a city not within a county adopts an ordinance as described in subsection 2 of section 86.344, then, after the effective date of such ordinance, for each annual valuation for the first of the plan years beginning with the plan year of such adoption and each subsequent year, the actuary engaged by the board to make the valuation required by sections 86.200 to 86.366 shall determine the normal cost for such year using the entry age normal actuarial cost method as described in this subsection. Under the entry age normal actuarial cost method, the actuarial present value of the projected benefits of each individual included in an actuarial valuation is allocated on a level basis over the service of the individual between entry age and assumed exit age. The portion of this actuarial present value allocated to a valuation year is called the "normal cost".

86.333. **1.** At the first valuation after the effective date of these amendments the actuary engaged by the board of trustees shall compute the rate percent of the total earnable compensation of all members which is equivalent to four percent of the amount of the total unfunded benefit liability on account of all members and beneficiaries which is not dischargeable by the aforesaid normal contribution made on account of such members during the remainder of their active service. The rate percent originally so determined shall be known as "the accrued liability contribution rate".

2. (1) Notwithstanding the provisions of subsection 1 of this section, if a city not within a county adopts an ordinance as described in subsection 2 of section 86.344, then, after each annual valuation for plan years beginning with the year of such adoption, the actuary engaged by the board to make the valuation required by sections 86.200 to 86.366 shall determine the actuarial accrued liability under the entry age normal actuarial cost method. Under the entry age normal actuarial cost method, the actuarial present value of the projected benefits of each individual included in an actuarial valuation is allocated on a level basis over the service of the individual between entry age and assumed exit age. The portion of this actuarial present value not provided for at a valuation date by the actuarial present value of future normal costs is called the "actuarial accrued liability".

(2) The actuary shall determine the initial unfunded actuarial accrued liability as the amount by which the actuarial accrued liability exceeds the actuarial value of the assets of the retirement system. The amortization payment for the initial unfunded actuarial accrued liability as of October 1, 2018, shall be determined as a level percentage of payroll for a twenty-year period. The amortization period for subsequent years for the initial unfunded accrued liability shall decline by one year for each of the next twenty years. Any changes in the unfunded accrued liability that result from experience gains and losses, changes in actuarial assumptions, and changes in plan benefits for plan years beginning on or after October 1, 2018, shall be amortized in accordance with policies and procedures adopted by the board. Such policies shall include the period of amortization and pattern of payments, provided that the period of amortization is no more than thirty years. Other than the initial unfunded liability, the board may combine amortization periods in the interest of efficiency if the effect upon the contribution calculation is not considered material. Such policies adopted by the board shall be based on the advice of the system's actuary and shall comply with all applicable actuarial standards of practice.

86.337. **1.** The total amount payable to the retirement system for each fiscal year shall be not less than the normal contribution rate of the total compensation earnable by all members during the year; provided, however, that the aggregate payment by the said cities shall be sufficient when combined with the assets of the retirement system to provide the pensions and other benefits payable during the then current year.

2. Notwithstanding the provisions of subsection 1 of this section, if a city not within a county adopts an ordinance as described in subsection 2 of section 86.344, the total amount payable to the retirement system for each plan year, beginning on or after October first of the year of the adoption of such ordinance, shall be not less than the greater of the following:

- (1) The sum of:**
 - (a) The normal cost determined under section 86.330; and**
 - (b) The unfunded accrued liability contribution determined under section 86.333; or**
- (2) The amount, when combined with the assets of the retirement system, required to provide the pensions and other benefits payable during the then current plan year.**

86.344. **1.** On or before the first day of March of each year the board of trustees shall certify to the board of estimate and apportionment of the city the amounts which will become due and payable during the year next following for expenses pursuant to subsection 2 of section 86.343 and the cost of benefits as determined pursuant to

section 86.337. The amounts so certified shall be appropriated by the city and transferred to the retirement system in equal payments in the first six months of the ensuing year.

2. The city may change the actuarial formula by which such amounts are calculated to the entry age normal actuarial cost method. The city may adopt an ordinance authorizing the change to the entry age normal actuarial cost method, which ordinance shall include the city's expressed acknowledgment that the benefit calculation formula change is undertaken voluntarily and not under compulsion by the state of Missouri, so that the conversion does not implicate the provisions of article X, sections 16 to 23 of the Constitution of Missouri. If either the provisions of this subsection or the city's adoption of the entry age normal actuarial cost method is determined by a final judgment of a court of competent jurisdiction to violate article X, sections 16 to 23 of the Constitution of Missouri, then this subsection and subsection 2 of section 86.330, subsection 2 of section 86.333, and subsection 2 of section 86.337 referencing this subsection shall be null and void, the method of calculation shall revert to the method used before the effective date of this subsection, and the board of trustees shall certify to the board of estimate and apportionment of the city the amounts that will become due and payable during the year based upon the formula described in subsection 1 of section 86.330, subsection 1 of section 86.333, and subsection 1 of section 86.337.

86.354. **1.** A member's benefit shall be one hundred percent vested and nonforfeitable upon the first of the following to occur:

- (1) The member's attainment of age fifty-five, the normal retirement age; or
- (2) The member's completion of twenty years of creditable service regardless of age; or
- (3) The termination of the plan established pursuant to sections 86.200 to 86.366, to the extent the plan is funded.

2. Notwithstanding any provision in subsection 1 of this section to the contrary:

- (1) Any member who commenced employment before October 1, 2018, who has completed a total of twenty years of creditable service is eligible for retirement at any age; and
- (2) Any member who commenced employment for the first time on or after October 1, 2018, who is one hundred percent vested due to the completion of ten years of creditable service shall not be eligible to receive a retirement allowance until the age of fifty-five.

3. Forfeitures of any nature under such plan shall not be used to increase the benefits of any member, but shall be used to reduce the city's contributions pursuant to section 86.243.

86.355. Any member's retirement allowance under the provisions of sections 86.200 to 86.366 shall not be affected by where such member resides at any time during the members employment or retirement.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Plocher, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Walker (3), **HB 2322, as amended**, was ordered perfected and printed.

HCS HB 2249, relating to child care facilities, was taken up by Representative Wood.

On motion of Representative Wood, the title of **HCS HB 2249** was agreed to.

On motion of Representative Wood, **HCS HB 2249** was adopted.

On motion of Representative Wood, **HCS HB 2249** was ordered perfected and printed.

HCS HBs 1656 & 2075, relating to professional employer organizations, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HCS HBs 1656 & 2075** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1656 & 2075, Page 1, Section A, Line 3, by inserting after said section and line the following:

"285.530. 1. No business entity or employer, **public or private**, shall knowingly employ, hire for employment, or continue to employ an unauthorized alien to perform work within the state of Missouri.

2. ~~[As a condition for the award of any contract or grant in excess of five thousand dollars by the state or by any political subdivision of the state to a business entity, or for any business entity receiving a state administered or subsidized tax credit, tax abatement, or loan from the state, the business entity shall, by sworn affidavit and provision of documentation, affirm its enrollment and participation in a federal work authorization program with respect to the employees working in connection with the contracted services. Every such business entity shall also sign an affidavit affirming that it does not knowingly employ any person who is an unauthorized alien in connection with the contracted services. Any entity contracting with the state or any political subdivision of the state shall only be required to provide the affidavits required in this subsection to the state and any political subdivision of the state with which it contracts, on an annual basis. During or immediately after an emergency, the requirements of this subsection that a business entity enroll and participate in a federal work authorization program shall be suspended for fifteen working days. As used in this subsection, "emergency" includes the following natural and manmade disasters: major snow and ice storms, floods, tornadoes, severe weather, earthquakes, hazardous material incidents, nuclear power plant accidents, other radiological hazards, and major mechanical failures of a public utility facility.~~

~~3.]~~ All ~~[public]~~ employers, **public or private, and business entities** shall enroll and actively participate in a federal work authorization program.

~~[4.]~~ **3.** An employer ~~[may enroll and participate in a federal work authorization program and]~~ **or business entity** shall verify the employment eligibility of every employee in the employer's **or business entity's** hire whose employment commences after the employer **or business entity** enrolls in a federal work authorization program. The employer **or business entity** shall retain a copy of the dated verification report received from the federal government. ~~[Any]~~ **A business entity [that participates] enrolling and participating** in such program shall have an affirmative defense that such business entity has not violated subsection 1 of this section.

~~[5.]~~ **4.** A general contractor or subcontractor of any tier shall not be liable under sections 285.525 to 285.550 when such general contractor or subcontractor contracts with its direct subcontractor who violates subsection 1 of this section, if the contract binding the contractor and subcontractor affirmatively states that the direct subcontractor is not knowingly in violation of subsection 1 of this section and shall not henceforth be in such violation and the contractor or subcontractor receives a sworn affidavit under the penalty of perjury attesting to the fact that the direct subcontractor's employees are lawfully present in the United States.

285.535. 1. The attorney general shall enforce the requirements of sections 285.525 to 285.550.

2. An enforcement action shall be initiated by means of a written, signed complaint under penalty of perjury as defined in section 575.040 to the attorney general submitted by any state official, business entity, or state resident. A valid complaint shall include an allegation which describes the alleged violator as well as the actions constituting the violation, and the date and location where such actions occurred. A complaint which alleges a violation solely or primarily on the basis of national origin, ethnicity, or race shall be deemed invalid and shall not be enforced.

3. Upon receipt of a valid complaint, the attorney general shall, within fifteen business days, request identity information from the business entity regarding any persons alleged to be unauthorized aliens. Such request shall be made by certified mail. The attorney general shall direct the applicable municipal or county governing body to suspend any applicable license, permit, or exemptions of any business entity which fails, within fifteen business days after receipt of the request, to provide such information.

4. The attorney general, after receiving the requested identity information from the business entity, shall submit identity data required by the federal government to verify, under 8 U.S.C. 1373, the immigration status of such persons, and shall provide the business entity with written notice of the results of the verification request:

(1) If the federal government notifies the attorney general that an employee is authorized to work in the United States, the attorney general shall take no further action on the complaint;

(2) If the federal government notifies the attorney general that an employee is not authorized to work in the United States, the attorney general shall proceed on the complaint as provided in subsection 5 of this section;

(3) If the federal government notifies the attorney general that it is unable to verify whether an employee is authorized to work in the United States, the attorney general shall take no further action on the complaint until a verification from the federal government concerning the status of the individual is received. At no point shall any state official attempt to make an independent determination of any alien's legal status without verification from the federal government.

5. ~~[(1) If the federal government notifies the attorney general that an employee is not authorized to work in the United States, and the employer of the unauthorized alien participates in a federal work authorization program, there shall be a rebuttable presumption that the employer has met the requirements for an affirmative defense under subsection 4 of section 285.530, and the employer shall comply with subsection 6 of this section.—~~

~~————(2)] If the federal government notifies the attorney general that an employee is not authorized to work in the United States, the attorney general shall bring a civil action in the circuit court of Cole County if the attorney general reasonably believes the business entity [knowingly] violated subsection 1 of section 285.530[—~~

~~————(a) If the court finds that a business entity did not knowingly violate subsection 1 of section 285.530, the employer shall have fifteen business days to comply with subdivision (1) and paragraph (a) of subdivision (2) of subsection 6 of this section. If the entity fails to do so, the court shall direct the applicable municipal or county governing body to suspend the business permit, if such exists, and any applicable licenses or exemptions of the entity until the entity complies with subsection 6 of this section;—~~

~~————(b) If the court finds that a business entity knowingly violated subsection 1 of section 285.530, the court shall direct the applicable municipal or county governing body to suspend the business permit, if such exists, and any applicable licenses or exemptions of such business entity for fourteen days. Permits, licenses, and exemptions shall be reinstated for entities who comply with subsection 6 of this section at the end of the fourteen day period].~~

(1) Upon a finding of a first violation of section 285.530 by a business entity, the court shall order the suspension of all licenses that are held by the business entity for a minimum of one day and a maximum of thirty days.

(2) Upon a finding of a second violation of section 285.530 by a business entity, the court shall order the suspension of all licenses that are held by the business entity for a minimum of thirty days and a maximum of one year.

(3) Upon a finding of a third violation of section 285.530 by a business entity, the court shall order the permanent suspension of all licenses that are held by the business entity as well as the revocation of the business entity's registration as a corporation, limited liability company, or limited partnership in the state of Missouri, if applicable.

6. ~~[The correction of a violation with respect to the employment of an unauthorized alien shall include the following actions:—~~

~~————(1) (a) The business entity terminates the unauthorized alien's employment. If the business entity attempts to terminate the unauthorized alien's employment and such termination is challenged in a court of the state of Missouri, the fifteen business day period for providing information to the attorney general referenced in subsection 3 of this section shall be tolled while the business entity pursues the termination of the unauthorized alien's employment in such forum; or—~~

~~————(b) The business entity, after acquiring additional information from the employee, requests a secondary or additional verification by the federal government of the employee's authorization, under the procedures of a federal work authorization program. While this verification is pending, the fifteen business day period for providing information to the attorney general referenced in subsection 3 of this section shall be tolled; and—~~

~~————(2) A legal representative of the business entity submits, at an office designated by the attorney general, the following:—~~

~~————(a) A sworn affidavit stating that the violation has ended that shall include a description of the specific measures and actions taken by the business entity to end the violation, and the name, address, and other adequate identifying information for any unauthorized aliens related to the complaint; and—~~

~~_____ (b) Documentation acceptable to the attorney general which confirms that the business entity has enrolled in and is participating in a federal work authorization program.~~

~~_____ 7. The suspension of a business license or licenses under subsection 5 of this section shall terminate one business day after a legal representative of the business entity submits the affidavit and other documentation required under subsection 6 of this section following any period of restriction required under subsection 5 of this section.~~

~~_____ 8. For an entity that violates subsection 1 of section 285.530 for a second time, the court shall direct the applicable municipal or county governing body to suspend, for one year, the business permit, if such exists, and any applicable license or exemptions of the business entity. For a subsequent violation, the court shall direct the applicable municipal or county governing body to forever suspend the business permit, if such exists, and any applicable license or exemptions of the business entity.~~

~~_____ 9.] In addition to the penalties in [subsections] **subsection 5** [and 8] of this section:~~

(1) Upon the first violation of subsection 1 of section 285.530 by any business entity awarded a state contract or grant or receiving a state-administered tax credit, tax abatement, or loan from the state, the business entity shall be deemed in breach of contract and the state may terminate the contract and suspend or debar the business entity from doing business with the state for a period of three years. Upon such termination, the state may withhold up to twenty-five percent of the total amount due to the business entity;

(2) Upon a second or subsequent violation of subsection 1 of section 285.530 by any business entity awarded a state contract or grant or receiving a state-administered tax credit, tax abatement, or loan from the state, the business entity shall be deemed in breach of contract and the state may terminate the contract and permanently suspend or debar the business entity from doing business with the state. Upon such termination, the state may withhold up to twenty-five percent of the total amount due to the business entity.

~~[10.] 7. Sections 285.525 to 285.550 shall not be construed to deny any procedural mechanisms or legal defenses included in a federal work authorization program.~~

~~[11.] 8. Any business entity subject to a complaint and subsequent enforcement under sections 285.525 to 285.540, or any employee of such a business entity, may challenge the enforcement of this section with respect to such entity or employee in the courts of the state of Missouri.~~

~~[12.] 9. If the court finds that any complaint is frivolous in nature or finds no probable cause to believe that there has been a violation, the court shall dismiss the case. For purposes of this subsection, "frivolous" shall mean a complaint not shown by clear and convincing evidence to be valid. Any person who submits a frivolous complaint shall be liable for actual, compensatory, and punitive damages to the alleged violator for holding the alleged violator before the public in a false light. If the court finds that a complaint is frivolous or that there is not probable cause to believe there has been a violation, the attorney general shall issue a public report to the complainant and the alleged violator stating with particularity its reasons for dismissal of the complaint. Upon such issuance, the complaint and all materials relating to the complaint shall be a public record as defined in chapter 610.~~

~~[13.] 10. The determination of whether a worker is an unauthorized alien shall be made by the federal government. A determination of such status of an individual by the federal government shall create a rebuttable presumption as to that individual's status in any judicial proceedings brought under this section or section 285.530. The court may take judicial notice of any verification of an individual's status previously provided by the federal government and may request the federal government to provide automated or testimonial verification.~~

~~[14.] 11. Compensation, whether in money or in kind or in services, [knowingly] provided to any unauthorized alien shall not be allowed as a business expense deduction from any income or business taxes of this state.~~

~~[15.] 12. Any business entity which terminates an employee in accordance with this section shall not be liable for any claims made against the business entity under chapter 213 for the termination.~~

13. Any costs incurred by the business entity for participating in a federal work authorization program may be deducted from the business entity's income or business taxes in this state.

285.555. Should the federal government discontinue or fail to authorize or implement any federal work authorization program, then subsections 2 and 3 of section 285.530 ~~[and paragraph (b) of subdivision (1) of subsection 6 of section 285.535 and paragraph (b) of subdivision (2) of subsection 6 of section 285.535]~~ shall not apply after the date of discontinuance or failure to authorize or implement, and the general assembly shall review sections 285.525 to 285.555 for the purpose of determining whether the sections are no longer applicable and should be repealed."; and

Further amend said bill, Page 14, Section 285.750, Line 26, by inserting after all of said section and line the following:

"Section B. The repeal and reenactment of sections 285.530, 285.535, and 285.555 of this act shall become effective January 1, 2019."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Beck raised a point of order that **House Amendment No. 1** is not germane to the bill.

The Chair ruled the point of order not well taken.

House Amendment No. 1 was withdrawn.

On motion of Representative Cornejo, **HCS HBs 1656 & 2075** was adopted.

On motion of Representative Cornejo, **HCS HBs 1656 & 2075** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 1953, relating to public health and welfare, was taken up by Representative Neely.

On motion of Representative Neely, **HB 1953** was read the third time and passed by the following vote:

AYES: 130

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Christofanelli	Conway 10	Conway 104
Cornejo	Cross	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Johnson	Justus	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

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NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 028

Alferman	Bernskoetter	Black	Brattin	Brown 94
Chipman	Cookson	Corlew	Curtis	DeGroot
Ellebracht	Fitzwater	Green	Higdon	Kelley 127
Kendrick	Mathews	May	Messenger	Newman
Peters	Razer	Reiboldt	Shumake	Smith 85
Vescovo	Walker 74	Mr. Speaker		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 2122, relating to vehicle sales, was taken up by Representative Engler.

Representative Smith (163) assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 108

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Bondon	Brattin	Brown 57	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Mr. Speaker		

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Ellington

Franks Jr	Gray	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Pierson Jr	Pogue	Quade	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 013

Bernskoetter	Brown 94	Chipman	Curtis	Green
Haefner	Messenger	Newman	Peters	Razer
Smith 85	Walker 74	Wood		

VACANCIES: 001

On motion of Representative Engler, **HB 2122** was read the third time and passed by the following vote:

AYES: 119

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Berry
Bondon	Brown 27	Brown 57	Butler	Carpenter
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fraker	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stephens 128
Stevens 46	Swan	Tate	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 031

Andrews	Black	Brattin	Burnett	Christofanelli
Conway 10	Curtis	Curtman	Ellington	Fitzwater
Francis	Gray	Hansen	Hurst	Johnson
Justus	Love	Marshall	May	McDaniel
Moon	Morris 140	Neely	Phillips	Pogue
Remole	Roeber	Spencer	Stacy	Taylor
Trent				

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PRESENT: 000

ABSENT WITH LEAVE: 012

Bernskoetter	Brown 94	Burns	Chipman	Green
Haefner	Messenger	Newman	Peters	Razer
Smith 85	Walker 74			

VACANCIES: 001

Representative Smith (163) declared the bill passed.

On motion of Representative Austin, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Anders	Barnes 60	Basye	Black
Brown 27	Davis	DeGroot	Dinkins	Fraker
Francis	Franks Jr	Frederick	Gannon	Hansen
Henderson	Hurst	Justus	Kidd	Lant
Lichtenegger	McGaugh	Miller	Morris 140	Morse 151
Phillips	Pogue	Redmon	Remole	Rhoads
Rowland 155	Rowland 29	Taylor	Walsh	White

NOES: 000

PRESENT: 049

Anderson	Austin	Bahr	Baringer	Barnes 28
Beard	Berry	Chipman	Corlew	Cornejo
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Gregory	Grier	Haahr	Hannegan	Helms
Hill	Houx	Knight	Kolkmeier	Lynch
Mathews	McCann Beatty	McDaniel	McGee	Meredith 71
Morgan	Muntzel	Neely	Nichols	Pfautsch
Pike	Reisch	Runions	Ruth	Schroer
Shull 16	Sommer	Stacy	Stephens 128	Swan
Vescovo	Walker 3	Wiemann	Wilson	

ABSENT WITH LEAVE: 078

Adams	Andrews	Arthur	Bangert	Beck
Bernskoetter	Bondon	Brattin	Brown 57	Brown 94
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Cookson	Cross	Curtis
Curtman	Dogan	Ellington	Engler	Fitzwater

Franklin	Gray	Green	Haefner	Harris
Higdon	Houghton	Johnson	Kelley 127	Kelly 141
Kendrick	Korman	Lauer	Lavender	Love
Marshall	Matthiesen	May	McCreery	Merideth 80
Messenger	Mitten	Moon	Mosley	Newman
Peters	Pierson Jr	Pietzman	Plocher	Quade
Razer	Rehder	Reiboldt	Revis	Roberts
Roden	Roeber	Rone	Ross	Shaul 113
Shumake	Smith 85	Smith 163	Spencer	Stevens 46
Tate	Trent	Unsicker	Walker 74	Washington
Wessels	Wood	Mr. Speaker		

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HB 1344, relating to private probation services for misdemeanor offenses, was taken up by Representative Hill.

On motion of Representative Hill, **HB 1344** was read the third time and passed by the following vote:

AYES: 125

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dinkins
Dohrman	Eggleston	Ellebracht	Ellington	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Hill
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walsh	Washington	White	Wiemann	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

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ABSENT WITH LEAVE: 036

Andrews	Bangert	Barnes 60	Brown 94	Butler
Carpenter	Christofanelli	Cookson	Curtis	DeGroot
Dogan	Engler	Franklin	Gray	Green
Haefner	Harris	Higdon	Houghton	Korman
Messenger	Newman	Peters	Pierson Jr	Razer
Rone	Schroer	Shumake	Smith 85	Smith 163
Spencer	Trent	Walker 74	Wessels	Wilson
Wood				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1800, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, **HB 1800** was read the third time and passed by the following vote:

AYES: 109

Anders	Anderson	Austin	Bahr	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Burns
Chipman	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dinkins	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Merideth 80	Miller
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 019

Barnes 28	Brown 27	Burnett	Ellington	Hurst
May	McCann Beatty	McCreery	McGee	Meredith 71
Mitten	Moon	Morgan	Mosley	Pogue
Quade	Roberts	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 034

Adams	Alferman	Andrews	Arthur	Bangert
Barnes 60	Brown 94	Butler	Carpenter	Christofanelli
Conway 10	Cookson	Curtis	DeGroot	Dogan
Engler	Franklin	Frederick	Gray	Green
Haefner	Higdon	Korman	Messenger	Newman
Peters	Razer	Rone	Shumake	Smith 85
Smith 163	Trent	Walker 74	Wood	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1874, relating to products sold in the state capitol, was taken up by Representative Taylor.

On motion of Representative Taylor, **HB 1874** was read the third time and passed by the following vote:

AYES: 120

Adams	Anderson	Andrews	Austin	Bahr
Baringer	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Chipman
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson

NOES: 011

Anders	Conway 10	Ellington	Franks Jr	Marshall
May	Merideth 80	Pierson Jr	Pogue	Roberts
Unsicker				

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Bangert	Barnes 60	Brown 94
Butler	Carpenter	Christofanelli	Cookson	DeGroot
Engler	Francis	Franklin	Frederick	Gray
Green	Haefner	Justus	Messenger	Newman
Peters	Razer	Rone	Shumake	Smith 85
Smith 163	Stephens 128	Trent	Walker 74	Wood
Mr. Speaker				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1364, relating to transportation and delivery of petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, **HCS HB 1364** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franks Jr	Frederick	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Neely	Nichols	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Cornejo	Hurst	Marshall	Pogue	Roden
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PRESENT: 000

ABSENT WITH LEAVE: 023

Bangert	Barnes 60	Brown 94	Butler	Carpenter
Cookson	DeGroot	Ellington	Francis	Franklin
Gannon	Gray	Green	Haefner	Messenger
Muntzel	Newman	Peters	Pfautsch	Razer
Rone	Smith 85	Walker 74		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1713, relating to the Missouri adoptee rights act, was taken up by Representative Phillips.

On motion of Representative Phillips, **HCS HB 1713** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Bondon	Brown 27	Brown 57	Burnett	Burns
Chipman	Christofanelli	Conway 10	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 019

Arthur	Barnes 60	Black	Brattin	Brown 94
Butler	Carpenter	Conway 104	Cookson	DeGroot
Gray	Green	Messenger	Newman	Peters
Razer	Smith 85	Walker 74	Washington	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1714, relating to adoption records, was taken up by Representative Phillips.

On motion of Representative Phillips, **HCS HB 1714** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Black	Brown 27
Brown 57	Burnett	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kendrick	Knight	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McDaniel	McGaugh	McGee	Merideth 80
Miller	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 012

Barnes 28	Bernskoetter	Bondon	Ellebracht	Hurst
McCann Beatty	McCreery	Meredith 71	Mitten	Moon
Pogue	Stephens 128			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Barnes 60	Berry	Brattin	Brown 94	Butler
Carpenter	Cookson	DeGroot	Kelly 141	Kidd
Kolkmeier	Korman	Lauer	Messenger	Newman
Peters	Razer	Rehder	Roeber	Smith 85
Walker 74				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 2026, relating to persons confined in jails, was taken up by Representative Wilson.

On motion of Representative Wilson, **HB 2026** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brown 27	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 007

Ellington	Houghton	Knight	Marshall	McDaniel
Pogue	Roden			

PRESENT: 000

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ABSENT WITH LEAVE: 020

Barnes 60	Berry	Brattin	Brown 57	Brown 94
Butler	Carpenter	Cookson	Kidd	Kolkmeier
Messenger	Newman	Peters	Razer	Rehder
Roeber	Rowland 29	Smith 85	Swan	Walker 74

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 2043, relating to Law Enforcement Appreciation Day, was taken up by Representative Tate.

On motion of Representative Tate, **HB 2043** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Knight	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Ellington

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 023

Barnes 60	Beck	Berry	Brown 57	Brown 94
Butler	Carpenter	Cookson	Frederick	Hannegan
Kidd	Kolkmeyer	Lauer	Messenger	Miller
Neely	Newman	Peters	Razer	Roeber
Rowland 29	Smith 85	Walker 74		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2042, relating to sexual offenders, was taken up by Representative Bahr.

On motion of Representative Bahr, **HCS HB 2042** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Brattin	Brown 27	Burnett	Burns	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Moon	Pogue
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PRESENT: 000

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ABSENT WITH LEAVE: 016

Arthur	Barnes 60	Berry	Bondon	Brown 57
Brown 94	Butler	Carpenter	Cookson	Messenger
Newman	Peters	Razer	Roeber	Smith 85
Walker 74				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

Representative Houx assumed the Chair.

HCS HB 1991, relating to the deployment of utilities infrastructure, was taken up by Representative Rhoads.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Berry	Brown 57	Brown 94	Butler
Cookson	Corlew	Lauer	Lavender	Messenger
Newman	Peters	Razer	Smith 85	Walker 74
Mr. Speaker				

VACANCIES: 001

On motion of Representative Rhoads, **HCS HB 1991** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roerber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 014

Burnett	Hurst	Kendrick	Korman	Marshall
McCreery	McDaniel	Mitten	Moon	Morgan
Nichols	Pogue	Quade	Roberts	

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Berry	Brown 57	Brown 94	Butler
Cookson	Fraker	Lavender	Lichtenegger	Messenger
Newman	Peters	Razer	Rone	Smith 85
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 001

Representative Houx declared the bill passed.

HCS HB 1614, relating to the regulation of agricultural inputs, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HCS HB 1614** was read the third time and passed by the following vote:

AYES: 109

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Brown 27	Burnett	Burns	Carpenter
Ellebracht	Ellington	Franks Jr	Gray	Green
Harris	Kendrick	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Mosley	Nichols
Pierson Jr	Pogue	Quade	Revis	Roberts
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Beck	Brown 57	Brown 94	Butler
Haefner	Kelly 141	Messenger	Newman	Peters
Razer	Rhoads	Smith 85	Walker 74	

VACANCIES: 001

Representative Houx declared the bill passed.

HCS HB 1461, relating to the address confidentiality program, was taken up by Representative Anderson.

On motion of Representative Anderson, **HCS HB 1461** was read the third time and passed by the following vote:

AYES: 148

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Butler	Gannon	Messenger
Newman	Peters	Razer	Rhoads	Smith 85
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Houx declared the bill passed.

THIRD READING OF HOUSE BILLS - INFORMAL

Representative Spencer moved that **HCS HB 1907** be recommitted to the Committee on Agriculture Policy.

Which motion was adopted.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was taken up by Representative Higdon.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Higdon, **HB 1600** was read the third time and passed by the following vote:

AYES: 110

Adams	Alferman	Anders	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Carpenter
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtis	Davis	Dinkins	Dogan
Ellebracht	Engler	Evans	Fitzwater	Francis
Franklin	Franks Jr	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Houghton	Houx
Justus	Kelley 127	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morse 151	Mosley	Muntzel
Nichols	Pfausch	Phillips	Pierson Jr	Pike
Quade	Redmon	Reiboldt	Remole	Revis
Rhoads	Roberts	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Sommer	Stevens 46	Swan	Tate
Unsicker	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 038

Anderson	Bahr	Bernskoetter	Brattin	Chipman
Cornejo	Curtman	Dohrman	Eggleston	Ellington
Fitzpatrick	Fraker	Frederick	Haahr	Helms
Hill	Hurst	Kelly 141	Marshall	Matthiesen
May	McDaniel	Moon	Morris 140	Neely
Pietzman	Plocher	Pogue	Rehder	Reisch
Ross	Schroer	Spencer	Stacy	Stephens 128
Taylor	Trent	Vescovo		

PRESENT: 000

ABSENT WITH LEAVE: 014

Barnes 60	Brown 94	Butler	DeGroot	Johnson
Mathews	Messenger	Newman	Peters	Razer
Roden	Smith 85	Smith 163	Walker 74	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was taken up by Representative Justus.

Speaker Richardson resumed the Chair.

Representative Burns raised a point of order that members were in violation of Rule 85.

The Chair ruled the point of order not well taken.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris

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Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Roden	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brown 94	Conway 104	Franklin	Lauer
Messenger	Newman	Peters	Razer	Walker 74
Wilson				

VACANCIES: 001

On motion of Representative Justus, **HCS HBs 1729, 1621 & 1436** was read the third time and passed by the following vote:

AYES: 089

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Cookson	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Haefner	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Pfautsch
Phillips	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Shull 16
Shumake	Smith 163	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wood	Mr. Speaker	

NOES: 062

Adams	Alferman	Anders	Arthur	Bangert
Baringer	Barnes 28	Beck	Berry	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Corlew	Dinkins	Ellebracht	Ellington	Engler
Franks Jr	Gannon	Gray	Green	Hannegan
Harris	Henderson	Higdon	Kendrick	Kidd
Korman	Lavender	Matthiesen	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Pietzman
Quade	Revis	Roberts	Roden	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Smith 85
Sommer	Spencer	Stevens 46	Tate	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brown 94	Conway 104	Lauer	Messenger
Neely	Newman	Peters	Razer	Walker 74
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1469, relating to Missouri military code, was taken up by Representative Davis.

On motion of Representative Davis, **HB 1469** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

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ABSENT WITH LEAVE: 017

Barnes 60	Bernskoetter	Brown 94	Conway 104	Curtman
Lauer	Lichtenegger	May	Messenger	Neely
Newman	Peters	Razer	Reisch	Walker 74
Wessels	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1968, relating to the state tartan, was taken up by Representative Grier.

On motion of Representative Grier, **HB 1968** was read the third time and passed by the following vote:

AYES: 119

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Muntzel	Neely	Nichols	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roden	Rone
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 018

Anders	Beck	Bernskoetter	Eggleston	Ellington
Frederick	Gray	Hill	Hurst	McDaniel
McGee	Meredith 71	Moon	Pogue	Roberts
Ross	Stacy	Stephens 128		

PRESENT: 008

Curtis	Ellebracht	Mitten	Mosley	Pierson Jr
Quade	Rowland 29	Smith 85		

ABSENT WITH LEAVE: 017

Barnes 60	Brown 57	Brown 94	Fitzpatrick	Haefner
Higdon	Lauer	Messenger	Newman	Peters
Phillips	Razer	Reisch	Roeber	Smith 163
Walker 74	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2187, relating to the designation of a highway, was taken up by Representative Walker (3).

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

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PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Cross	Curtman	Engler
Haefner	Higdon	Lauer	Messenger	Newman
Peters	Phillips	Razer	Reisch	Roeber
Walker 74	Wilson			

VACANCIES: 001

Representative Chipman assumed the Chair.

On motion of Representative Walker (3), **HB 2187** was read the third time and passed by the following vote:

AYES: 102

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Barnes 28	Basye	Beard
Bernskoetter	Berry	Black	Brown 57	Burns
Butler	Carpenter	Chipman	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Davis	DeGroot
Dinkins	Dogan	Dohrman	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Green	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Neely	Pfautsch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roden	Rone
Rowland 155	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 033

Adams	Arthur	Brattin	Christofanelli	Eggleston
Ellington	Franks Jr	Gray	Gregory	Hill
Hurst	Lavender	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Mitten
Moon	Muntzel	Pierson Jr	Pogue	Quade
Ross	Rowland 29	Runions	Schroer	Stacy
Stephens 128	Stevens 46	Unsicker		

PRESENT: 010

Bangert	Beck	Brown 27	Burnett	Curtis
Ellebracht	Mosley	Nichols	Roberts	Smith 85

ABSENT WITH LEAVE: 017

Barnes 60	Bondon	Brown 94	Cross	Curtman
Frederick	Haefner	Higdon	Marshall	Messenger
Newman	Peters	Phillips	Razer	Reisch
Roeber	Walker 74			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2196, relating to celiac awareness day, was taken up by Representative Tate.

On motion of Representative Tate, **HB 2196** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 004

Ellington	Mitten	Pogue	Stephens 128
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ABSENT WITH LEAVE: 018

Barnes 60	Brown 94	Conway 104	Cross	Dogan
Ellebracht	Engler	Higdon	Messenger	Newman
Peters	Phillips	Pietzman	Razer	Reisch
Roeber	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 1517, relating to the state legal expense fund, was taken up by Representative McCann Beatty.

On motion of Representative McCann Beatty, **HB 1517** was read the third time and passed by the following vote:

AYES: 143

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Corlew	Cornejo	Curtis
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Ellebracht	Ellington	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 002

Marshall	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 017

Alferman	Barnes 60	Brown 94	Conway 104	Cookson
Cross	Dogan	Engler	Higdon	Messenger
Newman	Peters	Phillips	Razer	Roeber
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 1573, relating to the school calendar, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **HB 1573** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Nichols	Peters	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Brown 94	Conway 104	Engler	Higdon
Houx	McGee	Messenger	Muntzel	Newman
Phillips	Razer	Roeber	Walker 74	Mr. Speaker

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 1893, relating to public auctions, was taken up by Representative Baringer.

On motion of Representative Baringer, **HB 1893** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McGaugh	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 005

Curtis	Ellington	May	McDaniel	Pogue
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PRESENT: 002

Ellebracht	Smith 85
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ABSENT WITH LEAVE: 017

Barnes 60	Beard	Brown 94	Cookson	Fraker
Higdon	Houx	McGee	Messenger	Newman

Peters	Phillips	Pierson Jr	Razer	Roeber
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2243, relating to county recording fees, was taken up by Representative Houghton.

On motion of Representative Houghton, **HB 2243** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cornejo
Cross	Curtis	Curtman	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Cookson	Corlew	Davis
Fraker	Higdon	Houx	Messenger	Newman
Peters	Phillips	Razer	Roeber	Rowland 29
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2318, relating to the designation of a memorial highway, was taken up by Representative Marshall.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Anderson	Andrews	Austin	Bahr	Basye
Beard	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Conway 10	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Nichols	Pierson Jr	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 024

Alferman	Barnes 60	Bernskoetter	Brown 94	Carpenter
Cookson	Cornejo	Curtis	Dogan	Engler
Higdon	Korman	May	McCreery	Messenger
Newman	Peters	Phillips	Razer	Roden
Roeber	Trent	Walker 74	Mr. Speaker	

VACANCIES: 001

On motion of Representative Marshall, **HB 2318** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 001

Ellington

PRESENT: 004

Ellebracht	Mosley	Pogue	Smith 85
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ABSENT WITH LEAVE: 013

Barnes 60	Brown 94	Curtis	Engler	Higdon
Messenger	Newman	Peters	Phillips	Razer
Roeber	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2330, relating to the designation of a memorial highway, was taken up by Representative Beck.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 095

Anderson	Andrews	Austin	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Frederick	Gregory
Grier	Haahr	Haefner	Hannegan	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeier	Lant	Lauer	Lichtenegger
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Rone
Rowland 155	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 030

Alferman	Barnes 60	Brattin	Brown 57	Brown 94
Butler	Cornejo	Curtis	Curtman	Ellington
Fitzpatrick	Gannon	Hansen	Higdon	Korman
Love	May	Merideth 80	Messenger	Newman
Peters	Phillips	Razer	Roeber	Ross
Ruth	Shull 16	Smith 85	Walker 74	Mr. Speaker

VACANCIES: 001

On motion of Representative Beck, **HB 2330** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 016

Barnes 60	Brattin	Brown 94	Curtis	Curtman
Ellington	Higdon	Messenger	Newman	Peters
Phillips	Razer	Roeber	Smith 85	Walker 74
Mr. Speaker				

VACANCIES: 001

Representative Chipman declared the bill passed.

HB 2347, relating to the designation of a memorial highway, was taken up by Representative Davis.

On motion of Representative Davis, **HB 2347** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27

Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Curtis	Ellington	Fitzpatrick
Higdon	Messenger	Miller	Mitten	Newman
Peters	Phillips	Razer	Roeber	Smith 85
Walker 74	Mr. Speaker			

VACANCIES: 001

Representative Chipman declared the bill passed.

THIRD READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 53, relating to the Ghost Army from World War II, was taken up by Representative Dohrman.

On motion of Representative Dohrman, **HCR 53** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pike	Plocher	Pogue	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 94	Curtis	Dogan	Ellington
Gannon	Higdon	Messenger	Mitten	Newman
Peters	Phillips	Pietzman	Razer	Roeber
Smith 85	Walker 74	Mr. Speaker		

VACANCIES: 001

Representative Chipman declared the bill passed.

HCS HCR 57, relating to the designation of Missouri School Counseling Week, was taken up by Representative Burnett.

On motion of Representative Burnett, **HCS HCR 57** was adopted.

On motion of Representative Burnett, **HCS HCR 57** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter

Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 017

Barnes 60	Brown 94	Cookson	DeGroot	Ellington
Gregory	Higdon	Korman	Messenger	Newman
Peters	Phillips	Razer	Roeber	Schroer
Smith 85	Walker 74			

VACANCIES: 001

Representative Chipman declared the bill passed.

HCS HCR 66, relating to updating of state department forms, was taken up by Representative Carpenter.

On motion of Representative Carpenter, the title of **HCS HCR 66** was agreed to.

On motion of Representative Carpenter, **HCS HCR 66** was adopted.

On motion of Representative Carpenter, **HCS HCR 66** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franks Jr	Frederick
Gannon	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 016

Barnes 60	Brown 94	DeGroot	Franklin	Gray
Higdon	Marshall	Messenger	Newman	Peters
Phillips	Razer	Rhoads	Roeber	Schroer
Walker 74				

VACANCIES: 001

Representative Chipman declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1443 - Fiscal Review
HCS HBs 1656 & 2075 - Fiscal Review

HB 1719 - Fiscal Review

HCS HB 2171 - Fiscal Review

HCS HB 2249 - Fiscal Review

RE-REFERRAL OF SENATE BILLS

The following Senate Bill was re-referred to the Committee indicated:

SB 626 - Special Committee on Homeland Security

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1410**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (2): Butler and Korman

Mr. Speaker: Your Committee on Budget, to which was referred **SS SCS SB 775**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lavender, Lichtenegger, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (2): Butler and Korman

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1254**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Hill and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2070**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Dogan, Franks Jr., Hannegan, Lauer, McDaniel, Phillips and Wessels

Noes (0)

Absent (3): Barnes (60), Hill and Rhoads

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1717**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Frederick, Johnson, Kidd, Matthiesen, Quade and Revis

Noes (0)

Absent (5): Curtman, Peters, Pogue, Rhoads and Sommer

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2063** and **HB 1726**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Beard, Corlew, Gregory, Roberts and White

Noes (4): DeGroot, Ellebracht, Marshall and Toalson Reisch

Absent (1): Mitten

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was authorized **HCB 11**, relating to persons under protective custody, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (10): Corlew, Dinkins, Kelley (127), Kelly (141), Lant, Neely, Pike, Remole, Toalson Reisch and Walsh

Noes (3): Carpenter, Meredith (71) and Washington

Absent (3): Beard, Phillips and Stevens (46)

Read the first time and copies ordered printed.

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Christofanelli, Cross, Curtman, Eggleston, Kelley (127) and Schroer

Noes (3): Brown (27), Ellington and Mosley

Absent (4): Gray, Rhoads, Roden and Shull (16)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1470**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (1): Franks Jr.

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1715**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1728**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1767**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1803**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1811**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1857**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (1): Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1888**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1966**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1999**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (3): Berry, Franks Jr. and Unsicker

Present (1): Barnes (60)

Absent (1): Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2139**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2247**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (3): Carpenter, Franks Jr. and Unsicker

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2360**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Corlew and Runions

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2438**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Present (1): Barnes (60)

Absent (1): Runions

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, March 14, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.

Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013

Executive session may be held on any matter referred to the committee.

Markup - House Bills 2001-2013.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SB 659, HB 2538

Executive session may be held on any matter referred to the committee.

Removed House Bill 2480.

AMENDED

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2632, HCB 20

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, March 14, 2018, 5:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1712, HB 1847, HB 2332, HB 2529, HB 2625

Executive session will be held: HB 1245, HB 1363, HB 1493, HB 1899, HB 1385, HB 1664

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 6.

Executive session will be held: HCS HB 2249, HB 1719, HCS HB 1872, HCS HB 1802,

HCS HB 2171, HCS HBs 1656 & 2075

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning recess

(whichever is later), House Hearing Room 7.

Public hearing will be held: SCS SB 718, HCB 15

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, March 14, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: SCS SBs 807 & 577

Executive session may be held on any matter referred to the committee.

Removed HB 2412.

AMENDED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee. Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

LOCAL GOVERNMENT

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1236, HB 2712, HCB 23

Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453

Executive session may be held on any matter referred to the committee.

HCB 23 working session.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 14, 2018, 6:00 PM, House Hearing Room 5.

Public hearing will be held: SS SCS SB 826, HB 1652

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, March 15, 2018, 9:00 AM, South Gallery.

Executive session will be held: HCS HB 1424, HCS HB 1435, HB 1569, HB 1626, HCS HB 1885, HB 2117, HCS HB 2125, HCS HB 2129, HCS HB 2306, HB 2352, HB 2384, HCS HB 2540, HCS HR 5213, HCR 55, HRB 1

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), South Gallery.

Executive session will be held: HCS HB 1255, HB 1290, HB 1378, HCS HB 1542, HCS HB 1651, HB 1865, HCS HB 1915, HCS HB 1937, HB 2381, HCS HB 2407, HB 2421, HR 4878, HJR 61, HCR 58, HCR 59, HCR 63, HCR 64, HCS HB 2225, HCS HB 2234

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, March 15, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 2567, HCR 104, SB 626

Executive session will be held: HB 1711

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21), RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2669

Executive session will be held: HB 2506

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2552, HB 2563

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 14, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2403, HB 2564

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, March 14, 2018, 8:00 AM, 401 Monroe Street, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The Bi-State Development and the St. Louis City Police Department will be testifying.

TRANSPORTATION

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689, HB 2091, HB 2092, HB 2148

Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268

Executive session may be held on any matter referred to the committee.

HBs 2091, 2092, and 2148 have been added for public hearing.

AMENDED

UTILITIES

Wednesday, March 14, 2018, 2:00 PM, House Hearing Room 7.

Public hearing will be held: SS#5 SB 564, HCR 87

Executive session will be held: SS#5 SB 564, HB 1878

Executive session may be held on any matter referred to the committee.

The hearing time has been moved to 2:00 PM in Hearing Room 7.

CORRECTED

WORKFORCE DEVELOPMENT

Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2673, HB 2666, HB 2644

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTIETH DAY, WEDNESDAY, MARCH 14, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 11

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR PERFECTION

HCS HB 2265 - Berry

HCS HBs 2280, 2120, 1468 & 1616 - Haefner

HCS HB 2031 - Sommer

HB 1369 - Sommer

HB 1266 - Lichtenegger

HCS HB 2339 - Lynch

HB 1795 - Bernskoetter

HB 1633 - Corlew

HCS#2 HB 1973 - Wiemann

HCS HBs 2337 & 2272 - Stephens (128)

HCS HB 1574 - Rowland (155)

HB 1832 - Cornejo

HCS HB 1667 - Swan

HCS HB 1368 - Basye

HB 2183 - Bondon

HB 2039 - Fraker

HB 1516 - Wiemann

HB 1257 - Schroer

HCS HB 2105 - Frederick

HCS HB 2157 - Bahr

HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson
HCS HB 1635 - Bernskoetter

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson
HB 1578 - Kolkmeier
HCS HB 1443, (Fiscal Review 3/13/18) - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719, (Fiscal Review 3/13/18) - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HCS HB 1828 - Houghton

HCS HB 2127 - Frederick

HB 1831 - Ruth

HB 2208 - Curtman

HB 2194 - Conway (104)

HCS HB 2171, (Fiscal Review 3/13/18) - Wood

HCS HB 2216 - Brattin

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTIETH DAY, WEDNESDAY, MARCH 14, 2018

The House met pursuant to adjournment.

Representative Mathews in the Chair.

Speaker Richardson assumed the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 046

Alferman	Basye	Beck	Bernskoetter	Black
Bondon	Brown 27	Burns	Butler	Cross
Davis	DeGroot	Dinkins	Dogan	Engler
Fraker	Francis	Hansen	Harris	Henderson
Hill	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Korman	Lichtenegger	May
McGee	Morse 151	Muntzel	Pogue	Redmon
Rehder	Reiboldt	Remole	Rowland 155	Rowland 29
Shull 16	Stevens 46	Taylor	Walsh	White
Wilson				

NOES: 000

PRESENT: 062

Anderson	Andrews	Bahr	Baringer	Beard
Berry	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Franks Jr	Frederick	Gray	Gregory
Haahr	Haefner	Helms	Higdon	Houghton
Johnson	Kendrick	Knight	Kolkmeier	Lynch
Mathews	McCann Beatty	McDaniel	McGaugh	Miller
Moon	Mosley	Neely	Nichols	Pietzman
Pike	Reisch	Revis	Roden	Rone
Ross	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Swan
Trent	Unsicker	Vescovo	Walker 3	Wiemann
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 054

Adams	Anders	Arthur	Austin	Bangert
Barnes 60	Barnes 28	Brattin	Brown 57	Brown 94
Burnett	Carpenter	Conway 10	Cornejo	Curtis

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Curtman	Ellebracht	Ellington	Franklin	Gannon
Green	Grier	Hannegan	Lant	Lauer
Lavender	Love	Marshall	Matthiesen	McCreery
Meredith 71	Merideth 80	Messenger	Mitten	Morgan
Morris 140	Newman	Peters	Pfautsch	Phillips
Pierson Jr	Plocher	Quade	Razer	Rhoads
Roberts	Roeber	Runions	Smith 85	Spencer
Tate	Walker 74	Washington	Wessels	

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

O give thanks unto the Lord, for He is good: for His mercy endureth forever. (Psalm 118:29)

O God from whom flows the life that is in us all, we thank You for the mercies You give us so freely. For family and friends, for homes in which love rules, for sacred places where we can worship as we desire, for a Country that is free, we thank You. For duties that make us strong, for truth that enforces our attempts for justice, and for love which surrounds us in our search for peace, we thank You.

Strengthen us to fight against every enemy of the human spirit, to stand bravely for what is true, right, and good, and help us to live our own lives so that when night comes we may not only receive praise from You but also have the inner assurance of having fought a good fight and having kept the faith.

Bless our dear ones with the gift of Your grace, comfort the sorrowing, heal the sick, and give light to all who sit in darkness.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was led by Addison Redmon.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Oliver Curtman, Piper Curtman, Carolina Vallé Franca, Adam Bartow, Michael Rentchler, and Colleen Rentchler.

The Journal of the thirty-ninth day was approved as corrected by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Arthur
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
May	McCann Beatty	McCreery	McDaniel	McGaugh

McGee	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Muntzel	Neely	Nichols
Pietzman	Pike	Pogue	Quade	Redmon
Reiboldt	Reisch	Remole	Revis	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 033

Andrews	Austin	Barnes 60	Brown 94	Carpenter
Curtis	Curtman	Ellebracht	Ellington	Franklin
Grier	Hannegan	Lauer	Matthiesen	Meredith 71
Messenger	Mitten	Mosley	Newman	Peters
Pfausch	Phillips	Pierson Jr	Plocher	Razer
Rehder	Rhoads	Smith 85	Spencer	Stephens 128
Walker 74	Washington	Wessels		

VACANCIES: 001

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bill was read the second time:

HCB 11, relating to persons under protective custody.

PERFECTION OF HOUSE BILLS

HCS HB 2265, relating to public utilities, was taken up by Representative Berry.

On motion of Representative Berry, the title of **HCS HB 2265** was agreed to.

HCS HB 2265 was laid over.

PERFECTION OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2014, relating to supplemental appropriations, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HCS HB 2014** was agreed to.

Representative Conway (104) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2014, Page 2, Section 14.060, Line 4, by inserting immediately thereafter the following:

"Section 14.065. To the Department of Transportation
For the Motor Carrier Safety Assistance Program
From Motor Carrier Safety Assistance Program/Division of Transportation - Federal Fund
(0185).....\$1,000,000"; and

Further amend said bill by adjusting section and bill totals accordingly.

On motion of Representative Conway (104), **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2014, as amended**, was adopted.

On motion of Representative Fitzpatrick, **HCS HB 2014, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **HCS HB 1635** was agreed to.

Representative McDaniel offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1635, Page 3, Section 198.070, Line 81, by inserting after all of said section and line the following:

"198.610. 1. The provisions of sections 198.610 to 198.630 shall be known and may be cited as the "Authorized Electronic Monitoring in Long-Term Care Facilities Act".

2. For purposes of sections 198.610 to 198.630, the following terms shall mean:

(1) "Authorized electronic monitoring", the placement and use of an electronic monitoring device by a resident in his or her room in accordance with the provisions of sections 198.610 to 198.630;

(2) "Department", the department of health and senior services;

(3) "Electronic monitoring device", a surveillance instrument with a fixed position video camera or an audio recording device, or a combination thereof, that is installed in a resident's room under the provisions of sections 198.610 to 198.630 and broadcasts or records activity or sounds occurring in the room;

(4) "Facility", any residential care facility, assisted living facility, intermediate care facility, or skilled nursing facility;

(5) "Resident", a person residing in a facility;

(6) "Resident's representative", a resident's legal representative.

198.612. 1. A resident may be permitted to conduct authorized electronic monitoring of the resident's room through the use of electronic monitoring devices placed in the room under the provisions of sections 198.610 to 198.630 if the facility in which the resident resides permits electronic monitoring devices in its policies and procedures, and the electronic monitoring devices comply with the facility's requirements therein.

2. Nothing in sections 198.610 to 198.630 shall be construed to allow the use of an electronic monitoring device to take still photographs or for the nonconsensual interception of private communications.

3. Except as otherwise provided in this section, a resident, a resident's representative, or the parent of a resident under eighteen years of age and the facility shall consent in writing on a notification and consent form prescribed by the department in order for authorized electronic monitoring to be conducted in the resident's room. If the resident has not affirmatively objected to the authorized electronic monitoring and the resident's physician determines that the resident lacks the ability to understand and appreciate the nature and consequences of electronic monitoring, the following individuals may consent on behalf of the resident in order of priority:

- (1) An attorney-in-fact under a durable power of attorney for health care;
- (2) The resident's representative;
- (3) The resident's spouse;
- (4) The resident's parent;
- (5) The resident's adult child who has the written consent of all other adult children of the resident to act as the sole decision maker regarding authorized electronic monitoring; or
- (6) The resident's adult brother or sister who has the written consent of all other adult siblings of the resident to act as the sole decision maker regarding authorized electronic monitoring.

4. Prior to another person, other than a resident's representative, consenting on behalf of a resident eighteen years of age or older in accordance with the provisions of sections 198.610 to 198.630, the resident shall be asked by that person, in the presence of a facility employee, if he or she wants authorized electronic monitoring to be conducted. The person shall explain to the resident:

- (1) The type of electronic monitoring device to be used;
- (2) The standard conditions that may be placed on the electronic monitoring device's use, including those listed in subdivision (7) of subsection 2 of section 198.614;
- (3) With whom the recording may be shared according to section 198.622; and
- (4) The resident's ability to decline all recording.

For the purposes of this subsection, a resident affirmatively objects if he or she orally, visually, or through the use of auxiliary aids or services declines authorized electronic monitoring. The resident's response shall be documented on the notification and consent form.

5. A resident or roommate may consent to authorized electronic monitoring with any conditions of the resident's choosing including, but not limited to, the list of standard conditions provided in subdivision (7) of subsection 2 of section 198.614. A resident or roommate may request that the electronic monitoring device be turned off or the visual recording component of the electronic monitoring device be blocked at any time.

6. Prior to the authorized electronic monitoring, a resident shall obtain the written consent of any other resident residing in the room on the notification and consent form prescribed by the department. Except as otherwise provided in this subsection, a roommate, a roommate's legal representative, or the parent of a roommate under eighteen years of age shall consent in writing to the authorized electronic monitoring in the resident's room. If the roommate has not affirmatively objected to the authorized electronic monitoring in accordance with subsection 4 of this section and the roommate's physician determines that the roommate lacks the ability to understand and appreciate the nature and consequences of electronic monitoring, the following individuals may consent on behalf of the roommate, in order of priority:

- (1) An attorney-in-fact under a durable power of attorney for health care;
- (2) The roommate's legal representative;
- (3) The roommate's spouse;
- (4) The roommate's parent;
- (5) The roommate's adult child who has the written consent of all other adult children of the roommate to act as the sole decision maker regarding authorized electronic monitoring; or
- (6) The roommate's adult brother or sister who has the written consent of all other adult siblings of the roommate to act as the sole decision maker regarding authorized electronic monitoring.

7. Consent by a roommate under subsection 6 of this section authorizes the resident's use of any recording obtained under sections 198.610 to 198.630 as provided under section 198.622.

8. Any resident previously conducting authorized electronic monitoring shall obtain consent from any new roommate before the resident may resume authorized electronic monitoring. If a new roommate does not consent to authorized electronic monitoring and the resident conducting the authorized electronic monitoring does not remove or disable the electronic monitoring device, the facility may turn off the device.

9. Consent may be withdrawn by the resident or roommate at any time, and the withdrawal of consent shall be documented in the resident's clinical record. If a roommate withdraws consent and the resident conducting the authorized electronic monitoring does not remove or disable the electronic monitoring device, the facility may turn off the electronic monitoring device.

198.614. 1. Authorized electronic monitoring may begin only after a notification and consent form prescribed by the department has been completed and submitted to the facility, and the facility consents.

2. A resident shall notify the facility in writing of his or her intent to install an electronic monitoring device by providing a completed notification and consent form prescribed by the department that shall include at minimum the following information:

(1) The resident's signed consent to electronic monitoring or the signature of the person consenting on behalf of the resident in accordance with section 198.612. If a person other than the resident signs the consent form, the form shall document the following:

(a) The date the resident was asked if he or she wants authorized electronic monitoring to be conducted in accordance with subsection 4 of section 198.612;

(b) Who was present when the resident was asked; and

(c) An acknowledgment that the resident did not affirmatively object;

(2) The resident's roommate's signed consent or the signature of the person consenting on behalf of the roommate in accordance with section 198.612, if applicable, and any conditions placed on the roommate's consent. If a person other than the roommate signs the consent form, the form shall document the following:

(a) The date the roommate was asked if he or she wants authorized electronic monitoring to be conducted in accordance with subsection 4 of section 198.612;

(b) Who was present when the roommate was asked; and

(c) An acknowledgment that the roommate did not affirmatively object;

(3) The type of electronic monitoring device to be used;

(4) Any installation needs such as mounting of a device to a wall or ceiling;

(5) The proposed date of installation for scheduling purposes;

(6) A copy of any contract for maintenance of the electronic monitoring device by a commercial entity;

(7) A list of standard conditions or restrictions that the facility, resident, or roommate may elect to place on the use of the electronic monitoring device including, but not limited to:

(a) Prohibiting audio recording;

(b) Prohibiting broadcasting of audio or video; or

(c) Turning off the electronic monitoring device or blocking the visual recording component of the electronic monitoring device for the duration of an exam or procedure by a health care professional; while dressing or bathing is performed; or for the duration of a visit with a spiritual advisor, ombudsman, attorney, financial planner, intimate partner, or other visitor; and

(8) Any other condition or restriction elected by the facility, resident, or roommate on the use of an electronic monitoring device.

3. A copy of the completed notification and consent form shall be placed in the resident's and any roommate's clinical record and a copy shall be provided to the resident and his or her roommate, if applicable.

4. The department shall prescribe the notification and consent form required in this section no later than sixty days after the effective date of sections 198.610 to 198.630. If the department has not prescribed such a form by that date, the attorney general shall post a notification and consent form on its website for resident use until the department has prescribed the form.

198.616. 1. A resident authorized to conduct authorized electronic monitoring shall do so at his or her own expense, including paying purchase, installation, maintenance, and removal costs.

2. If a resident authorized to conduct authorized electronic monitoring chooses to install an electronic monitoring device that uses internet technology for visual or audio monitoring, such resident is responsible for contracting with an internet service provider.

3. The electronic monitoring device shall be placed in a conspicuously visible location in the room.

4. No facility shall charge the resident a fee for the cost of electricity used by an electronic monitoring device.

5. All electronic monitoring device installations and supporting services shall comply with the requirements of the National Fire Protection Association (NFPA) 101 Life Safety Code (2015 edition).

198.618. 1. If a resident of a facility conducts authorized electronic monitoring, a sign shall be clearly and conspicuously posted at all building entrances accessible to visitors. The notice shall be entitled

“Electronic Monitoring” and shall state in large, easy-to-read type: “The rooms of some residents may be monitored electronically by or on behalf of the residents.”.

2. A sign shall be clearly and conspicuously posted at the entrance to a resident’s room where authorized electronic monitoring is being conducted. The notice shall state in large, easy-to-read type: “This room is electronically monitored.”.

3. The facility is responsible for installing and maintaining the signage required in this section.

198.620. 1. No person or entity shall knowingly hamper, obstruct, tamper with, or destroy an electronic monitoring device installed in a resident’s room without the permission of the resident or the individual who consented on behalf of the resident, and the facility, in accordance with section 198.612.

2. No person or entity shall knowingly hamper, obstruct, tamper with, or destroy a video or audio recording obtained in accordance with sections 198.610 to 198.630 without the permission of the resident or the individual who consented on behalf of the resident, and the facility, in accordance with section 198.612.

3. A person or entity that violates this section is guilty of a class B misdemeanor. A person or entity that violates this section in the commission of or to conceal a misdemeanor offense is guilty of a class A misdemeanor. A person or entity that violates this section in the commission of or to conceal a felony offense is guilty of a class D felony.

4. It is not a violation of this section if a person or facility turns off the electronic monitoring device or blocks the visual recording component of the electronic monitoring device at the direction of the resident or the person who consented on behalf of the resident in accordance with section 198.612.

198.622. 1. No facility shall access any video or audio recording created through authorized electronic monitoring without the written consent of the resident or the person who consented on behalf of the resident, and the facility, in accordance with section 198.612.

2. Except as required under the Freedom of Information Act, a recording or copy of a recording made under sections 198.610 to 198.630 shall only be disseminated for the purpose of addressing concerns relating to the health, safety, or welfare of a resident or residents.

3. The resident or person who consented on behalf of the resident in accordance with section 198.612 shall provide a copy of any video or audio recording to parties involved in a criminal or administrative proceeding, upon a party’s request, if the video or audio recording was made during the time period that the conduct at issue in the proceeding allegedly occurred.

198.624. Any individual who has reasonable cause to believe, as a result of any video or audio recording created through authorized electronic monitoring in accordance with the provisions of sections 198.610 to 198.630, that a resident has been the victim of a sexual assault shall report such suspected assault to a local law enforcement entity and provide such entity with a copy of the video or audio recording. Subject to applicable rules of evidence and procedure, any video or audio recording created through authorized electronic monitoring in accordance with the provisions of sections 198.610 to 198.630 may be admitted into evidence in a civil, criminal, or administrative proceeding if the contents of the recording have not been edited or artificially enhanced and the video recording includes the date and time the events occurred.

198.626. Each facility shall report to the department, in a manner prescribed by the department, the number of authorized electronic monitoring notification and consent forms received annually. The department shall report the total number of authorized electronic monitoring notification and consent forms received from facilities to the attorney general annually.

198.628. 1. No facility shall be civilly or criminally liable for the inadvertent or intentional disclosure of a recording by a resident or a person who consents on behalf of the resident for any purpose not authorized by sections 198.610 to 198.630. Nothing in sections 198.610 to 198.630 shall permit or authorize a resident to use any device that in any way violates any other state or federal law or regulation.

2. No facility shall be civilly or criminally liable for a violation of a resident’s right to privacy arising out of any electronic monitoring conducted under sections 198.610 to 198.630.

3. The department shall promulgate rules to adopt the form described in subsection 2 of section 198.614. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

198.630. No person shall:

(1) Intentionally retaliate or discriminate against any resident for consenting to authorized electronic monitoring under sections 198.610 to 198.630; or

(2) Prevent the installation or use of an electronic monitoring device by a resident who has received authorization from the facility with notice and consent as required under section 198.614 that otherwise meets the requirements of sections 198.610 to 198.630."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McDaniel, **House Amendment No. 1** was adopted.

On motion of Representative Bernskoetter, **HCS HB 1635, as amended**, was adopted.

On motion of Representative Bernskoetter, **HCS HB 1635, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 2265, relating to public utilities, was again taken up by Representative Berry.

Representative Berry offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2265, Page 1, Section A, Line 4, by inserting immediately after all of said section and line the following:

"386.135. 1. The commission shall have an independent technical advisory staff of up to six full-time employees. The advisory staff shall have expertise in accounting, economics, finance, engineering/utility operations, law, or public policy.

2. In addition, each commissioner shall also have the authority to retain one personal advisor, who shall be deemed a member of the technical advisory staff. The personal advisors will serve at the pleasure of the individual commissioner whom they serve and shall possess expertise in one or more of the following fields: accounting, economics, finance, engineering/utility operations, law, or public policy.

3. The commission shall only hire technical advisory staff pursuant to subsections 1 and 2 of this section if there is a corresponding elimination in comparable staff positions for commission staff to offset the hiring of such technical advisory staff on a cost-neutral basis. ~~[Such technical advisory staff shall be hired on or before July 1, 2005.]~~

4. It shall be the duty of the technical advisory staff to render advice and assistance to the commissioners and the commission's administrative law judges on technical matters within their respective areas of expertise that may arise during the course of proceedings before the commission. **Communications between commissioners and technical advisory staff members who are not attorneys shall be protected from public disclosure if and to the same extent such communications between a commissioner and a technical advisory staff member who is an attorney would have been protected from public disclosure.**

5. The technical advisory staff shall also update the commission and the commission's administrative law judges periodically on developments and trends in public utility regulation, including updates comparing the use, nature, and effect of various regulatory practices and procedures as employed by the commission and public utility commissions in other jurisdictions.

6. Each member of the technical advisory staff shall be subject to any applicable ex parte or conflict of interest requirements in the same manner and to the same degree as any commissioner, provided that neither any person regulated by, appearing before, or employed by the commission shall be permitted to offer such member a different appointment or position during that member's tenure on the technical advisory staff.

7. No employee of a company or corporation regulated by the public service commission, no employee of the office of public counsel or the public counsel, and no staff members of either the utility operations division or utility

services division who were an employee or staff member on, during the two years immediately preceding, or anytime after August 28, 2003, may be a member of the commission's technical advisory staff for two years following the termination of their employment with the corporation, office of public counsel or commission staff member.

8. The technical advisory staff shall never be a party to any case before the commission."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 1** was adopted.

Representative Berry offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2265, Page 9, Section 393.1400, Lines 22-29, by deleting all of said lines and inserting in lieu thereof the following:

"electrical corporations shall, starting after the effective date of this section if the electrical corporation has made the election provided for by subsection 5 of this section by that date, or on the date such election is made if the election is made after the effective date of this section, defer to a regulatory asset fifty percent of the depreciation expense and return on the electrical corporation's monthly gross investment in qualifying electric plant recorded to plant-in-service on the electrical corporation's books after said date. In each general rate proceeding concluded after the"; and

Further amend said bill and section, Page 10, Line 39, by deleting the phrase "**prudent disallowances**" and inserting in lieu thereof the phrase "**disallowance of imprudently incurred costs**"; and

Further amend said bill, page and section, Line 49, by deleting the word "**less**" and inserting in lieu thereof the phrase "**but shall not account for**"; and

Further amend said bill, page and section, Lines 53-56, by deleting all of said lines and inserting in lieu thereof the following:

"qualifying electric plant plus applicable federal, state, and local income or excise taxes, but shall not account for changes in plant-related accumulated deferred income taxes and changes in accumulated depreciation."; and

Further amend said bill, Page 14, Section 393.1640, Line 61, by deleting the word "**concurrent**" and inserting in lieu thereof the word "**concurrently**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Berry, **House Amendment No. 2** was adopted.

Representative Kidd offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2265, Page 7, Section 393.137, Lines 16 and 26, by inserting immediately after both instances of the word "**asset**" the words "**or liability**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Kidd, **House Amendment No. 3** was adopted.

Representative Korman offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Committee Substitute for House Bill No. 2265, Page 8, Section 393.170, Line 18, by inserting immediately after said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

- (1) "Commission", the public service commission;
- (2) "Department", the department of natural resources;
- (3) "Electric utility", any electrical corporation as defined by section 386.020;
- (4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; ~~and~~

~~[(5)]~~ (6) "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel**, methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

- (1) No less than two percent for calendar years 2011 through 2013;
- (2) No less than five percent for calendar years 2014 through 2017;
- (3) No less than ten percent for calendar years 2018 through 2020; and
- (4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

- (1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the

increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause

undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void."; and

Further amend said bill, Page 9, Section 393.1100, Line 31, by inserting immediately after said section and line the following:

"393.1130. 1. This section shall be known and may be cited as "The Nuclear Energy Standard".

2. As used in this section, the following terms shall mean:

(1) "Commission", the public service commission;

(2) "Small modular nuclear reactor", a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) "Utility", any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility's total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility."; and

Further amend said bill, Page 21, Section 393.1670, Line 68, by inserting immediately after said section and line the following:

"620.3080. 1. As used in this section, the following terms shall mean:

(1) "Job creation, worker training, and infrastructure development programs", the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Miller offered **House Amendment No. 1 to House Amendment No. 4.**

*House Amendment No. 1
to
House Amendment No. 4*

AMEND House Amendment No. 4 to House Committee Substitute for House Bill No. 2265, Page 4, Line 16, by deleting the phrase "**two percent**" and inserting in lieu thereof the phrase "**a percentage deemed prudent by the commission**"; and

Further amend said amendment and page, Line 36, by deleting the phrase "**two percent**" and inserting in lieu thereof the word "**percentage**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1 to House Amendment No. 4** was adopted.

On motion of Representative Korman, **House Amendment No. 4, as amended**, was adopted.

Representative Merideth (80) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill No. 2265, Page 6, Section 386.390, Line 32, by inserting immediately after all of said section and line the following:

"386.1200. The commission shall have authority to approve programs or rates for electrical corporations that are designed to assist low-income residential customers in restoring or retaining access to essential electric utility services while also seeking to mitigate the adverse financial impacts experienced by other customers as a result of the loss in revenue contribution and the increase in disconnection,

reconnection, collection, call center, and other expenses that occur when such customers cannot maintain utility service. The aggregate impact of any special low-income rate shall be limited to no more than one-half of one percent of the total revenue requirement allocated to the residential customer class used to set rates. The commission shall not require any electrical corporation to verify the financial status of its customers, and shall permit electrical corporations to rely upon a third party or community agency to verify any eligibility requirements approved by the commission in order for a residential customer to qualify for a low-income program or rate approved under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Merideth (80), **House Amendment No. 5** was adopted.

Representative McCreery requested a division of the question on **HCS HB 2265, as amended.**

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Korman	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	McGaugh
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wilson	Wood	Mr. Speaker	

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Nichols
Quade	Revis	Roberts	Rowland 29	Runions
Smith 85	Stevens 46	Unsicker	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brown 94	Chipman	Cookson
Frederick	Kelley 127	Kendrick	Kolkmeyer	Lauer
Messenger	Mitten	Moon	Newman	Peters
Phillips	Pierson Jr	Razer	Rhoads	Schroer
Shaul 113	Walker 74	Wiemann		

VACANCIES: 001

On motion of Representative Berry, **Part I of HCS HB 2265, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Curtis
Curtman	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Lant
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Pietzman	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Roberts	Roden
Roeber	Rone	Ross	Rowland 29	Runions
Ruth	Schroer	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 004

Higdon	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 024

Austin	Barnes 60	Brown 94	Chipman	Cookson
Cross	DeGroot	Frederick	Kendrick	Kolkmeyer
Lauer	Messenger	Mitten	Newman	Peters

Phillips
Shaul 113

Pierson Jr
Shull 16

Razer
Stephens 128

Rhoads
Walker 74

Rowland 155

VACANCIES: 001

Representative Dogan offered **House Amendment No. 1 to Part II of HCS HB 2265, as amended.**

House Amendment No. 1

AMEND Part II of House Committee Substitute for House Bill No. 2265, Page 6, Section 386.390, Line 32, by inserting after all of said section and line the following:

"386.822. 1. For purposes of this section, the following terms mean:

(1) "Advanced meter", a meter or metering device system that is owned or leased by a utility or its agent and that meets one or more of the following requirements:

(a) Measures, records, or sends a customer's utility usage or other data by use of radio waves or broadband over power lines;

(b) Allows for two-way communication between the meter and the utility or its agent; or

(c) Allows for a utility or its agent to control a customer's thermostat, appliance, or service;

(2) "Traditional meter", an analog or similar meter that is unable to transmit usage information and is only intended to be read by an individual through a visual display. A traditional meter is not designed to be and is not capable of transmitting usage data by using radio waves or broadband over power lines, allowing two-way communication between the meter and the utility or its agents, or allowing a utility or its agents to control a customer's thermostat, appliance, or service. A traditional meter does not include an advanced meter that has certain functionality turned off or deactivated;

(3) "Utility", any entity regulated by the commission under chapter 386 or 393.

2. A utility shall not install an advanced meter, upgrade the functionality of a previously installed advanced meter, or replace a customer's meter with an advanced meter, a traditional meter, or any other type of meter unless:

(1) Prior to such installation, upgrade, or replacement, the utility notifies the customer of the intended installation, upgrade, or replacement. Such notice may be sent by mail, electronic means, telephone, or door hanger. Such notice shall be separate from any billing mailing or notification;

(2) Immediately before performing the installation, upgrade, or replacement, the on-site utility worker or his or her agent attempts to orally inform the customer of the installation, upgrade, or replacement; and

(3) After performing the installation, upgrade, or replacement, the on-site utility worker shall leave written notice of work performed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher offered **House Amendment No. 1 to House Amendment No. 1 to Part II.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to Part II of House Committee Substitute for House Bill No. 2265, Page 1, Line 22, by deleting the word "**notifies**" and inserting in lieu thereof the words "**attempts to notify**"; and

Further amend said page, Lines 25 through 28, by deleting all of said lines and inserting in lieu thereof the following:

"notification. The on-site utility worker shall attempt to orally inform the customer of the installation, upgrade, or replacement; and"; and

Further amend said page, Line 29, by deleting the numeral "(3)" and inserting in lieu thereof the numeral "(2)"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Plocher, **House Amendment No. 1 to House Amendment No. 1 to Part II of HCS HB 2265, as amended**, was adopted.

On motion of Representative Dogan, **House Amendment No. 1 to Part II of HCS HB 2265, as amended**, was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Bahr	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Knight	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Morgan	Mosley	Nichols	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brown 94	Cookson	Cross
DeGroot	Frederick	Higdon	Kendrick	Kolkmeier
Lauer	Merideth 80	Messenger	Mitten	Newman
Peters	Phillips	Pierson Jr	Razer	Rhoads
Shaul 113	Shumake	Walker 74		

VACANCIES: 001

On motion of Representative Berry, **Part II of HCS HB 2265, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Korman	Lant
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McDaniel	McGaugh	McGee
Merideth 80	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Arthur	Barnes 28	Brown 27	Burnett	Curtis
Ellington	Lavender	Marshall	McCreery	Meredith 71
Morgan	Pogue	Stevens 46		

PRESENT: 001

Cross

ABSENT WITH LEAVE: 020

Austin	Barnes 60	Brown 94	Cookson	DeGroot
Frederick	Higdon	Kendrick	Kolkmeier	Lauer

Messenger
Pierson Jr

Mitten
Razer

Newman
Rhoads

Peters
Shaul 113

Phillips
Walker 74

VACANCIES: 001

On motion of Representative Berry, **HCS HB 2265, as amended**, was ordered perfected and printed.

HCS HBs 2280, 2120, 1468 & 1616, relating to MO HealthNet benefits for pregnant women, was taken up by Representative Haefner.

On motion of Representative Haefner, the title of **HCS HBs 2280, 2120, 1468 & 1616** was agreed to.

Representative Haefner offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 2280, 2120, 1468 & 1616, Page 4, Section 208.151, Lines 110 and 111, by deleting said lines and inserting in lieu thereof the following:

"giving birth shall be eligible for MO HealthNet benefits for no more than twelve additional months as long as the woman remains adherent with treatment. The department of mental health and the department of social services shall seek any necessary waiver from the Centers for Medicare and Medicaid Services and shall develop rules relating to treatment plan adherence. No later than fifteen months after receiving any necessary waiver, the department of mental health and the department of social services shall report to the house of representatives budget committee and the senate appropriations committee on the compliance with federal cost neutrality requirements;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Haefner, **House Amendment No. 1** was adopted.

On motion of Representative Haefner, **HCS HBs 2280, 2120, 1468 & 1616, as amended**, was adopted.

On motion of Representative Haefner, **HCS HBs 2280, 2120, 1468 & 1616, as amended**, was ordered perfected and printed.

HOUSE RESOLUTIONS

HR 4907, relating to Taiwan, was taken up by Representative Shumake.

Representative Shumake offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Resolution No. 4907, Page 2, Line 34, by removing the phrase "Rex W. Tillerson"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Shumake, **House Amendment No. 1** was adopted.

On motion of Representative Shumake, **HR 4907, as amended**, was adopted by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 120

Adams	Alferman	Anders	Anderson	Andrews
Bahr	Bangert	Baringer	Barnes 28	Basye
Beard	Beck	Berry	Black	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Gannon
Gray	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Knight	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	May	McCann Beatty	McCreery	McGaugh
Meredith 71	Merideth 80	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Nichols	Pfautsch
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 003

Ellington	Korman	Pogue
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ABSENT WITH LEAVE: 039

Arthur	Austin	Barnes 60	Bernskoetter	Bondon
Brown 94	Carpenter	Cookson	Cross	Davis
DeGroot	Dinkins	Fraker	Frederick	Green
Gregory	Kelley 127	Kidd	Kolkmeyer	Lauer
Matthiesen	McDaniel	McGee	Messenger	Miller
Mitten	Neely	Newman	Peters	Phillips
Pierson Jr	Razer	Rhoads	Roeber	Ruth
Shaul 113	Tate	Trent	Walker 74	

VACANCIES: 001

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bill was referred to the Committee indicated:

HCB 11 - Rules - Administrative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 2265 - Fiscal Review

HCS HBs 2280, 2120, 1468 & 1616 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was authorized **HCB 16**, relating to Agriculture, begs leave to report it has examined the same and recommends that it **Be Introduced** by the following vote:

Ayes (10): Bernskoetter, Eggleston, Houghton, Hurst, Kelly (141), Knight, Love, Morse (151), Reiboldt and Rone

Noes (2): Harris and McCreery

Absent (2): Lavender and Stevens (46)

Read the first time and copies ordered printed.

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1425**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Knight, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Lavender

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1311**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Davis, Fitzpatrick, Gregory, Haefner, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, McGee, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Swan, Trent, Walsh and Wood

Noes (1): Hill

Absent (5): Butler, Conway (104), May, Spencer and Taylor

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2257**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Beard, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (3): Engler, Phillips and Pierson Jr.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **SB 649**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Beard, Harris, Houx, Love, Meredith (71), Remole, Revis and Taylor

Noes (0)

Absent (3): Engler, Phillips and Pierson Jr.

Committee on Financial Institutions, Chairman Fraker reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 2351**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Nichols, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Green, Redmon and Smith (85)

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SB 569**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Nichols, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Green, Redmon and Smith (85)

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **SCS SB 623**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bondon, Brown (57), Dinkins, Fraker, Francis, Helms, Houx, Nichols, Rowland (29), Shaul (113) and Walker (3)

Noes (0)

Absent (3): Green, Redmon and Smith (85)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2409**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1843**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1844**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1845**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HCR 85**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Brattin, Christofanelli, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (3): Brown (57), Hill and Messenger

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HRB 2**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (3): Brown (57), Hill and Messenger

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1255**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1255** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Shumake

Noes (0)

Absent (2): Brown (94) and Wessels

COMMITTEE CHANGES

March 14, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Gretchen Bangert to the Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMUNICATIONS

March 14, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
Missouri State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss:

It has come to my attention that in the Journal of the House for Tuesday, March 13, 2018, Representative Josh Peters is listed as voting “aye” on the third reading vote for House Bill 1573.

Since Representative Peters has been absent with leave from the House for several weeks and participated in no other votes on March 13 before or after the vote on House Bill 1573, I believe Representative Peters’ vote on this bill was registered in error. Please take whatever corrective steps you deem appropriate.

Sincerely,

/s/ Gail McCann Beatty
Minority Floor Leader
District 26

The following members' presence was noted: Barnes (60), Lauer, Mitten, Phillips, Pierson Jr., and Rhoads.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, March 15, 2018.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Thirty-ninth Day, Tuesday, March 13, 2018, Page 1235, Line 32, by deleting the name “Peters”; and

Further correct said journal, Page 1236, Line 5, by inserting before the name “Phillips” the name “Peters”.

COMMITTEE HEARINGS

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2632, HCB 20

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993

Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259

Executive session may be held on any matter referred to the committee.

Added HB 1993.

AMENDED

FISCAL REVIEW

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 6.

Executive session will be held: HCS HB 2249, HB 1719, HCS HB 1872, HCS HB 1802, HCS HB 2171, HCS HBs 1656 & 2075, HCS HB 1443

Executive session may be held on any matter referred to the committee.

Added HCS HB 1443.

AMENDED

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, March 15, 2018, 9:00 AM, South Gallery.

Executive session will be held: HCS HB 1424, HCS HB 1435, HB 1569, HB 1626, HCS HB 1885, HB 2117, HCS HB 2125, HCS HB 2129, HCS HB 2306, HB 2352, HB 2384, HCS HB 2540, HCS HR 5213, HCR 55, HRB 1

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, March 15, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 2567, HCR 104, SB 626

Executive session will be held: HB 1711

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021 (10), (19), (20) and (21) RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 5.

Public hearing will be held: HB 2464, HB 2745

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Thursday, March 15, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 2673, HB 2666, HB 2644

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FORTY-FIRST DAY, THURSDAY, MARCH 15, 2018

HOUSE COMMITTEE BILLS FOR SECOND READING

HCB 16 - Houghton

HOUSE BILLS FOR PERFECTION

HCS HB 2031 - Sommer

HB 1369 - Sommer

HB 1266 - Lichtenegger

HCS HB 2339 - Lynch

HB 1795 - Bernskoetter

HB 1633 - Corlew

HCS#2 HB 1973 - Wiemann

HCS HBs 2337 & 2272 - Stephens (128)

HCS HB 1574 - Rowland (155)

HB 1832 - Cornejo

HCS HB 1667 - Swan

HCS HB 1368 - Basye

HB 2183 - Bondon

HB 2039 - Fraker

HB 1516 - Wiemann

HB 1257 - Schroer

HCS HB 2105 - Frederick

HCS HB 2157 - Bahr

HB 1296 - Kelley (127)

HCS HB 2255 - Korman

HB 1499 - Dogan

HB 2231 - Ross

HB 1419 - Haefner

HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING - APPROPRIATIONS

HCS HB 2014 - Fitzpatrick

HOUSE BILLS FOR THIRD READING

HCS HB 1802, (Fiscal Review 3/12/18) - Miller
HCS HB 1872, (Fiscal Review 3/8/18) - Johnson
HB 1578 - Kolkmeier
HCS HB 1443, (Fiscal Review 3/13/18) - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719, (Fiscal Review 3/13/18) - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HCS HB 1828 - Houghton
HCS HB 2127 - Frederick
HB 1831 - Ruth
HB 2208 - Curtman

HB 2194 - Conway (104)
HCS HB 2171, (Fiscal Review 3/13/18) - Wood
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249, (Fiscal Review 3/13/18) - Wood
HCS HBs 1656 & 2075, (Fiscal Review 3/13/18) - Cornejo
HCS HB 1635 - Bernskoetter
HCS HB 2265, (Fiscal Review 3/14/18), E.C. - Berry
HCS HBs 2280, 2120, 1468 & 1616, (Fiscal Review 3/14/18) - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FORTY-FIRST DAY, THURSDAY, MARCH 15, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by the Most Reverend W. Shawn McKnight, Bishop of Jefferson City.

Every good tree bringeth forth good fruit. (Matthew 7:17)

We open our minds to You, O God, and pray that Your spirit may come into our hearts, giving us strength and guidance. Remove from within us any bitterness that influences our lives, any resentment that ruins our attitudes, and any worry that drains and wears us out.

Help us to think truthfully and clearly, to speak forcefully and faithfully, and to work heartily and hopefully, and to live trustfully and truly. In this spirit may we learn to do what is best for our State and good for the people we serve and love.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Reece Lawson, Libby Barber, and Brenden McDonald.

The Journal of the fortieth day was approved as printed.

HOUSE RESOLUTIONS

Representative Mathews offered House Resolution No. 5868.

SECOND READING OF HOUSE COMMITTEE BILLS

The following House Committee Bill was read the second time:

HCB 16, relating to agriculture.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wiemann and Wood

Noes (3): Morgan, Unsicker and Wessels

Absent (1): Alferman

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1656 & 2075**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1719**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Alferman and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (4): Alferman, Morris (140), Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (4): Alferman, Morris (140), Rowland (29) and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Wiemann

THIRD READING OF HOUSE BILLS - APPROPRIATIONS

HCS HB 2014, relating to supplemental appropriations, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HCS HB 2014** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fraker	Francis
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus

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Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood

Mr. Speaker

NOES: 004

Korman	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Conway 10	Curtis	Dogan	Ellington
Fitzwater	Franklin	Gannon	Kolkmeier	May
McDaniel	McGee	Messenger	Mitten	Mosley
Newman	Nichols	Peters	Pietzman	Razer
Roden	Smith 85			

VACANCIES: 001

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS

Representative Miller moved that **HCS HB 1802** be recommitted to the Committee on General Laws.

Which motion was adopted.

HCS HB 1872, relating to broadband internet service, was taken up by Representative Johnson.

On motion of Representative Johnson, **HCS HB 1872** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Conway 10	Conway 104	Cookson	Corlew	Cornejo

Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 011

Bahr	Brattin	Christofanelli	Fitzpatrick	Frederick
Hurst	Marshall	Moon	Pogue	Schroer
Stacy				

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 014

Brown 94	Curtis	Dogan	Gannon	Mathews
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Roeber	Smith 85	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1578, relating to civil procedure in tort claims, was taken up by Representative Kolkmeier.

Speaker Pro Tem Haahr assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

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AYES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	McGaugh	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Mr. Speaker				

NOES: 040

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 016

Baringer	Brown 94	Fraker	Korman	Matthiesen
McDaniel	Messenger	Muntzel	Newman	Nichols
Peters	Pietzman	Razer	Smith 85	Washington
Wood				

VACANCIES: 001

On motion of Representative Kolkmeyer, **HB 1578** was read the third time and passed by the following vote:

AYES: 104

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon

Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McGaugh	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pike	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 047

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beard	Beck	Brown 27	Burnett
Burns	Butler	Carpenter	Conway 10	Curtis
Ellebracht	Ellington	Franks Jr	Gray	Green
Kendrick	Kidd	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Plocher
Pogue	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Fraker	Korman	McDaniel	Messenger
Newman	Nichols	Peters	Pietzman	Razer
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1443, relating to temporary assistance for needy families benefits, was taken up by Representative Eggleston.

Representative Ross assumed the Chair.

Representative Unsicker raised a point of order that members were in violation of Rule 85.

Representative Ross requested a parliamentary ruling.

The Parliamentary Committee asked members to confine their remarks to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 105

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Revis	Roberts
Rowland 29	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 017

Brattin	Brown 57	Brown 94	Cookson	DeGroot
Johnson	McDaniel	Messenger	Newman	Nichols
Peters	Pietzman	Razer	Rone	Runions
Smith 85	Wessels			

VACANCIES: 001

On motion of Representative Eggleston, **HCS HB 1443** was read the third time and passed by the following vote:

AYES: 100

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis

Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walsh	White	Wiemann	Wilson	Mr. Speaker

NOES: 046

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Corlew	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Higdon	Kendrick	Kidd	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Stephens 128
Stevens 46	Unsicker	Walker 3	Walker 74	Washington
Wood				

PRESENT: 000

ABSENT WITH LEAVE: 016

Brattin	Brown 94	Cookson	DeGroot	Johnson
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Rone	Runions	Smith 85
Wessels				

VACANCIES: 001

Representative Ross declared the bill passed.

HCS HB 1486, relating to the supplemental nutrition assistance program, was placed on the Informal Calendar.

HCS HB 1388, relating to certain sports contests, was taken up by Representative Gregory.

Speaker Pro Tem Haahr resumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Gregory, **HCS HB 1388** was read the third time and passed by the following vote:

AYES: 112

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Davis	Dinkins
Dogan	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houx
Justus	Kelley 127	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	May	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Revis	Rhoads
Roberts	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stephens 128	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 029

Beard	Brown 57	Curtis	Curtman	Eggleston
Fitzwater	Frederick	Gray	Houghton	Hurst
Kelly 141	Kendrick	Kidd	Marshall	Matthiesen
McCann Beatty	Miller	Moon	Morris 140	Mosley
Pogue	Remole	Roden	Roeber	Ross
Rowland 155	Spencer	Stacy	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 021

Arthur	Brattin	Brown 94	Cookson	Cross
DeGroot	Johnson	McDaniel	Messenger	Newman
Nichols	Peters	Pietzman	Razer	Rone
Rowland 29	Runions	Smith 85	Walker 74	Washington
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1719, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, **HB 1719** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 023

Brattin	Brown 94	Cookson	Cross	DeGroot
Hansen	Johnson	Korman	McCann Beatty	McDaniel
Messenger	Newman	Nichols	Peters	Pietzman
Razer	Rone	Rowland 29	Runions	Smith 85
Unsicker	Washington	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HBs 2277 & 1983, relating to license plates and windshield placards for permanently disabled persons, was taken up by Representative Shaul (113).

On motion of Representative Shaul (113), **HCS HBs 2277 & 1983** was read the third time and passed by the following vote:

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AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Mitten	Moon
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 94	Cookson	DeGroot
Haefner	Hansen	Johnson	Lauer	McDaniel
Messenger	Morgan	Newman	Nichols	Peters
Pietzman	Razer	Rone	Rowland 29	Runions
Smith 85	Washington	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1828, relating to animals, was taken up by Representative Houghton.

On motion of Representative Houghton, **HCS HB 1828** was read the third time and passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black

Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Haahr	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McGaugh	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pike
Plocher	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Ellington	Evans
Franks Jr	Gray	Green	Hannegan	Harris
Kendrick	Lavender	Marshall	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Moon
Morgan	Mosley	Pierson Jr	Pogue	Quade
Revis	Roberts	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brattin	Brown 94	Cookson	DeGroot
Frederick	Haefner	Hansen	Johnson	Lauer
McDaniel	Messenger	Mitten	Newman	Nichols
Peters	Pietzman	Razer	Rehder	Rone
Rowland 29	Runions	Smith 85	Washington	Wilson

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2127, relating to assistant physicians, was taken up by Representative Frederick.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 102

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black

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Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McGaugh
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Pierson Jr	Quade	Revis	Roberts
Stevens 46	Unsicker	Walker 74	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brattin	Brown 94	Cookson	Haefner
Johnson	Kelly 141	Marshall	McDaniel	Messenger
Newman	Nichols	Peters	Pietzman	Razer
Rone	Rowland 29	Runions	Smith 85	Washington
Wilson				

VACANCIES: 001

On motion of Representative Frederick, **HCS HB 2127** was read the third time and passed by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brown 57	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman

Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kelley 127	Kendrick	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Pogue	Quade	Revis
Roberts	Stevens 46	Unsicker	Walker 74	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 94	Cookson	Corlew
Gannon	Haefner	Johnson	McDaniel	Messenger
Newman	Nichols	Peters	Pierson Jr	Pietzman
Razer	Rone	Rowland 29	Runions	Smith 85
Washington	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1831, relating to a sales tax holiday, was taken up by Representative Ruth.

On motion of Representative Ruth, **HB 1831** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon

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Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 003

Anders	Marshall	Pogue
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PRESENT: 001

Mitten

ABSENT WITH LEAVE: 020

Barnes 60	Brattin	Brown 94	Cookson	Ellington
Haefner	Johnson	McDaniel	Messenger	Newman
Nichols	Peters	Pietzman	Razer	Rone
Rowland 29	Runions	Smith 85	Washington	Wilson

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2208, relating to elections, was taken up by Representative Curtman.

On motion of Representative Curtman, **HB 2208** was read the third time and passed by the following vote:

AYES: 108

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Butler	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	Merideth 80	Miller	Moon	Morris 140

Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wood	Mr. Speaker		

NOES: 031

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burns	Conway 10	Gray
Green	Higdon	Kendrick	Lavender	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Mitten
Morgan	Mosley	Pierson Jr	Pogue	Quade
Revis	Roberts	Stevens 46	Unsicker	Walker 74
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 023

Barnes 60	Brattin	Brown 94	Burnett	Carpenter
Cookson	Ellebracht	Ellington	Haefner	Johnson
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Rowland 155	Rowland 29	Runions
Smith 85	Washington	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2194, relating to criminal history reporting laws, was taken up by Representative Conway (104).

On motion of Representative Conway (104), **HB 2194** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick

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Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 002

Marshall	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 019

Brattin	Brown 94	Cookson	Haefner	Johnson
McDaniel	McGee	Messenger	Newman	Nichols
Peters	Pietzman	Razer	Rowland 29	Runions
Smith 85	Walker 74	Washington	Wilson	

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2171, relating to the blind pension fund, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 2171** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Carpenter	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McGaugh

McGee	Meredith 71	Merideth 80	Miller	Mitten
Moon	Morgan	Morris 140	Mosley	Muntzel
Neely	Pfausch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 006

Butler	Ellington	Marshall	May	Morse 151
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brattin	Brown 94	Chipman	Cookson
Cross	Engler	Haefner	Johnson	McDaniel
Messenger	Newman	Nichols	Peters	Pietzman
Razer	Rowland 29	Runions	Smith 85	Walker 74
Washington	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2216, relating to the regulation of water resources, was placed on the Informal Calendar.

HCS HB 2274, relating to the Missouri DeMolay license plate, was placed on the Informal Calendar.

HCS#2 HB 1503, relating to small business loans for veterans, was taken up by Representative Dohrman.

On motion of Representative Dohrman, **HCS#2 HB 1503** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston

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Ellebracht	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 021

Brattin	Brown 94	Cookson	Engler	Evans
Haefner	Hansen	Johnson	McDaniel	Messenger
Newman	Nichols	Peters	Pietzman	Razer
Reisch	Rowland 29	Runions	Smith 85	Washington
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2322, relating to the public employee retirement system for prosecuting and circuit attorneys, was taken up by Representative Walker (3).

Representative Barnes (60) assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Roberts raised a point of order that members were in violation of Rule 85.

The Chair took the point of order under advisement and asked members to confine their remarks to the question under debate.

Representative Butler raised a point of order that a member was in violation of Rule 85.

The Chair ruled the point of order not well taken.

On motion of Representative Walker (3), **HB 2322** was read the third time and passed by the following vote:

AYES: 090

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Basye	Beard	Bernskoetter
Berry	Black	Bondon	Brown 27	Chipman
Christofanelli	Conway 10	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Green	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Knight	Korman	Lant	Lauer	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
Meredith 71	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Shull 16	Shumake	Smith 163	Stacy
Stephens 128	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wood	Mr. Speaker

NOES: 045

Adams	Arthur	Baringer	Barnes 60	Barnes 28
Beck	Burnett	Burns	Butler	Carpenter
Conway 104	Corlew	Cornejo	Eggleston	Ellebracht
Ellington	Francis	Franks Jr	Gray	Gregory
Henderson	Hurst	Lavender	Lichtenegger	Marshall
McCreery	McGee	Merideth 80	Moon	Morgan
Mosley	Pogue	Quade	Revis	Roden
Ruth	Schroer	Shaul 113	Sommer	Spencer
Stevens 46	Swan	Tate	Unsicker	Wessels

PRESENT: 001

McGaugh

ABSENT WITH LEAVE: 026

Brattin	Brown 57	Brown 94	Cookson	Engler
Evans	Haefner	Johnson	Kendrick	Kidd
Kolkmeyer	McDaniel	Messenger	Mitten	Newman
Nichols	Peters	Pietzman	Razer	Roberts
Rowland 29	Runions	Smith 85	Walker 74	Washington
Wilson				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2249, relating to child care facilities, was taken up by Representative Wood.

On motion of Representative Wood, **HCS HB 2249** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 027

Beard	Brattin	Brown 57	Brown 94	Cookson
Engler	Evans	Haefner	Johnson	Love
McDaniel	Messenger	Mitten	Newman	Nichols
Peters	Pietzman	Razer	Roberts	Rowland 29
Runions	Shumake	Smith 85	Walker 74	Washington
Wessels	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HBs 1656 & 2075, relating to professional employer organizations, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HCS HBs 1656 & 2075** was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Hendrick	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Mathews	Matthiesen	May
McCann Beatty	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wiemann	Wood
Mr. Speaker				

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 032

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Conway 10	Cookson	Engler	Evans	Fitzpatrick
Haefner	Johnson	Lynch	McDaniel	Messenger
Mitten	Newman	Nichols	Peters	Pierson Jr
Pietzman	Razer	Roberts	Rowland 29	Runions
Shull 16	Smith 85	Walker 74	Washington	Wessels
White	Wilson			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1635, relating to sexual assault reporting in long-term care facilities, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HCS HB 1635** was read the third time and passed by the following vote:

AYES: 132

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 002

Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Brattin	Brown 57	Brown 94
Conway 10	Cookson	Ellington	Engler	Evans
Haefner	Johnson	McDaniel	Messenger	Mitten
Newman	Nichols	Peters	Pietzman	Razer
Roberts	Rowland 29	Runions	Smith 85	Walker 74
Washington	Wessels	Wilson		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2265, relating to public utilities, was taken up by Representative Berry.

On motion of Representative Berry, **HCS HB 2265** was read the third time and passed by the following vote:

AYES: 110

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Basye
Beck	Berry	Black	Bondon	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McGaugh	Merideth 80	Miller	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Swan	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 022

Arthur	Barnes 28	Brown 27	Burnett	Curtis
Curtman	Ellington	Franks Jr	Frederick	Higdon
Lavender	Marshall	McCreery	Meredith 71	Mitten
Moon	Morgan	Pogue	Quade	Stacy
Stevens 46	Tate			

PRESENT: 000

ABSENT WITH LEAVE: 030

Barnes 60	Beard	Bernskoetter	Brattin	Brown 57
Brown 94	Conway 10	Cookson	Cross	DeGroot
Engler	Evans	Haefner	Johnson	McDaniel
McGee	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Roberts	Rowland 29	Runions
Shull 16	Shumake	Smith 85	Washington	Wilson

VACANCIES: 001

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 121

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beck	Berry	Black	Bondon
Burnett	Burns	Butler	Carpenter	Chipman

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Conway 104	Corlew	Cornejo	Curtman	Davis
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 013

Barnes 28	Brown 27	Christofanelli	Curtis	Ellington
Higdon	Hurst	Marshall	Merideth 80	Moon
Pogue	Quade	Stephens 128		

PRESENT: 000

ABSENT WITH LEAVE: 028

Barnes 60	Beard	Bernskoetter	Brattin	Brown 57
Brown 94	Conway 10	Cookson	Cross	DeGroot
Engler	Evans	Gray	Haefner	Johnson
McDaniel	Messenger	Newman	Nichols	Peters
Pietzman	Razer	Roberts	Rowland 29	Runions
Smith 85	Washington	Wilson		

VACANCIES: 001

HCS HB 1457, relating to computer science education, was placed back on the House Bills for Perfection Calendar.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1291** entitled:

An act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, 56.840, 59.800, 65.610, 65.620, 87.135, 92.105, 92.111, 92.115, 94.900, 108.120, 137.555, 137.556, 162.441, 184.503, 227.600, RSMo, and to enact in lieu thereof twenty-two new sections relating to political subdivisions.

With Senate Substitute Amendment No. 1 for Senate Amendment No. 2 and Senate Amendment No. 3.

*Senate Substitute Amendment No. 1
for
Senate Amendment No. 2*

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Pages 22-23, Section 92.105, by striking all of said section from the bill; and

Further amend said bill, Pages 23-24, Section 92.111, by striking all of said section from the bill; and

Further amend said bill, Pages 24-25, Section 92.115, by striking all of said section from the bill; and

Further amend said bill, Pages 35-40, Section 184.503, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senate Amendment No. 3

AMEND Senate Substitute for Senate Committee Substitute for House Bill No. 1291, Page 2, Section 41.657, Line 24 of such page, by inserting after all of said line the following:

"52.240. 1. The statement and receipt required by section 52.230 shall be mailed to the address of the taxpayer as shown by the county assessor on the current tax books **or, upon written consent to the collector by the taxpayer, to the address of the taxpayer's designee**, and postage for the mailing of the statements and receipts shall be furnished by the county commission or the statement and receipt may be electronically transmitted to the electronic address provided and authorized by the taxpayer to the collector of revenue. The failure of the taxpayer to receive the notice provided for in section 52.230 in no case relieves the taxpayer of any tax liability imposed by law.

2. No penalty or interest imposed under any law shall be charged on any real or personal property tax when the county collector certifies due to system failures or other reason that the statement required by section 52.230 was mailed less than thirty days prior to the delinquent date and the taxpayer paid taxes owed by fifteen days after the delinquent date or fifteen days after the certified date of mailing, whichever is later.

3. No penalty or interest imposed under any law shall be charged on any real or personal property tax when there is clear and convincing evidence that the county made an error or omission in determining taxes owed by a taxpayer.

4. Any taxpayer claiming that the county made an error or omission in determining taxes owed may submit a written request for a refund of penalties, interest, or taxes to the county commission or governing body of the county. If the county commission or governing body of the county approves the refund, then such penalties, interest, or taxes shall be refunded as provided in section 139.031. The county commission shall approve or disapprove the taxpayer's written request within thirty days of receiving said request. The county collector shall refund penalties, interest, and taxes if the county made an error or omission in determining taxes owed by the taxpayer.

5. Nothing in this section shall relieve a taxpayer from paying taxes owed by December thirty-first and paying penalties and interest owed for failing to pay all taxes by December thirty-first, except as provided with regard to penalties and interest by subsection 2 of this section."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1465** entitled:

An act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof nine new sections relating to higher education, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1504** entitled:

An act to amend chapter 41, RSMo, by adding thereto one new section relating to zoning around National Guard training centers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS HB 1531** entitled:

An act to repeal section 507.060, RSMo, and to enact in lieu thereof one new section relating to interpleading in civil proceedings.

With Senate Amendment No. 1.

Senate Amendment No. 1

AMEND Senate Substitute for House Bill No. 1531, Page 1, Section Title, Line 3, by striking the words “interpleading in”; and

Further amend said bill and page, section A, line 3 of said page, by inserting immediately after said line the following:

“34.378. 1. The state shall not enter into a contingency fee contract with a private attorney unless the attorney general makes a written determination prior to entering into such a contract that contingency fee representation is both cost effective and in the public interest. Any written determination shall include specific findings for each of the following factors:

- (1) Whether there exists sufficient and appropriate legal and financial resources within the attorney general's office to handle the matter;
- (2) The time and labor required; the novelty, complexity, and difficulty of the questions involved; and the skill requisite to perform the attorney services properly;
- (3) The geographic area where the attorney services are to be provided; and
- (4) The amount of experience desired for the particular kind of attorney services to be provided and the nature of the private attorney's experience with similar issues or cases.

2. If the attorney general makes the determination described in subsection 1 of this section, the attorney general shall request written proposals from private attorneys to represent the state, unless the attorney general determines that requesting proposals is not feasible under the circumstances and sets forth the basis for this determination in writing. If a request for proposals is issued, the attorney general shall choose the lowest and best bid or request **that** the office of administration establish an independent panel to evaluate the proposals and choose the lowest and best bid.

3. The state shall not enter into a contract for contingency fee attorney services unless the following requirements are met throughout the contract period and any extensions to the contract:

- (1) The government attorneys shall retain complete control over the course and conduct of the case;
- (2) A government attorney with supervisory authority shall oversee the litigation;
- (3) The government attorneys shall retain veto power over any decisions made by outside counsel;
- (4) A government attorney with supervisory authority for the case shall attend all settlement conferences; and
- (5) Decisions regarding settlement of the case shall be reserved exclusively to the discretion of the attorney general.

4. The attorney general shall develop a standard addendum to every contract for contingent fee attorney services that shall be used in all cases, describing in detail what is expected of both the contracted private attorney and the state, including, without limitation, the requirements listed in subsection 3 of this section.

5. Copies of any executed contingency fee contract and the attorney general's written determination to enter into a contingency fee contract with the private attorney shall be posted on the attorney general's website for public inspection within five business days after the date the contract is executed and shall remain posted on the website for the duration of the contingency fee contract, including any extensions or amendments to the contract. Any payment of contingency fees shall be posted on the attorney general's website within fifteen days after the payment of such contingency fees to the private attorney and shall remain posted on the website for at least three hundred sixty-five days.

6. Any private attorney under contract to provide services to the state on a contingency fee basis shall, from the inception of the contract until at least four years after the contract expires or is terminated, maintain detailed current records, including documentation of all expenses, disbursements, charges, credits, underlying receipts and invoices, and other financial transactions that concern the provision of such attorney services. The private attorney shall maintain detailed contemporaneous time records for the attorneys and paralegals working on the matter in increments of no greater than one-tenth of an hour and shall promptly provide these records to the attorney general, upon request. Any request under chapter 610 for inspection and copying of such records shall be served upon and responded to by the attorney general's office.

7. **Except as otherwise provided in subsection 8 of this section, a retained private attorney shall not be entitled to a fee, exclusive of any costs and expenses described in subsection 8 of this section, of more than:**

- (1) **Fifteen percent of that portion of any amount recovered that is ten million dollars or less;**
- (2) **Ten percent of that portion of any amount recovered that is more than ten million dollars but less than or equal to fifteen million dollars;**
- (3) **Five percent of that portion of any amount recovered that is more than fifteen million dollars but less than or equal to twenty million dollars; and**
- (4) **Two percent of that portion of any amount recovered that is more than twenty million dollars.**

8. **The total fee payable to all retained private attorneys in any matter that is the subject of a contingency fee contract shall not exceed ten million dollars, exclusive of any costs and expenses provided by the contract and actually incurred by the retained private attorneys, regardless of the number of actions or proceedings or the number of retained private attorneys involved in the matter.**

9. **A contingency fee:**

- (1) **Shall be payable only from moneys that are actually received under a judgment or settlement agreement; and**
- (2) **Shall not be based on any amount attributable to a fine or civil penalty.**

10. **As used in this section, "amount recovered" does not include any moneys paid as costs.**

11. By February first of each year, the attorney general shall submit a report to the president pro tem of the senate and the speaker of the house of representatives describing the use of contingency fee contracts with private attorneys in the preceding calendar year. At a minimum, the report shall:

- (1) Identify all new contingency fee contracts entered into during the year and all previously executed contingency fee contracts that remain current during any part of the year, and for each contract describe:
 - (a) The name of the private attorney with whom the department has contracted, including the name of the attorney's law firm;
 - (b) The nature and status of the legal matter;
 - (c) The name of the parties to the legal matter;
 - (d) The amount of any recovery; and
 - (e) The amount of any contingency fee paid;
- (2) Include copies of any written determinations made under subsections 1 and 2 of this section."; and

Further amend the title and enacting clause accordingly.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 1665**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS HB 1838** entitled:

An act to authorize the conveyance of certain state properties.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 547** entitled:

An act to repeal sections 195.010, 195.017, and 196.070, RSMo, and to enact in lieu thereof seventeen new sections relating to industrial hemp, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 603, 576 & 898** entitled:

An act to repeal sections 161.670, 167.121, 173.1101, 173.1102, 173.1104, 173.1105, and 173.1107, RSMo, and to enact in lieu thereof seven new sections relating to virtual education, with an effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 705** entitled:

An act to repeal section 386.266, RSMo, and to enact in lieu thereof two new sections relating to rate adjustments outside of general rate proceedings for certain public utilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 707** entitled:

An act to repeal sections 301.213, 301.550, 301.553, 301.557, 301.559, 301.560, 301.562, 301.563, 301.564, 301.566, 301.568, and 301.570, RSMo, and to enact in lieu thereof twelve new sections relating to vehicle sales, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 743** entitled:

An act to repeal section 162.401, RSMo, and to enact in lieu thereof one new section relating to bonding requirements for treasurers of seven-director school districts.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 773** entitled:

An act to repeal section 143.183, RSMo, and to enact in lieu thereof one new section relating to income tax for certain nonresidents.

In which the concurrence of the House is respectfully requested.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 5214 - Special Committee on Government Oversight
HR 5589 - Administration and Accounts

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 88 - Veterans
HCR 105 - Special Committee on Tourism

REFERRAL OF HOUSE COMMITTEE BILLS

The following House Committee Bill was referred to the Committee indicated:

HCB 16 - Rules - Legislative Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

SS SCS HB 1291 - Fiscal Review
SS SCS HB 1465 - Fiscal Review
SS HB 1504 - Fiscal Review
SS HB 1531 - Fiscal Review
SS SCS HB 1838 - Fiscal Review
HB 1720 - Judiciary
HB 1977 - Conservation and Natural Resources
HB 2107 - Professional Registration and Licensing
HB 2209 - Health and Mental Health Policy
HB 2331 - Professional Registration and Licensing
HB 2354 - Health and Mental Health Policy
HB 2370 - General Laws
HB 2374 - Judiciary
HB 2420 - Government Efficiency
HB 2423 - Higher Education
HB 2440 - Children and Families
HB 2451 - Professional Registration and Licensing
HB 2458 - Elementary and Secondary Education
HB 2466 - Veterans
HB 2470 - Local Government

HB 2477 - Children and Families
HB 2494 - Elementary and Secondary Education
HB 2499 - Corrections and Public Institutions
HB 2550 - Local Government
HB 2569 - General Laws
HB 2611 - Health and Mental Health Policy
HB 2693 - Local Government
HB 2706 - Health and Mental Health Policy
HB 2708 - Budget
HB 2731 - Health and Mental Health Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 586 - Special Committee on Homeland Security
SS SB 597 - Insurance Policy
SS SB 608 - Special Committee on Litigation Reform
SCS SB 644 - Special Committee on Government Oversight
SB 819 - Special Committee to Improve the Care and Well-being of Young People

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2001**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2002**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2003**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Burnett

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2004**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (30): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Pierson Jr., Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (3): Burnett, Merideth (80) and Quade

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2005**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (4): Burnett, Merideth (80), Pierson Jr. and Quade

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2006**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (28): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lichtenegger, May, McGee, Redmon, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (5): Lavender, Merideth (80), Pierson Jr., Quade and Rone

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2007**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

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Ayes (32): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Burnett

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2008**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2009**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Burnett

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2010**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lichtenegger, May, McGee, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (6): Burnett, Korman, Lavender, Merideth (80), Pierson Jr. and Quade

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2011**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (30): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Lichtenegger, May, McGee, Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (3): Korman, Lavender and Merideth (80)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2012**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (32): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): Merideth (80)

Absent (2): Butler and Razer

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2013**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute** by the following vote:

Ayes (33): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, May, McGee, Merideth (80), Pierson Jr., Quade, Redmon, Rone, Ross, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (2): Butler and Razer

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1361**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Franklin, Gannon, Justus, Moon, Neely, Ruth, Stacy and Unsicker

Noes (0)

Absent (2): Cookson and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1856**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Franklin, Gannon, Justus, Moon, Neely, Ruth and Stacy

Noes (2): Beck and Unsicker

Absent (2): Cookson and Walker (74)

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1245**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anders, Bangert, Basye, Burnett, Morgan and Swan

Noes (2): Roeber and Wood

Absent (5): Bahr, Barnes (60), Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1363**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anders, Bangert, Basye, Burnett, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (5): Bahr, Barnes (60), Dogan, Matthiesen and Spencer

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1664**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anders, Bangert, Basye, Burnett, Morgan, Roeber and Swan

Noes (0)

Absent (6): Bahr, Barnes (60), Dogan, Matthiesen, Spencer and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2258**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2276**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2364**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (0)

Committee on Insurance Policy, Vice-Chairman Wiemann reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SS SCS SB 593**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Morris (140), Muntzel, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 594**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Morris (140), Muntzel, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **SB 708**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Morris (140), Muntzel, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1356**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): Mitten

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1553**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): Mitten

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2350**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, Ellebracht, Gregory, Mitten, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): DeGroot

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1398**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Houghton, McGaugh, Muntzel and Wessels

Noes (2): Hannegan and Wilson

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1431**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2038**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Houghton

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2111**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Brattin, Dogan, Grier, Hannegan, McGaugh, Muntzel and Wessels

Noes (4): Adams, Baringer, Burnett and Wilson

Absent (1): Houghton

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2356**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, McGaugh, Muntzel and Wilson

Noes (0)

Absent (2): Houghton and Wessels

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2453**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Houghton

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **SB 626**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Curtman, Francis, Green, Higdon, Kidd, Meredith (71) and Sommer

Noes (0)

Absent (5): Curtis, Ellington, Lichtenegger, McDaniel and Roden

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1432**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Baringer, Berry, Davis, Evans, Fitzwater, Gray, Grier, Johnson, Pfautsch, Pierson Jr. and Ruth

Noes (0)

Absent (3): Korman, Lauer and Unsicker

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2506**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Baringer, Berry, Davis, Evans, Gray, Grier, Johnson, Pfautsch and Ruth

Noes (0)

Absent (5): Fitzwater, Korman, Lauer, Pierson Jr. and Unsicker

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1692**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeier

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2153**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeier

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2180**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeier

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2268**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Burns, Corlew, Hurst, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (2): Cornejo and Kolkmeier

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1878**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Berry, Bondon, Fraker, Francis, Kidd, McDaniel, Miller, Pierson Jr. and Plocher

Noes (1): McCreery

Absent (2): DeGroot and Roberts

Mr. Speaker: Your Committee on Utilities, to which was referred **SS#5 SB 564**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Berry, Bondon, Fraker, Francis, Kidd, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (1): McCreery

Absent (1): DeGroot

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2644**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Fitzwater, Justus, Lant, Lauer, Mosley, Revis and Roberts

Noes (0)

Absent (4): Evans, Hansen, Henderson and Pietzman

Committee on Rules - Administrative Oversight, Vice-Chairman Sommer reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HR 5213**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCR 55**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Sommer and Wiemann

Noes (3): Franks Jr., Runions and Unsicker

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1424**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Austin, Berry, Engler, Evans, Roeber, Sommer and Wiemann

Noes (2): Carpenter and Runions

Present (1): Corlew

Absent (4): Barnes (60), Franks Jr., Mathews and Unsicker

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1435**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Barnes (60), Franks Jr. and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1569**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Sommer and Wiemann

Noes (1): Unsicker

Present (1): Runions

Absent (3): Barnes (60), Franks Jr. and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1626**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Berry, Carpenter, Corlew, Engler, Evans, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (3): Barnes (60), Franks Jr. and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1885**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2117**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

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Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2129**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2352**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2384**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Berry, Carpenter, Corlew, Engler, Evans, Franks Jr., Roeber, Runions, Sommer and Unsicker

Noes (0)

Present (1): Wiemann

Absent (2): Barnes (60) and Mathews

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2540**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Engler, Evans, Roeber, Sommer and Wiemann

Noes (1): Runions

Present (1): Carpenter

Absent (4): Barnes (60), Franks Jr., Mathews and Unsicker

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Friday, March 23, 2018.

CORRECTION TO THE HOUSE JOURNAL

AFFIDAVIT

I, State Representative DaRon McGee, District 36, hereby state and affirm that my vote was incorrectly recorded as “absent with leave” on the motion by which HB 1573 was read the third time and passed on page 1235 of the Journal of the House for the thirty-ninth day, Tuesday, March 13, 2018. Pursuant to House Rule 94, I ask that the Journal be corrected to note that I was in the chamber while the board was open, and I did, in fact, vote “Aye.”

IN WITNESS WHEREOF, I have hereunto subscribed my hand to this affidavit on this 15th day of March, 2018.

/s/ DaRon McGee
State Representative

State of Missouri
County of Cole

Subscribed and sworn to before me this 15th day of March in the year 2018.

/s/ Leann M. Hager
Notary Public

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, March 27, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session will be held: HCB 12

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Wednesday, March 28, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 20, HB 2499

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 29, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCB 20, HB 2549, HB 2198, HB 1986

Executive session will be held: HCB 20, HB 2632

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2495, HB 1916, HB 1963, HB 1743, HB 1993

Executive session will be held: HCR 96, HB 2456, HB 2172, HB 1642, HB 2259

Executive session may be held on any matter referred to the committee.

Added HB 1993.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 27, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCB 18

Executive session will be held: SS SCS SB 549

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: SB 681, HB 2555

Executive session will be held: HB 1712, HB 1847

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 6.

Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531, SS SCS HB 1838

Executive session may be held on any matter referred to the committee.

CORRECTED

FISCAL REVIEW

Tuesday, March 27, 2018, upon conclusion of afternoon session, House Hearing Room 6.

Executive session will be held: SS SCS HB 1291, SS SCS HB 1465, SS HB 1504, HB 1531, SS SCS HB 1838

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, March 26, 2018, 12:00 PM, House Hearing Room 4.

Public hearing will be held: HB 2527, HB 2523, HB 2524, SB 581, SB 625

Executive session will be held: HB 2232, HB 2284, HB 2580

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1716, HB 2293, HB 2209, HB 2354

Executive session will be held: HCB 15, SCS SB 718

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON LEGISLATIVE RESEARCH - PERSONNEL SUBCOMMITTEE

Monday, March 26, 2018, 3:00 PM, Room 117A (Legislative Research).

Executive session may be held on any matter referred to the committee.

Personnel meeting.

The meeting will be closed pursuant to Section 610.021(3).

JUDICIARY

Monday, March 26, 2018, 2:30 PM, House Hearing Room 4.

Executive session will be held: HB 2562

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, March 27, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1255, HB 1399, HB 1891, HB 2262, HB 2459

Executive session will be held: HB 2223, HB 2410, HB 1725, HB 2121

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HCS HB 1363, HB 1431, HCS HB 1432, HCS HB 2038, HB 2111, HCS HB 2115, HCS HB 2257, HCS HB 2356, HB 2453, SS#5 SB 564, HRB 2

Executive session may be held on any matter referred to the committee.

Removing HB 1357.

AMENDED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 27, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: SCS SB 644, HR 5214, HB 1975, HCR 89

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, March 26, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: SS SB 608

Executive session will be held: HB 1793, HB 2089, HB 2108, HB 2434

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2464, HB 2745

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, March 23, 2018, 12:30 PM, 401 Monroe Street, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

VETERANS

Tuesday, March 27, 2018, 9:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2466, HCR 88

Executive session will be held: HB 2681

Executive session may be held on any matter referred to the committee.

Time change from 8:00 AM to 9:00 AM.

CORRECTED

WAYS AND MEANS

Monday, March 26, 2018, 2:30 PM, House Hearing Room 1.

Public hearing will be held: HB 2168

Executive session will be held: HB 2638, HB 2168

Executive session may be held on any matter referred to the committee.

HB 2168 has been added to the hearing schedule and the time has changed to 2:30 PM

AMENDED

HOUSE CALENDAR

FORTY-SECOND DAY, FRIDAY, MARCH 23, 2018

HOUSE BILLS FOR PERFECTION - APPROPRIATIONS

HCS HB 2001 - Fitzpatrick

HCS HB 2002 - Fitzpatrick

HCS HB 2003 - Fitzpatrick

HCS HB 2004 - Fitzpatrick

HCS HB 2005 - Fitzpatrick

HCS HB 2006 - Fitzpatrick

HCS HB 2007 - Fitzpatrick

HCS HB 2008 - Fitzpatrick

HCS HB 2009 - Fitzpatrick

HCS HB 2010 - Fitzpatrick

HCS HB 2011 - Fitzpatrick

HCS HB 2012 - Fitzpatrick

HCS HB 2013 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - REVISION

HRB 1 - Shaul (113)

HOUSE BILLS FOR PERFECTION

HCS HB 2031 - Sommer

HB 1369 - Sommer

HB 1266 - Lichtenegger

HCS HB 2339 - Lynch

HB 1795 - Bernskoetter

HB 1633 - Corlew
HCS#2 HB 1973 - Wiemann
HCS HBs 2337 & 2272 - Stephens (128)
HCS HB 1574 - Rowland (155)
HB 1832 - Cornejo
HCS HB 1667 - Swan
HCS HB 1368 - Basye
HB 2183 - Bondon
HB 2039 - Fraker
HB 1516 - Wiemann
HB 1257 - Schroer
HCS HB 2105 - Frederick
HCS HB 2157 - Bahr
HB 1296 - Kelley (127)
HCS HB 2255 - Korman
HB 1499 - Dogan
HB 2231 - Ross
HB 1419 - Haefner
HB 1275 - Kendrick
HB 1629 - Evans
HB 1252 - Plocher
HCS HB 1261 - Schroer
HB 2286 - Kelly (141)
HCS HB 1264 - Schroer
HCS HB 1457 - Lauer
HB 2360 - Redmon
HB 1715 - Phillips
HB 1470 - Kelley (127)
HCS HB 1491 - Kelley (127)
HB 1767 - Arthur
HB 1966 - Cornejo
HB 2117 - Pfautsch
HB 2139 - Morris (140)
HB 2336 - Tate
HB 1846 - Cornejo
HCS HB 1591 - Wood
HB 1249 - Plocher

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 2140 - Haefner
HB 1485 - Brown (57)
HB 2179 - Richardson

HOUSE BILLS FOR PERFECTION - CONSENT

(03/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 69 - Davis
HCR 73 - Justus
HCR 70 - Franks Jr.

HOUSE BILLS FOR THIRD READING

HCS HBs 2280, 2120, 1468 & 1616 - Haefner

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 1486 - Kelly (141)
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner

SENATE BILLS FOR SECOND READING

SS SCS SB 547
SS SCS SBs 603, 576 & 898
SS SB 705
SS SCS SB 707
SB 743
SB 773

HOUSE BILLS WITH SENATE AMENDMENTS

SS SCS HB 1465, (Fiscal Review 3/15/18) - Cookson
SS SCS HB 1838, (Fiscal Review 3/15/18) - Bernskoetter
SS HB 1504, (Fiscal Review 3/15/18) - Reiboldt
SS HB 1531, as amended, (Fiscal Review 3/15/18) - DeGroot
SS SCS HB 1291, as amended, (Fiscal Review 3/15/18) - Henderson

HOUSE RESOLUTIONS

HCS HR 5213 - Ross

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-FOURTH DAY, MONDAY, MARCH 5, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Charlie Davis.

In the words of a great man and wonderful leader, Dr. Martin Luther King Jr.:

Thou Eternal God, out of whose absolute power and infinite intelligence the whole universe has come into being, we humbly confess that we have not loved Thee with our hearts, souls and minds, and we have not loved our neighbors as Christ loved us. We have all too often lived by our own selfish impulses rather than by the life of sacrificial love as revealed by Christ. We often give in order to receive. We love our friends and hate our enemies. We go the first mile but dare not travel the second. We forgive but dare not forget.

And so, as we look within ourselves, we are confronted with the appalling fact that the history of our lives is the history of an eternal revolt against You. But Thou, O God, have mercy upon us. Forgive us for what we could have been but failed to be. Give us the intelligence to know Your will. Give us the courage to do Your will. Give us the devotion to love Your will.

In the name and spirit of Jesus, we pray.

As we prepare to lay to rest our good friend Keith English, I pray for Your Holy Spirit to comfort his wife and family. Give them the peace that transcends our understanding and the love that only YOU can give.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Aminhan Jessica Lobster.

The Journal of the thirty-third day was approved as printed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burns	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick

Fitzwater	Fraker	Francis	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Kidd
Knight	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
McCreery	McDaniel	McGaugh	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Pfautsch	Phillips	Pike	Plocher	Pogue
Quade	Razer	Redmon	Reiboldt	Reisch
Revis	Rhoads	Roden	Roeber	Ross
Rowland 155	Rowland 29	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Ellington

PRESENT: 002

Ellebracht Ruth

ABSENT WITH LEAVE: 035

Beard	Brattin	Brown 94	Burnett	Carpenter
Curtman	Franklin	Green	Kelley 127	Kendrick
Kolkmeier	Matthiesen	May	McCann Beatty	McGee
Meredith 71	Mitten	Morgan	Mosley	Neely
Newman	Nichols	Peters	Pierson Jr	Pietzman
Rehder	Remole	Roberts	Rone	Runions
Smith 85	Spencer	Stevens 46	Walker 74	Washington

VACANCIES: 001

HOUSE RESOLUTIONS

Representative Justus offered House Resolution No. 5612.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 103, relating to amending the Constitution of the United States.

HCR 104, relating to the construction of a wall along the United States border with Mexico.

HCR 105, relating to the Missouri Bicentennial Commission.

HCR 106, relating to a new conservatory building at the University of Missouri - Kansas City.

HCR 107, relating to the General Assembly.

HCR 108, relating to persons with cognitive disabilities.

HCR 109, relating to the U.S. Department of Education.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 97, relating to a motor fuel tax, with a delayed effective date.

HJR 98, relating to the general assembly.

HJR 99, relating to the general assembly.

HJR 100, relating to the general assembly.

HJR 101, relating to the selection of judges.

HJR 102, relating to toll roads.

HJR 103, relating to labor organizations.

HJR 104, relating to the state budget.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2656, relating to the designation of a memorial highway.

HB 2657, relating to unsecured loans of five hundred dollars or less.

HB 2658, relating to custody of in vitro human embryos.

HB 2659, relating to operating standards promulgated by the Missouri dental board.

HB 2660, relating to school employee retirement.

HB 2661, relating to condemnation proceedings.

HB 2662, relating to school protection officers.

HB 2663, relating to property values.

HB 2664, relating to the extreme risk protection order act, with penalty provisions.

HB 2665, relating to marriage licenses.

HB 2666, relating to the approval of development applications.

HB 2667, relating to the sale of assault weapons, with penalty provisions.

HB 2668, relating to county convention authorities.

HB 2669, relating to benefit corporations.

HB 2670, relating to prescription drug distribution.

HB 2671, relating to the state legal expense fund.

HB 2672, relating to workers' compensation.

HB 2673, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 2674, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2675, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2676, relating to the sale of eggs.

HB 2677, relating to counties.

HB 2678, relating to concealed carry permits.

HB 2679, relating to the adverse childhood experience questionnaire.

HB 2680, relating to a study on gun violence.

HB 2681, relating to driver's licenses compliant with the federal REAL ID Act.

HB 2682, relating to child care deserts.

HB 2683, relating to sales tax on trade-in purchases.

HB 2684, relating to the compensation of jurors.

HB 2685, relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 2686, relating to hand-held electronic wireless communications devices.

HB 2687, relating to public agency contracts.

HB 2688, relating to school bus operators.

HB 2689, relating to the designation of highways.

HB 2690, relating to vacancies in public office.

HB 2691, relating to taxation, with penalty provisions and an effective date.

HB 2692, relating to closed meetings of governmental bodies.

HB 2693, relating to false alarm fees in certain cities.

HB 2694, relating to the establishment of a council for community education.

HB 2695, relating to the establishment of a task force on police officer presence in schools and communities.

HB 2696, relating to a task force to study community-based policing.

HB 2697, relating to community relations training for peace officers.

HB 2698, relating to the joint committee on police practices.

HB 2699, relating to disclosures by peace officer applicants.

HB 2700, relating to peace officers' cultural competency.

HB 2701, relating to the establishment of a task force on civilian review boards.

HB 2702, relating to the investigation of deaths involving a law enforcement officer.

HB 2703, relating to the use of force by law enforcement officers.

HB 2704, relating to the establishment of a program on police officer presence in schools and communities.

HB 2705, relating to alternative special needs services.

HB 2706, relating to dietitians.

HB 2707, relating to motor vehicle registration.

HB 2708, relating to fund balances.

HB 2709, relating to prisoner complaints against a psychologist's license.

HB 2710, relating to the state vehicle fleet.

HB 2711, relating to an excise tax on developed land.

HB 2712, relating to a sales tax dedicated to public safety.

HB 2713, relating to nursing home administrator license renewals.

HB 2714, relating to the education and job training television broadcasting district act.

HB 2715, relating to protests outside health care facilities.

HB 2716, relating to the department of mental health.

HB 2717, relating to facilities of historic significance.

HB 2718, relating to health care providers.

HB 2719, relating to a tax credit for the purchase of blighted property.

HB 2720, relating to livestock production contracts, with penalty provisions.

HB 2721, relating to transportation funds.

HB 2722, relating to highway construction.

HB 2723, relating to boards of adjustment.

HB 2724, relating to annexation procedures.

HB 2725, relating to the emergency services board.

HB 2726, relating to the cost savings programs.

HB 2727, relating to condominium property, with a penalty provision.

HB 2728, relating to school employee retirement systems.

HB 2729, relating to automobile liability insurance.

HB 2730, relating to public works contracts.

HB 2731, relating to terminal illnesses, with penalty provisions.

HB 2732, relating to hand-held electronic wireless communications devices.

HB 2733, relating to income taxes.

HB 2734, relating to individual income tax, with a referendum clause.

HB 2735, relating to peace officer training on use of force.

HB 2736, relating to tax increment financing.

HB 2737, relating to use of state revenues.

HB 2738, relating to income tax rates.

HB 2739, relating to custody of in vitro human embryos.

HB 2740, relating to employee assistance programs for first responders.

HB 2741, relating to sexual assault policies of institutions of higher education.

HB 2742, relating to the protection of vulnerable persons.

HB 2743, relating to the implementation of the disparity study recommendations, with an emergency clause.

HB 2744, relating to the consolidation of political subdivisions.

HB 2745, relating to the St. Louis Airport Oversight Commission.

HB 2746, relating to intoxicating liquor, with penalty provisions.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 574, relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

SS SB 597, relating to chiropractic services.

SCS SB 644, relating to unclaimed property, with penalty provisions.

SB 681, relating to school instruction in Braille.

SB 695, relating to boards and commissions.

SB 727, relating to the comprehensive state energy plan.

SCS SB 769, relating to financial transactions involving public entities, with existing penalty provisions.

SCS SB 787, relating to the Missouri senior farmers' market nutrition program.

SB 806, relating to the appointment of a guardian or conservator for certain persons.

SB 818, relating to Medicaid per diem reimbursement rates, with an emergency clause.

SS SCS SB 918, relating to working animals.

SB 951, relating to hospital regulations.

HB 1578, relating to civil procedure in tort claims, was placed back on the House Bills for Perfection Calendar.

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 1618, relating to the disposal of unused controlled substances, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **HCS HB 1618** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade

Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 011

Brattin	Brown 94	Curtman	Green	Kolkmeier
May	McCann Beatty	Newman	Peters	Rone
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan

Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 013

Berry	Black	Curtis	Eggleston	Higdon
Hurst	Marshall	McDaniel	Moon	Pogue
Roden	Spencer	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 010

Brattin	Brown 94	Green	May	McCann Beatty
Newman	Peters	Roeber	Rone	Smith 85

VACANCIES: 001

THIRD READING OF HOUSE BILLS

HB 1429, relating to a tax credit for homeless shelter contributions, was placed back on the House Bills for Third Reading - Informal Calendar.

HCS HB 2079, relating to coroners, was taken up by Representative Houx.

On motion of Representative Houx, **HCS HB 2079** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCreery	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113

Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 010

Bahr	Curtman	Ellington	Hurst	Johnson
Marshall	McDaniel	Moon	Pogue	Reisch

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Green	May	McCann Beatty	Newman
Peters	Rone	Smith 85		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1265, relating to declarations of candidacy, was taken up by Representative Schroer.

On motion of Representative Schroer, **HB 1265** was read the third time and passed by the following vote:

AYES: 125

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McGaugh
Messenger	Miller	Moon	Morris 140	Morse 151
Mosley	Muntzel	Neely	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 026

Adams	Barnes 28	Beck	Brown 27	Burnett
Burns	Butler	Carpenter	Curtis	Ellington
Gray	Lavender	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Nichols
Pogue	Quade	Runions	Stevens 46	Unsicker
Walker 74				

PRESENT: 001

Cookson

ABSENT WITH LEAVE: 010

Brown 94	Green	May	McCann Beatty	Newman
Peters	Rehder	Rone	Smith 85	Trent

VACANCIES: 001

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 68 - Crime Prevention and Public Safety
HCR 89 - Special Committee on Government Oversight
HCR 96 - Crime Prevention and Public Safety
HCR 98 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1600 - Fiscal Review
HB 1975 - Special Committee on Government Oversight
HB 2172 - Crime Prevention and Public Safety
HB 2450 - Ways and Means
HB 2459 - Judiciary
HB 2507 - Special Committee on Government Oversight
HB 2509 - Health and Mental Health Policy
HB 2541 - Workforce Development
HB 2548 - Special Committee on Government Oversight
HB 2568 - Health and Mental Health Policy
HB 2644 - Workforce Development

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (1): Fraker

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2238**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Anderson, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Swan, Unsicker, Wessels and Wiemann

Noes (0)

Absent (3): Fraker, Smith (163) and Wood

MESSAGES FROM THE GOVERNOR

March 1, 2018

TO THE CHIEF CLERK OF THE
HOUSE OF REPRESENTATIVES
99th GENERAL ASSEMBLY
SECOND REGULAR SESSION
STATE OF MISSOURI

Herewith I return to you **House Committee Substitute for House Bill No. 1246** entitled:

AN ACT

To amend chapter 595, RSMo, by adding thereto one new section relating to human trafficking hotline posters, with penalty provisions.

On March 1, 2018, I approved **House Committee Substitute for House Bill No. 1246**.

Respectfully Submitted,

/s/ Eric R. Greitens
Governor

Having been returned from the Governor with his approval, **HCS HB 1246** was delivered to the Secretary of State by the Chief Clerk of the House.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, March 6, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1425, HB 2573, HCB 16, HCB 17

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, March 6, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: SS SCS SB 775

Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, March 7, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Review Committee Substitutes for HBs 2001-2013.

CHILDREN AND FAMILIES

Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session may be held on any matter referred to the committee.

The committee will have a working session on HCB 12.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SB 649, HB 2480, HB 2182

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454

Executive session will be held: HB 2336, HB 1591

Executive session may be held on any matter referred to the committee.

Removed HB 1393 and added HB 2454.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCR 77, HB 2201

Executive session will be held: HB 1609, HB 2334
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 2333, HB 2358
Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2351, SB 569, SCS SB 623
Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1496, HB 2258, HB 2364, HB 2409
Executive session will be held: HB 2276, HB 2457
Executive session may be held on any matter referred to the committee.
Moved to Hearing Room 6.
CORRECTED

GOVERNMENT EFFICIENCY

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.
Public hearing will be held: HB 1717, HB 2263, HB 2416
Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 15
Executive session may be held on any matter referred to the committee.
HCB 15 is an act relating to opioids.

HIGHER EDUCATION

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2408, HB 2412
Executive session will be held: HB 1520, HB 1811, HB 2348, HB 2360
Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: SB 708, SS SCS SB 593, SB 594, HCB 19

Executive session will be held: SB 708, SS SCS SB 593, SB 594

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2121, HB 2350, HB 1725, HB 1356, HB 1843, HB 1844, HB 1845

Executive session will be held: HB 2063, HB 1726

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, March 7, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2038, HB 2453, HB 1398

Executive session will be held: HB 2352, HB 2356, HB 2383

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 7, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 2.

Public hearing will be held: HB 1502, HB 2295

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, March 6, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Presentation by the Department of Insurance on workers' compensation.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCR 85, HRB 2

Executive session will be held: HB 1981, HB 2097, HR 5213, HRB 1

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2506

Executive session will be held: HB 1432

Executive session may be held on any matter referred to the committee.
Amended to remove HB 2256.
AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Executive session will be held: HB 2324
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 2460, HR 5237, HCR 83, HB 2439
Executive session will be held: HB 2393, HB 2381, HCR 62
Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, March 6, 2018, 5:00 PM or upon conclusion of afternoon session
(whichever is later), House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
Organizational meeting.
CORRECTED

SUBCOMMITTEE ON TAX CREDIT REVIEW

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.
Executive session may be held on any matter referred to the committee.
Discussion on tax credit review

TRANSPORTATION

Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2207
Executive session will be held: HB 2268, HB 2180, HR 4839, HB 2153
Executive session may be held on any matter referred to the committee.
Added HB 2153 to executive session.
AMENDED

VETERANS

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 573
Executive session will be held: HB 1290
Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, March 7, 2018, 9:00 AM, House Hearing Room 4.

Executive session will be held: HB 1742

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-FIFTH DAY, TUESDAY, MARCH 6, 2018

HOUSE BILLS FOR PERFECTION

HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1456 - Lauer
HB 2110 - Rone
HCS HB 1947 - Alferman
HB 1600, (Fiscal Review 3/5/18) - Higdon

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-FIFTH DAY, TUESDAY, MARCH 6, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

The peace of God, which passes all understanding, will keep your hearts and your minds. (Philippians 4:7)

O loving God, who has created us to live in love with You and in love with one another, yet our world is torn by terrorism, our Nation divided, and our own lives troubled, we confess our faults, our lack of understanding, and our failure to love. Forgive us, we pray, and help us from this day forward to be more responsive and positive to You and more willing to act and support the needs of all in this people's House.

Bless this House of Representatives, our Speaker, and all who work with them. May they take time to listen to You and, in so doing, be given insight to see clearly the way to take, courage to walk in that way, and patience to persist. May they be channels through which Your love can bring greater peace, joy, and benefit to those they serve.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was led by ROTC Cadet Abby Lewis.

The Journal of the thirty-fourth day was approved as printed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Neely

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Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Brown 94	Carpenter	Conway 10	Dohrman	Ellington
Green	Lichtenegger	McDaniel	McGee	Mitten
Mosley	Muntzel	Newman	Peters	Plocher
Rone	Shumake	Smith 85	Stephens 128	Walker 74

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HB 2062, relating to mutual aid agreements with Kansas and Oklahoma, was taken up by Representative White.

On motion of Representative White, the title of **HCS HB 2062** was agreed to.

On motion of Representative White, **HCS HB 2062** was adopted.

On motion of Representative White, **HCS HB 2062** was ordered perfected and printed.

HCS HB 1868, relating to a statewide hearing aid distribution program, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HCS HB 1868** was agreed to.

On motion of Representative Kelley (127), **HCS HB 1868** was adopted.

On motion of Representative Kelley (127), **HCS HB 1868** was ordered perfected and printed.

HB 1625, relating to the Missouri senior farmers' market nutrition program, was taken up by Representative Morris (140).

On motion of Representative Morris (140), the title of **HB 1625** was agreed to.

On motion of Representative Morris (140), **HB 1625** was ordered perfected and printed.

HB 1442, relating to commissioner offices, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HB 1442**, relating to county government, was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting after all of said section and line the following:

"105.030. **1.** Whenever any vacancy, caused in any manner or by any means whatsoever, occurs or exists in any state or county office originally filled by election of the people, other than in the offices of lieutenant governor, state senator or representative, sheriff, or recorder of deeds in the city of St. Louis, the vacancy shall be filled by appointment by the governor except that when a vacancy occurs in the office of county assessor after a general election at which a person other than the incumbent has been elected, the person so elected shall be appointed to fill the remainder of the unexpired term; and the person appointed after duly qualifying and entering upon the discharge of his duties under the appointment shall continue in office until the first Monday in January next following the first ensuing general election, at which general election a person shall be elected to fill the unexpired portion of the term, or for the ensuing regular term, as the case may be, and the person so elected shall enter upon the discharge of the duties of the office the first Monday in January next following his election, except that when the term to be filled begins on any day other than the first Monday in January, the appointee of the governor shall be entitled to hold the office until such other date.

2. (1) Notwithstanding subsection 1 of this section or any other provision of law to the contrary, when any vacancy, caused in any manner or by any means whatsoever, occurs or exists in any county office, the county commission of all noncharter counties shall, no later than fourteen days after the occurrence of the vacancy, fill the vacancy by appointment, and the person so appointed by the county commission, after duly qualifying and entering upon the discharge of his or her duties under the appointment, shall continue in office until the governor fills the vacancy by appointment under subsection 1 of this section or until the vacancy is filled by operation of another provision of law.

(2) In any county with only two county commissioners, if the commissioners cannot agree upon an appointee, the two remaining county commissioners and the presiding judge of the circuit court shall vote to make the appointment required under subdivision (1) of this subsection.

3. The provisions of this section shall not apply to:

(1) Vacancies in county offices in any county which has adopted a charter for its own government under Section 18, Article VI of the Constitution; or

(2) Vacancies in the office of any associate circuit judge, circuit judge, circuit clerk, prosecuting attorney, or circuit attorney.

4. Any vacancy in the office of recorder of deeds in the city of St. Louis shall be filled by appointment by the mayor of that city."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

Representative Houghton offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting the following after all of said line:

"59.800. 1. Beginning on July 1, 2001, notwithstanding any other condition precedent required by law to the recording of any instrument specified in subdivisions (1) and (2) of **subsection 1** of section 59.330, an additional fee of five dollars shall be charged and collected by every recorder of deeds in this state on each instrument recorded. The additional fee shall be distributed as follows:

(1) One dollar and twenty-five cents to the recorder's fund established ~~[pursuant to]~~ **under** subsection 1 of section 59.319, provided, however, that all funds received ~~[pursuant to]~~ **under** this section shall be used exclusively for the purchase, installation, upgrade and maintenance of modern technology necessary to operate the recorder's office in an efficient manner;

(2) One dollar and seventy-five cents to the county general revenue fund; and

(3) Two dollars to the fund established in subsection 2 of this section.

2. **(1)** There is hereby established a revolving fund known as the "Statutory County Recorder's Fund", which shall receive funds paid to the recorders of deeds of the counties of this state ~~[pursuant to]~~ **under** subdivision (3) of subsection 1 of this section. The director of the department of revenue shall be custodian of the fund and shall make disbursements from the fund for the purpose of subsidizing the fees collected by counties that hereafter elect or have heretofore elected to separate the offices of clerk of the circuit court and recorder. The subsidy shall consist of the total amount of moneys collected ~~[pursuant to]~~ **under** subdivisions (1) and (2) of subsection 1 of this section subtracted from fifty-five thousand dollars, **except under such circumstances in which the annual average of funds collected under subsection 1 of this section during the previous three calendar years are insufficient to meet all obligations calculated in this subdivision. In such circumstances, the provisions of subdivision (2) of this subsection shall apply.** The moneys paid to qualifying counties ~~[pursuant to]~~ **under** this subsection shall be deposited in the county general revenue fund. For purposes of this section a "qualified county" is a county that hereafter elects or has heretofore elected to separate the offices of clerk of the circuit court and recorder and in which the office of the recorder of deeds collects less than fifty-five thousand dollars in fees ~~[pursuant to]~~ **under** subdivisions (1) and (2) of subsection 1 of this section, on an annual basis. Moneys in the statutory county recorder's fund shall not be considered state funds and shall be deemed nonstate funds.

(2) In the event funds collected under subdivision (3) of subsection 1 of this section are insufficient to meet the obligations under subdivision (1) of this subsection, the director of revenue shall calculate the projected shortfall that would otherwise be incurred based on the formula outlined under subdivision (1) of this subsection. If the fund balance is greater than the annual average disbursement from the fund during the previous three years, up to thirty-three percent of the amount that exceeds the annual three-year average to meet the obligation may be used to meet the obligations. Should this amount be insufficient or unavailable to meet the shortfall, the director of revenue shall set a new requisite amount to determine a qualified county under subdivision (1) of this subsection other than fifty-five thousand dollars, which reflects the revenue collected under subdivision (3) of subsection 1 of this section in addition to thirty-three percent of the excess fund balance."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Houghton, **House Amendment No. 2** was adopted.

Representative Brattin offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting immediately after all of said section and line the following:

"640.648. Notwithstanding any law to the contrary, all Missouri landowners retain the right to have, use, and own private water systems and ground source systems, **including systems for potable water and rainwater collection**, anytime and anywhere including land within city limits~~[, unless prohibited by city ordinance,]~~ on their

own property so long as all applicable rules and regulations established by the Missouri department of natural resources are satisfied. All Missouri landowners who choose to use their own private water system shall not be forced to purchase water from any other water source system servicing their community."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Brattin, **House Amendment No. 3** was adopted.

On motion of Representative Alferman, **HB 1442, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Alferman:

AYES: 098

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelly 141
Knight	Kolkmeyer	Korman	Lant	Love
Lynch	Mathews	McGaugh	Messenger	Miller
Morris 140	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Revis	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Wood		

NOES: 042

Adams	Anders	Arthur	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Franks Jr	Green	Harris
Hurst	Kendrick	Kidd	Lavender	Marshall
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Nichols	Pierson Jr	Pogue	Quade	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 002

Ellebracht	Ellington
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ABSENT WITH LEAVE: 020

Bangert	Bondon	Brown 94	Cookson	Curtman
Gray	Kelley 127	Lauer	Lichtenegger	Matthiesen
McDaniel	Muntzel	Newman	Peters	Razer
Remole	Roberts	Rone	White	Mr. Speaker

VACANCIES: 001

HB 1679, relating to student meals at public institutions of higher education, was taken up by Representative Chipman.

On motion of Representative Chipman, the title of **HB 1679** was agreed to.

Representative Curtis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1679, Page 1, Section 173.1592, Line 1, by inserting after the number "**173.1592**," the number "**1**"; and

Further amend said bill, page and section, Line 4, by inserting after all of said line the following:

"2. After July 1, 2019, no public institution of higher education in this state shall require any student to live in on-campus housing when the student is concerned for his or her safety."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gregory	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Shumake	Smith 163	Sommer

Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 041

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Nichols
Pierson Jr	Pogue	Revis	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 022

Arthur	Berry	Brown 94	Cookson	Ellington
Fitzpatrick	Gannon	Grier	Kelley 127	Kidd
Korman	Lichtenegger	McDaniel	Muntzel	Newman
Peters	Quade	Razer	Rone	Schroer
Spencer	Walker 74			

VACANCIES: 001

On motion of Representative Chipman, **HB 1679** was ordered perfected and printed.

Speaker Richardson resumed the Chair.

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was taken up by Representative Justus.

On motion of Representative Justus, the title of **HCS HBs 1729, 1621 & 1436** was agreed to.

HCS HBs 1729, 1621 & 1436 was laid over.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

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AYES: 048

Alferman	Barnes 60	Basye	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Burns
Butler	Cross	Curtis	DeGroot	Dinkins
Dogan	Engler	Fraker	Francis	Franks Jr
Hannegan	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Knight	Korman	Lant	Lauer
May	McGee	Miller	Morris 140	Morse 151
Pfautsch	Phillips	Pogue	Reiboldt	Reisch
Remole	Rowland 155	Rowland 29	Taylor	Vescovo
Walsh	White	Wilson		

NOES: 000

PRESENT: 061

Anders	Anderson	Austin	Bahr	Bangert
Baringer	Barnes 28	Beard	Berry	Chipman
Christofanelli	Corlew	Davis	Dohrman	Eggleston
Fitzwater	Gray	Green	Gregory	Grier
Haahr	Helms	Hill	Houghton	Houx
Johnson	Kendrick	Kidd	Lynch	McCann Beatty
McCreery	McDaniel	Meredith 71	Messenger	Morgan
Nichols	Pierson Jr	Pietzman	Pike	Quade
Rehder	Revis	Ross	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Trent	Walker 3	Washington	Wessels	Wiemann
Mr. Speaker				

ABSENT WITH LEAVE: 053

Adams	Andrews	Arthur	Brown 57	Brown 94
Burnett	Carpenter	Conway 10	Conway 104	Cookson
Cornejo	Curtman	Ellebracht	Ellington	Evans
Fitzpatrick	Franklin	Frederick	Gannon	Haefner
Hansen	Harris	Higdon	Kolkmeyer	Lavender
Lichtenegger	Love	Marshall	Mathews	Matthiesen
McGaugh	Merideth 80	Mitten	Moon	Mosley
Muntzel	Neely	Newman	Peters	Plocher
Razer	Redmon	Rhoads	Roberts	Roden
Roeber	Rone	Shull 16	Smith 85	Spencer
Unsicker	Walker 74	Wood		

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was again taken up by Representative Justus.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1729, 1621 & 1436, Page 6, Section 290.095, Line 15, by inserting immediately after said section and line the following:

"290.400. **1.** As used in sections 290.400 to ~~[290.450]~~ **290.440** the following words have the meanings indicated unless the context clearly requires otherwise:

- (1) "Commission", the labor and industrial relations commission of Missouri;
- (2) "Employee", every woman or man in receipt of or entitled to compensation for labor performed for any employer;
- (3) "Employer", every person, firm, corporation, agent, manager, representative, contractor, subcontractor, principal or other person having control or direction of any woman or man employed at any labor, or responsible directly or indirectly for the wages of another;
- (4) ~~["Female", a woman of eighteen years or over;~~
- ~~———(5)] "Wage rates" or "wages", [any compensation for labor measured by time, piece, or otherwise]~~ **all compensation in any form that an employer provides to employees in payment for work done or services rendered including, but not limited to, base pay, overtime bonuses, stock options, awards, tips, or various forms of nonmonetary compensation if provided in lieu of or in addition to monetary compensation, provided that such compensation has economic value to an employee.**

2. Nothing in sections 290.400 to 290.440 shall prevent an employee from exercising his or her rights under any other provision of law.

290.410. **1.** Notwithstanding any other provisions of the law, no employer shall ~~[pay any female in his employ at wage rates less than the wage rates paid to male employees in the same establishment for the same quantity and quality of the same classification of work, provided that nothing herein shall prohibit a variation of rates of pay for male and female employees engaged in the same classification of work based upon a difference in seniority, length of service, ability, skill, difference in duties or services performed, difference in the shift or time of day worked, hours of work, or restrictions or prohibitions on lifting or moving objects in excess of specified weight, or other reasonable differentiation, or factors other than sex, when exercised in good faith]~~ **discriminate in providing compensation based on gender for equal work, the performance of which requires equal skill, effort, and responsibility, and which is performed under similar working conditions.**

2. Notwithstanding the provisions of subsection 1 of this section, it shall not be unlawful for an employer to pay different wage rates to employees if such payments are made pursuant to:

- (1) A bona fide seniority or merit system;
- (2) A system that measures earnings by quantity or quality of production;
- (3) Any bona fide factor other than gender, provided that wage differentials based on varying market rates for equal jobs shall not be considered differentials based on bona fide factors other than gender; or
- (4) Bona fide regional economic differentials.

3. An employer who is paying wages in violation of this section shall not, in order to comply with this section, reduce the wage of any employee.

4. No employer shall discharge, take any adverse action, or otherwise retaliate in any manner against any individual because such individual has:

- (1) Opposed any act or practice made unlawful by this section; or
- (2) Testified, assisted, or participated in any manner in an investigation, hearing, or other proceeding to enforce this section.

5. No employer shall discharge, take any adverse action, or otherwise retaliate in any manner against, coerce, intimidate, threaten, or interfere with any employee because such employee either inquired about, compared, or otherwise discussed the employee's wages or the wages of another employee; or exercised, enjoyed, aided, or encouraged any other person to exercise or enjoy any right granted or protected by this section.

290.440. **1.** Any employer who violates section 290.410 is liable to the ~~[female]~~ employee affected in the amount of the wages of which the ~~[female]~~ employee is deprived by reason of the violation **and an additional amount in compensatory damages, such additional amount not to exceed twice the wages awarded.**

2. ~~[Any female employee receiving less than the wage to which she is entitled under sections 290.400 to 290.450 may recover in a civil action the balance of the wages, together with the costs of suit, notwithstanding any agreement to work for a lesser wage.]~~ **Any employer who violates subsection 4 or 5 of section 290.410 is liable to any individual affected in the amount of all wages and benefits lost as a result of the violation and, if awarded, an additional amount of compensatory damages in an amount to be determined by a judge or jury trial.**

3. ~~[The burden of proof shall be upon the person bringing the claim to establish that the differentiation in rate of pay is based upon the factor of sex and not upon other differences or factors.]~~ **In the event of a finding that an employer has violated section 290.410, a court may enjoin such employer from future violations of section 290.410 and may order the employer to take such additional steps as are necessary, including reclassification of affected workers to ensure an end to the employer's gender-based pay practices or, if the employer has engaged in unlawful retaliation prohibited by section 290.410, the court may order such relief as to make the employee whole, including reinstatement.**

4. **Any employee prevailing in a civil action brought under sections 290.400 to 290.440, in addition to the remedies set forth in this section, may also recover court costs and reasonable attorney's fees, notwithstanding any agreement to work for a lesser wage. Any action brought under sections 290.400 to 290.440 shall be commenced within two years after the alleged violation occurs or the date of the reasonable discovery of such violation.**

5. **If an employee can show a deliberate pattern of violations of the provisions of sections 290.400 to 290.440, the court may order the employer to pay punitive damages to the employee in addition to any other compensation or injunctive relief ordered."; and**

Further amend said bill, Page 22, Section 290.340, Line 7, by inserting immediately after said section and line the following:

~~"[290.450. Any action based upon or arising under sections 290.400 to 290.450 shall be instituted in the circuit court within six months after the date of the alleged violation, but in no event shall any employer be liable for any pay due under sections 290.400 to 290.450 for more than thirty days prior to receipt by the employer of written notice of claim thereof from the female employee.]"~~; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Ellington moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Ellington:

AYES: 055

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Cookson	Curtis
Ellebracht	Ellington	Engler	Evans	Franks Jr
Gannon	Gray	Green	Harris	Kendrick
Korman	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Reisch
Revis	Roberts	Rowland 29	Runions	Ruth
Shaul 113	Smith 85	Sommer	Stevens 46	Tate
Unsicker	Walker 3	Walker 74	Washington	Wessels

NOES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelly 141	Knight
Kolkmeier	Lant	Lauer	Love	Lynch
Marshall	Mathews	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Remole	Rhoads
Roeber	Ross	Rowland 155	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 018

Berry	Brown 57	Brown 94	Corlew	Gregory
Higdon	Kelley 127	Kidd	Lichtenegger	Matthiesen
McDaniel	Muntzel	Newman	Peters	Razer
Roden	Rone	Schroer		

VACANCIES: 001

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelly 141	Kidd	Knight	Kolkmeier	Korman
Lant	Lauer	Love	Lynch	Marshall
Mathews	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads

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Roden	Roeber	Ross	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Gray	Green	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Nichols	Pierson Jr	Quade	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 019

Bahr	Berry	Brown 57	Brown 94	Cookson
Corlew	Dogan	Higdon	Kelley 127	Lichtenegger
Matthiesen	McDaniel	Muntzel	Newman	Peters
Razer	Rone	Rowland 155	Shull 16	

VACANCIES: 001

On motion of Representative Justus, **HCS HBs 1729, 1621 & 1436** was adopted.

On motion of Representative Justus, **HCS HBs 1729, 1621 & 1436** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Ellebracht:

AYES: 086

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Chipman	Christofanelli	Conway 104	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haahr	Hansen	Helms
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Love	Lynch	Marshall
Mathews	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Pfausch	Phillips
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Ross	Rowland 155	Shumake	Smith 163	Stacy
Stephens 128	Swan	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Mr. Speaker				

NOES: 063

Adams	Alferman	Anders	Arthur	Bangert
Baringer	Barnes 28	Beck	Berry	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Corlew	Dinkins	Ellebracht	Ellington	Engler
Franks Jr	Gannon	Gray	Green	Hannegan
Harris	Henderson	Kendrick	Kidd	Korman
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Neely	Nichols	Pierson Jr	Pietzman	Quade
Revis	Roberts	Roden	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Smith 85	Sommer
Spencer	Stevens 46	Tate	Unsicker	Walker 74
Washington	Wessels	Wood		

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 57	Brown 94	Cookson	Haefner	Higdon
Lichtenegger	Matthiesen	Muntzel	Newman	Peters
Razer	Rone	Shull 16		

VACANCIES: 001

HCS HB 1645, relating to actions for damages due to exposure to asbestos, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HCS HB 1645** was agreed to.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1645, Page 1, Section 537.880, Line 9, by inserting after all of said line the following:

"(2) "Asbestos settlement", a settlement of any asbestos action, or any claim for damages or other relief that could have been filed as an asbestos action;"; and

Further amend said bill and section, Pages 1 to 2, by renumbering said section accordingly; and

Further amend said bill and section, Page 2, Line 37, by inserting after all of said section and line the following:

"537.881. 1. Within sixty days after an asbestos action is filed or within thirty days of the effective date of this section for asbestos actions that are pending on that effective date, each defendant shall:

(1) Provide the court and parties with a sworn statement signed by an authorized representative of the defendant and defendant's counsel, under penalties of perjury, indicating that an investigation of all asbestos actions or claims against the defendant and all settlements entered into by the defendant or any predecessor thereto has been conducted. The sworn statement shall indicate the outcome or resolution of each such asbestos action, claim or settlement, and for those actions or claims which are not resolved, their current status.

(2) Provide all parties with all materials from such actions, claims, or settlements, including materials from all law firms connected to the defendant in relation to asbestos, including anyone at a law firm involved in an asbestos action, claim or settlement, any prior law firm representing the defendant, or any other firm that has represented the defendant in any capacity relating to asbestos. Documents should be accompanied by a custodial affidavit from the defendant certifying that the materials submitted by the defendants are true and complete.

2. The defendant shall have a continuing duty, until final resolution of the asbestos action, to supplement the statement and materials provided under subsection 1 of this section. The defendant shall supplement and amend the information and materials provided under subsection 1 of this section within thirty days after any additional action, claim, or settlement.

3. A court may impose sanctions for the failure by a defendant or defendant's counsel to comply with this section, including entry of default judgment with prejudice against defendant for willful failure to comply with the requirements of sections 537.800 to 537.890.

4. The submission of the sworn statement under subsection 1 of this section shall be in addition to any disclosure requirements otherwise imposed by law, rules of civil procedure, court order or ruling, applicable agreement or stipulation, local rule, or case management order. Nothing in this section shall prevent a court of competent jurisdiction from requiring any disclosures in addition to the disclosures required under this section."; and

Further amend said bill, Page 4, Section 537.886, Line 21, by inserting after all of said section and line the following:

"537.887. 1. Asbestos action, claim, and settlement documents provided under section 537.881 are presumed to be relevant and authentic and are admissible in evidence in an asbestos action. No claims of privilege shall apply to asbestos action, claim, or settlement documents provided under section 537.881.

2. A plaintiff in an asbestos action may seek discovery against any other party in an asbestos action, claim, or settlement disclosed by a defendant under section 537.881. The defendant shall not claim privilege or confidentiality to bar discovery. The defendant shall provide consent or any other expression of permission that may be required by the other parties to the asbestos action, claim, or settlement disclosed as provided under section 537.881 to release information and materials sought by the plaintiff.

3. Asbestos action, claim, and settlement documents that are sufficient to have entitled another person to a judgment against or settlement from the defendant in any asbestos action, claim, or settlement disclosed under section 537.881 when the exposure occurred at a time overlapping with the exposure alleged by the plaintiff in an asbestos action may be sufficient to support a jury finding that the plaintiff was exposed to asbestos by the defendant and that such exposure was a substantial contributing factor in causing the plaintiff's injury that is at issue in the asbestos action.

4. The parties in the asbestos action may introduce at trial any asbestos action, claim, or settlement documents provided under section 537.881 to prove, without limitation, causation for the plaintiff's claimed injury, death, or loss; to prove that the defendant is a tortfeasor, liable for the injury or wrongful death for the purposes of section 537.060; or to prove issues relevant to an adjudication of the asbestos claim, unless the exclusion of asbestos action, claim, or settlement materials is otherwise required by the rules of evidence."; and

Further amend said bill, Page 5, Section 537.888, Line 15, by inserting after all of said section and line the following:

"537.889. 1. In an asbestos action, upon the filing by a plaintiff of an appropriate motion seeking sanctions or other relief, the court may impose any sanction provided by court rule or law of this state including, but not limited to, an entry of default judgment against a defendant for that defendant's failure to comply with the disclosure requirements of sections 537.880 to 537.890.

2. The amount of contribution in asbestos personal injury or wrongful death actions, or settlement agreements with asbestos injury trusts established under the federal bankruptcy code, shall be addressed for the purposes of this section in the following manner:

(1) In the event a plaintiff has filed a claim with an asbestos injury trust established under the federal bankruptcy code, any settlement agreement reached shall reduce the plaintiff's claim against other tortfeasors by the amount of consideration actually received by plaintiff from such trust.

(2) If a defendant satisfies a judgment entered following a verdict in favor of a plaintiff in an asbestos action, such defendant shall be assigned the plaintiff's right to file and collect consideration from asbestos trusts under the federal bankruptcy code arising from claims where consideration has not already been received by the plaintiff."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cookson	Cornejo	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Love	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Neely	Pfautsch	Phillips	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Roden	Roeber	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Pierson Jr	Revis
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Brown 57	Brown 94	Butler	Conway 10
Corlew	Cross	Fitzpatrick	Higdon	Kelley 127

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Kendrick	Lauer	Lichtenegger	Lynch	Matthiesen
McDaniel	Muntzel	Newman	Nichols	Peters
Pietzman	Quade	Razer	Rhoads	Rone
Stephens 128				

VACANCIES: 001

Representative Barnes (60) moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Barnes (60):

AYES: 059

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Conway 10
Cookson	Curtis	Dogan	Ellebracht	Ellington
Fitzwater	Franks Jr	Frederick	Gray	Green
Harris	Kendrick	Kidd	Korman	Lavender
Lynch	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Morse 151	Mosley	Pierson Jr	Plocher	Quade
Revis	Roberts	Rowland 29	Runions	Smith 85
Stephens 128	Stevens 46	Unsicker	Walker 3	Walker 74
Washington	Wessels	Wilson	Wood	

NOES: 088

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Knight	Kolkmeyer
Lant	Lauer	Love	Mathews	McGaugh
Messenger	Miller	Moon	Morris 140	Neely
Pfautsch	Phillips	Pietzman	Pike	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walsh
White	Wiemann	Mr. Speaker		

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Cross	Haahr	Kelley 127
Lichtenegger	Matthiesen	McDaniel	Muntzel	Newman
Nichols	Peters	Razer	Rone	

VACANCIES: 001

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Knight	Kolkmeyer	Korman
Lant	Love	Lynch	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Pierson Jr	Quade	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 57	Brown 94	Butler	Haahr	Higdon
Lauer	Lichtenegger	Matthiesen	McDaniel	Muntzel
Newman	Nichols	Peters	Razer	Rone
Smith 85	Stephens 128			

VACANCIES: 001

On motion of Representative DeGroot, **HCS HB 1645** was adopted.

On motion of Representative DeGroot, **HCS HB 1645** was ordered perfected and printed.

HB 1892, relating to deputy sheriffs, was taken up by Representative Wilson.

On motion of Representative Wilson, the title of **HB 1892** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1892, Page 1, Section 57.117, Line 3, by inserting after all of said section and line the following:

"320.097. 1. As used in this section, "fire department" means any agency or organization that provides fire suppression and related activities, including but not limited to fire prevention, rescue, emergency medical services, hazardous material response, dispatching, or special operations to a population within a fixed and legally recorded geographical area.

2. No employee of a fire department who has worked for seven years for such department shall, as a condition of employment, be required to reside within a fixed and legally recorded geographical area of the fire department if the only public school district available to the employee within such fire department's geographical area is a public school district that is or has been unaccredited or provisionally accredited in the last five years of such employee's employment. Employees who have satisfied the seven-year requirement in this subsection and who choose to reside outside the geographical boundaries of the department shall reside within a one-hour response time. No charter school shall be deemed a public school for purposes of this section.

3. No employee of a fire department who has not resided in such fire department's fixed and legally recorded geographical area, or who has changed such employee's residency because of conditions described in subsection 2 of this section, shall as a condition of employment be required to reside within the fixed and legally recorded geographical area of the fire department if such school district subsequently becomes fully accredited.

4. No employee of a fire department who is paid on an hourly basis shall be required to live in a fire department's fixed and legally recorded geographical area.

320.098. No county shall require attendance at a specific training academy by any candidate for a firefighter position but may require a specific certification from any training academy.

321.017. 1. Notwithstanding the provisions of section 321.015, no employee of any fire protection district or ambulance district shall serve as a member of any fire district or ambulance district board while such person is employed by any fire district or ambulance district, except that an employee of a fire protection district or an ambulance district may serve as a member of a voluntary fire protection district board or a voluntary ambulance district board.

2. Notwithstanding any other provision of law to the contrary, individual board members shall not be eligible for employment by the board within twelve months of termination of service as a member of the board unless such employment is on a volunteer basis or without compensation.

3. Notwithstanding any provision of law to the contrary, no fire protection district or ambulance district shall require an employee who is paid on an hourly basis to live within the district.

321.200. 1. Except as otherwise provided in subsection 3 of this section, the board shall meet regularly, not less than once each month, at a time and at some building in the district to be designated by the board. Notice of the time and place of future regular meetings shall be posted continuously at the firehouse or firehouses of the district. Additional meetings may be held, when the needs of the district so require, at a place regular meetings are held, and notice of the time and place shall be given to each member of the board. Meetings of the board shall be held and conducted in the manner required by the provisions of chapter 610. All minutes of meetings of the board and all other records of the fire protection district shall be available for public inspection at the main firehouse within the district by appointment with the secretary of the board within one week after a written request is made between the hours of 8:00 a.m. and 5:00 p.m. every day except Sunday. A majority of the members of the board shall constitute a quorum at any meeting and no business shall be transacted unless a quorum is present. The board, acting as a board, shall exercise all powers of the board, without delegation thereof to any other governmental or other body or entity or association, and

without delegation thereof to less than a quorum of the board. Agents, employees, engineers, auditors, attorneys, firemen and any other member of the staff of the district may be employed or discharged only by a board which includes at least two directors; but any board of directors may suspend from duty any such person or staff member who willfully and deliberately neglects or refuses to perform his or her regular functions.

2. Any vacancy on the board shall be filled by the remaining elected members of the board, except when less than two elected members remain on the board any vacancy shall be filled by the circuit court of the county in which all or a majority of the district lies. The appointee or appointees shall act until the next biennial election at which a director or directors are elected to serve the remainder of the unexpired term.

3. Notwithstanding any provision of sections 610.015 and 610.020 to the contrary, when Missouri Task Force One or any Urban Search and Rescue Task Force is activated for deployment by the federal emergency management agency, state emergency management agency, or statewide mutual aid, a quorum of the board of directors of the affiliated fire protection district may meet in person, via telephone, facsimile, internet, or any other voice or electronic means, without public notice, in order to authorize by roll call vote the disbursement of funds necessary for the deployment.

4. In the event action is necessary under subsection 3 of this section, the board of directors of the affiliated fire protection district shall keep minutes of the emergency meeting and disclose during the next regularly scheduled meeting of the board that the emergency meeting was held, the action that precipitated calling the emergency meeting without notice, and that the minutes of the emergency meeting are available as a public record of the board.

5. Members of a fire district or ambulance district board of directors shall only receive compensation for meetings the member attended. If multiple meetings occur on the same day, members shall not receive compensation for more than one meeting.

590.025. No law enforcement agency shall require an employee who is paid on an hourly basis to live within a jurisdiction more specific than this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

Representative Roden moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Wilson, **HB 1892** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 104 - Special Committee on Homeland Security

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1679 - Fiscal Review

HCS HB 1868 - Fiscal Review

HB 1579 - Corrections and Public Institutions

HB 1712 - Elementary and Secondary Education

HB 1776 - General Laws

HB 1781 - Crime Prevention and Public Safety
HB 1938 - General Laws
HB 1986 - Corrections and Public Institutions
HB 2193 - Veterans
HB 2415 - Government Efficiency
HB 2566 - Corrections and Public Institutions
HB 2580 - General Laws
HB 2591 - Children and Families
HB 2607 - Agriculture Policy
HB 2632 - Corrections and Public Institutions
HB 2712 - Local Government

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SB 659 - Conservation and Natural Resources

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2407**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Cookson, Franklin, Gannon, Justus, Moon, Neely, Newman, Ruth, Stacy, Unsicker and Walker (74)

Noes (0)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2336**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer and Phillips

Noes (0)

Absent (4): Barnes (60), McDaniel, Newman and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1609**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beck, Fitzwater, Green, Grier, Knight, Lant, Miller, Pietzman and Rehder

Noes (3): Berry, Ellebracht and Washington

Absent (1): Plocher

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 2334**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Berry, Fitzwater, Green, Grier, Knight, Lant, Miller, Pietzman and Rehder

Noes (3): Beck, Ellebracht and Washington

Absent (1): Plocher

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2192**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HJR 80**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Frederick, Johnson, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Pogue, Quade and Revis

Absent (3): Curtman, Kidd and Peters

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1644**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Frederick, Johnson, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (1): Pogue

Absent (3): Curtman, Kidd and Peters

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2211**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Frederick, Johnson, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (1): Pogue

Absent (3): Curtman, Kidd and Peters

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1260**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Arthur, Frederick, Haefner, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (3): Messenger, Stephens (128) and Wiemann

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1885**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1255**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1491**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (2): Beard and Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1509**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1590**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1689**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Gregory, Roberts, Toalson Reisch and White

Noes (1): Marshall

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1987** and **HB 2185**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (1): DeGroot

Absent (1): Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2101**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Mitten

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1929**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2030**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2186**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1999**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Berry, Bondon, Francis, Kidd, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (1): McCreery

Absent (2): DeGroot and Fraker

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2265**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Berry, Bondon, Fraker, Francis, Kidd, Miller, Pierson Jr., Plocher and Roberts

Noes (2): McCreery and McDaniel

Absent (1): DeGroot

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2115**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Schroer and Shull (16)

Noes (0)

Absent (4): Kelley (127), Mosley, Rhoads and Roden

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1388**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (2): Carpenter and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1574**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (4): Arthur, Carpenter, Engler and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1673**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1719**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Berry, Corlew, Engler, Evans, Mathews, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Runions and Unsicker

Present (1): Barnes (60)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1801**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1831**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Present (1): Barnes (60)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2157**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2183**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2184**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2208**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Arthur, Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (2): Carpenter and Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2210**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2216**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2233**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2255**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2274**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 2277 & 1983**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 2280, 2120, 1468 & 1616**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2322**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Carpenter and Roeber

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 70**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 73**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bondon, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1486**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Bondon, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS#2 HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1654**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2194**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Fitzwater, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Curtis, Eggleston, Haahr and Rone

COMMITTEE CHANGES

March 6, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Professional Registration and Licensing and appoint Representative Richard Brown to the House Committee on Professional Registration and Licensing.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

HOUSE COMMITTEE BILL AUTHORIZATIONS

March 6, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Local Government has been authorized to introduce upon report a House Committee Bill relating to political subdivisions.

If you have any questions, please feel free to contact my office.

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following members' presence was noted: Lichtenegger and Rone.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:45 a.m., Wednesday, March 7, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, March 7, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Review Committee Substitutes for HBs 2001-2013.

BUDGET

Thursday, March 8, 2018, 8:15 AM, House Hearing Room 3.
Executive session will be held: SS SCS SB 775
Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Thursday, March 8, 2018, 8:30 AM, House Hearing Room 7.
Executive session will be held: HB 2101, HB 2192, HB 2221
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: SB 649, HB 2182
Executive session may be held on any matter referred to the committee.
Removing HB 2480.
AMENDED

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HCR 68, HCR 96, HB 2456, HB 2172
Executive session will be held: HB 2070, HB 1254, HB 1642
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.
Public hearing will be held: HB 2333, HB 2358
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, March 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1600, HCS HB 1623, HB 1679, HCS HB 1868
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 15, HB 2568
Executive session may be held on any matter referred to the committee.
Added HB 2568.
HCB 15 is an act relating to opioids.
AMENDED

HIGHER EDUCATION

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.
Public hearing will be held: HB 2412
Executive session will be held: HB 1520, HB 1811, HB 2348, HB 2360
Executive session may be held on any matter referred to the committee.
We will no longer be having a public hearing for HB 2408.
AMENDED

LOCAL GOVERNMENT

Wednesday, March 7, 2018, 12:00 PM or 15 minutes upon conclusion of morning
session (whichever is later), House Hearing Room 1.
Public hearing will be held: HB 2038, HB 2453, HB 1398
Executive session will be held: HB 2352, HB 2356, HB 2383
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, March 7, 2018, 12:30 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 2.
Public hearing will be held: HB 1502, HB 2295
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, March 7, 2018, 12:15 PM or upon conclusion of morning session
(whichever is later), South Gallery.
Executive session will be held: HB 1256, HCS HB 1577, HB 1972, HCS HB 1326,
HCS HB 1739, HCS HB 2339, HCR 69
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2506

Executive session will be held: HB 1432

Executive session may be held on any matter referred to the committee.

Amended to remove HB 2256.

AMENDED

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 2324

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, March 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2460, HR 5237, HCR 83, HB 2439

Executive session will be held: HB 2393, HB 2381, HCR 62

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, March 7, 2018, 8:00 AM, 401 Monroe Street, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

Pursuant to HR 5565, portions of this hearing may be closed.

AMENDED

SUBCOMMITTEE ON TAX CREDIT REVIEW

Wednesday, March 7, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Discussion on tax credit review.

TRANSPORTATION

Wednesday, March 7, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2207

Executive session will be held: HB 2268, HB 2180, HR 4839, HB 2153

Executive session may be held on any matter referred to the committee.

Added HB 2153 to executive session.

AMENDED

WORKFORCE DEVELOPMENT

Wednesday, March 7, 2018, 9:30 AM, House Hearing Room 4.

Executive session will be held: HB 1742

Executive session may be held on any matter referred to the committee.

CORRECTED

HOUSE CALENDAR

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 7, 2018

HOUSE BILLS FOR PERFECTION

HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

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HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1456 - Lauer
HB 2110 - Rone
HCS HB 1947 - Alferman
HB 1600, (Fiscal Review 3/5/18) - Higdon

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 – Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-SIXTH DAY, WEDNESDAY, MARCH 7, 2018

The House met pursuant to adjournment.

Representative Dinkins in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 049

Alferman	Anders	Basye	Bernskoetter	Berry
Bondon	Brown 27	Burns	Cross	Curtis
Curtman	DeGroot	Dinkins	Engler	Francis
Gannon	Hannegan	Hansen	Harris	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Kidd
Knight	Love	Matthiesen	McGaugh	Miller
Moon	Morris 140	Morse 151	Muntzel	Nichols
Pfautsch	Pogue	Reiboldt	Reisch	Remole
Roeber	Rone	Rowland 155	Rowland 29	Taylor
Walsh	White	Wiemann	Wilson	

NOES: 000

PRESENT: 066

Adams	Anderson	Arthur	Bahr	Bangert
Baringer	Beard	Beck	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Davis	Dohrman	Eggleston	Evans	Fitzwater
Gray	Green	Grier	Haahr	Helms
Higdon	Hill	Houx	Johnson	Kendrick
Kolkmeier	Lant	Lynch	Marshall	McCann Beatty
McCreery	McGee	Meredith 71	Messenger	Morgan
Neely	Pike	Quade	Razer	Rehder
Roden	Ross	Runions	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Wessels	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 047

Andrews	Austin	Barnes 60	Barnes 28	Black
Brattin	Brown 57	Brown 94	Butler	Carpenter
Cookson	Dogan	Ellebracht	Ellington	Fitzpatrick
Fraker	Franklin	Franks Jr	Frederick	Gregory

Haefner	Houghton	Korman	Lauer	Lavender
Lichtenegger	Mathews	May	McDaniel	Merideth 80
Mitten	Mosley	Newman	Peters	Phillips
Pierson Jr	Pietzman	Plocher	Redmon	Revis
Rhoads	Roberts	Shumake	Smith 85	Spencer
Tate	Washington			

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed be the name of God forever and ever: for wisdom and might are His. (Daniel 2:20)

Almighty God, reveal to us Your glory as we turn our thoughts upward and lift up our hearts to Your presence. May discernment and discretion, with confidence and courage, arise within us with renewed strength, as we again open our minds to You who is always understanding, always merciful, and always seeking our good and the good of our people.

Grant to us, as we pray, such an awareness of Your spirit that this long day may be spent in Your service and for the best interests of our State. Give to us the grace to ask what You would have us do, that in Your wisdom we may be saved from wrong choices, in Your light we may walk and not faint, and in Your love we may live with true joy.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Dylan Werner, Kaiden Caudle, Abbi Suthoff, Nolan Bennett, Hudson Moyer, Jordan Luebbering, Carter Bryan, Bennett Wilde, and Carson Roling.

Speaker Richardson assumed the Chair.

The Journal of the thirty-fifth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Brown 27	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeier	Korman
Lant	Lavender	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch

Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Revis
Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 029

Austin	Barnes 60	Berry	Bondon	Brattin
Brown 57	Brown 94	Carpenter	Cookson	Curtis
Dogan	Ellebracht	Ellington	Evans	Haefner
Lauer	Lichtenegger	May	Mitten	Newman
Peters	Phillips	Pierson Jr	Pietzman	Remole
Rhoads	Ross	Shumake	Stephens 128	

VACANCIES: 001

PERFECTION OF HOUSE BILLS

HB 1953, relating to the bone marrow registry, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HB 1953**, relating to public health and welfare, was agreed to.

Representative Ruth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1953, Page 2, Section 192.1120, Line 27, by inserting immediately after said section and line the following:

"208.183. 1. The "Advisory Council on Rare Diseases and Personalized Medicine" is hereby established within the MO HealthNet division. The advisory council on rare diseases and personalized medicine shall serve as an expert advisory committee to the drug utilization review board, providing necessary consultation to the board when the board makes recommendations or determinations regarding beneficiary access to drugs or biological products for rare diseases, or when the board itself determines that it lacks the specific scientific, medical, or technical expertise necessary for the proper performance of its responsibilities and the necessary expertise can be provided by external in-state experts.

2. The advisory council on rare diseases and personalized medicine shall be composed of the following health care professionals, who shall be appointed by the director of the department of social services:

(1) Two physicians affiliated with public schools of medicine who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(2) Two physicians affiliated with private schools of medicine headquartered in this state who are licensed and practicing in this state with experience researching, diagnosing, or treating rare diseases;

(3) A physician who holds a doctor of osteopathy degree and is active in medical practice and affiliated with a school of medicine in this state with experience researching, diagnosing, or treating rare diseases;

(4) Two medical researchers from either academic research institutions or medical research organizations in this state who have received federal or foundation grant funding for rare disease research;

(5) A registered nurse or advanced practice registered nurse licensed and practicing in this state with experience treating rare diseases;

(6) A pharmacist practicing in a hospital in this state that has a designated orphan disease center;

(7) A professor employed by a pharmacy program in this state that is fully accredited by the Accreditation Council for Pharmacy Education who has advanced scientific or medical training in orphan and rare disease treatments;

(8) One individual representing the rare disease community or who is living with a rare disease;

(9) One member who represents a rare disease foundation;

(10) A representative from a rare disease center located within one of the state's comprehensive pediatric hospitals;

(11) The chair of the joint committee on the life sciences or the chair's designee; and

(12) The chairperson of the drug utilization review board, or the chairperson's designee, who shall serve as an ex officio, nonvoting member of the advisory council.

3. The director shall convene the first meeting of the advisory council on rare diseases and personalized medicine no later than February 28, 2019. Following the first meeting, the advisory council shall meet upon the call of the chairperson of the drug utilization review board or upon the request of a majority of the council members.

4. The drug utilization review board, when making recommendations or determinations regarding beneficiary access to drugs and biological products for rare diseases, as defined in the federal Orphan Drug Act of 1983, Pub. L. 97-414, and drugs and biological products that are approved by the United States Food and Drug Administration and within the emerging fields of personalized medicine and noninheritable gene editing therapeutics, shall request and consider information from the advisory council on rare diseases and personalized medicine. "Beneficiary access", as used in this subsection, means developing prior authorization and reauthorization criteria for a rare disease drug, including placement on a preferred drug list or a formulary, payment, cost-sharing, drug utilization review, or medication therapy management.

5. The board shall seek the input of the advisory council on rare diseases and personalized medicine to address topics for consultation under this section including, but not limited to:

(1) Rare diseases;

(2) The severity of rare diseases;

(3) The unmet medical need associated with rare diseases;

(4) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other Medicaid policies on access to rare disease therapies;

(5) An assessment of the benefits and risks of therapies to treat rare diseases;

(6) The impact of particular coverage, cost-sharing, tiering, utilization management, prior authorization, medication therapy management, or other policies on patients' adherence to the treatment regimen prescribed or otherwise recommended by their physicians;

(7) Whether beneficiaries who need treatment from or a consultation with a rare disease specialist have adequate access and, if not, what factors are causing the limited access; and

(8) The demographics and the clinical description of patient populations.

6. Nothing in this section shall be construed to create a legal right for a consultation on any matter or require the drug utilization review board to meet with any particular expert or stakeholder.

7. Recommendations of the advisory council on rare diseases and personalized medicine on an applicable treatment of a rare disease shall be explained in writing to members of the board during public hearings.

8. For purposes of this section, a "rare disease drug" is a drug used to treat a rare medical condition, defined as any disease or condition that affects fewer than two hundred thousand persons in the United States, such as cystic fibrosis, hemophilia, and multiple myeloma.

9. All members of the advisory council on rare diseases and personalized medicine shall annually sign a conflict of interest statement revealing economic or other relationships with entities that could influence a member's decisions, and at least twenty percent of the advisory council members shall not have a conflict of interest with respect to any insurer, pharmaceutical benefits manager, or pharmaceutical manufacturer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Ruth, **House Amendment No. 1** was adopted.

On motion of Representative Neely, **HB 1953, as amended**, was ordered perfected and printed.

HCS HB 2140, relating to public contracts for purchasing supplies, was placed on the Informal Calendar.

HB 2122, relating to vehicle sales, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HB 2122** was agreed to.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2122, Pages 5 and 6, Section 301.550, Lines 34 to 51, by removing all of said lines from the bill and inserting in lieu thereof the following:

"(8) "Motor vehicle dealer" or "dealer", any person who, for commission or with an intent to make a profit or gain of money or other thing of value, sells, barter, exchanges, leases or rents with the option to purchase, or who offers or attempts to sell or negotiates the sale of motor vehicles or trailers whether or not the motor vehicles or trailers are owned by such person; provided, however, an individual auctioneer or auction conducted by an auctioneer licensed pursuant to chapter 343 shall not be included within the definition of a motor vehicle dealer. The sale of six or more motor vehicles or trailers in any calendar year shall be required as evidence that such person is engaged in the motor vehicle business and is eligible for licensure as a motor vehicle dealer under sections 301.550 to [301.573] **301.580**. Any motor vehicle dealer licensed before August 28, 2007, shall be required to meet the minimum calendar year sales of six or more motor vehicles provided the dealer can prove the business achieved, cumulatively, six or more sales per year for the preceding twenty-four months in business; or if the dealer has not been in business for twenty-four months, the cumulative equivalent of one sale every two months for the months the dealer has been in business before August 28, 2007. Any licensed motor vehicle dealer failing to meet the minimum vehicle sales requirements as referenced in this subsection shall not be qualified to renew his or her license for one year. Applicants who reapply after the one-year period shall meet the **minimum** requirement of six sales per year. **Dealers shall be subject to the licensure requirements under section 301.552 with regard to additional sales requirements for the award of certain tax exempt dealer plates;**" and

Further amend said bill, Page 8, Section 301.550, Line 127, by inserting after all of said section and line the following:

"301.552. 1. Notwithstanding any other provision of law to the contrary, motor vehicle dealers shall be eligible for dealer plates according to the following schedule of annual motor vehicle sales:

(1) One dealer plate shall be issued at the time of initial application for licensure as a motor vehicle dealer under section 301.550, and such plate may be retained if the minimum requirement of six sales per year is met thereafter;

(2) A second dealer plate shall be issued upon report of twelve sales per year during the requisite reporting period;

(3) A third dealer plate shall be issued upon report of twenty sales per year during the requisite reporting period; and

(4) Thereafter, one additional dealer plate shall be issued for each ten additional sales reported during the requisite reporting period.

2. For purposes of this section, the term "motor vehicle" means non-commercial passenger vehicles eligible for highway use and does not include motorcycles, trailers, farm vehicles, boats, recreational vehicles, or any type of vehicle not having four wheels."; and

Further amend said bill, Page 13, Line 95 to Page 16, Line 175, by removing all of said lines from the bill and inserting in lieu thereof the following:

"3. Upon the initial issuance of a license by the department, the department shall assign a distinctive dealer license number or certificate of number to the applicant and the department shall issue ~~[one number plate or certificate]~~ **two number plates or certificates** bearing the distinctive dealer license number or certificate of number ~~[and two additional number plates or certificates of number]~~ within eight working hours after presentment of the application, **upon payment by the applicant of a fee of fifty dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate or certificate issued by the department.** Upon renewal, the department shall issue the distinctive dealer license number or certificate of number as quickly as possible. The issuance of such distinctive dealer license number or certificate of number shall be in lieu of registering each motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer, manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor vehicle auction or new or used motor vehicle dealer.

4. Notwithstanding any other provision of the law to the contrary, the department shall assign the following distinctive dealer license numbers to:

New motor vehicle franchise dealers	D-0 through D-999
New powersport dealers [and motorcycle franchise dealers]	D-1000 through D-1999
Used motor vehicle[,] and used powersport [-and used motorcycle] dealers	D-2000 through D-9999
Wholesale motor vehicle dealers	W-0 through W-1999
Wholesale motor vehicle auctions	WA-0 through WA-999
New and used trailer dealers	T-0 through T-9999
Motor vehicle, trailer, and boat manufacturers	DM-0 through DM-999
Public motor vehicle auctions	A-0 through A-1999
Boat dealers	M-0 through M-9999
New and used recreational motor vehicle dealers	RV-0 through RV-999

For purposes of this subsection, qualified transactions shall include the purchase of salvage titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a salvage dealer's license shall be allowed one additional plate or certificate number per fifty-unit qualified transactions annually. In order for salvage dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of purchases during the reporting period of July first of the immediately preceding year to June thirtieth of the present year. The provisions of this subsection shall become effective on the date the director of the department of revenue begins to reissue new license plates under section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue begins reissuing new license plates under the authority granted under section 301.130 prior to December 1, 2008, the director of the department of revenue shall notify the revisor of statutes of such fact.

5. Upon the sale of a currently licensed new motor vehicle franchise dealership the department shall, upon request, authorize the new approved dealer applicant to retain the selling dealer's license number and shall cause the new dealer's records to indicate such transfer. **If the new approved dealer applicant elects not to retain the selling dealer's license number, then the department shall issue the new dealer applicant a new dealer's license number and an equal number of plates or certificates as the department had issued to the selling dealer.**

6. ~~[In the case of new motor vehicle manufacturers, motor vehicle dealers, powersport dealers, recreational motor vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue two additional number plates to the applicant upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for each additional number plate.]~~ Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. Boat dealers and boat manufacturers shall be entitled to one certificate of number bearing such number upon the payment of a fifty dollar fee. Additional number plates and as many additional certificates of number may be obtained upon payment of a fee of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle manufacturers shall not be issued or possess more than three hundred forty-seven additional number plates or certificates of number annually. New ~~[and used motor vehicle dealers]~~ **motor vehicle franchise dealers**, powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are limited to one additional plate or certificate of number per ten-unit qualified transactions annually. **Notwithstanding any provision of subsection 3 of this section to the contrary, used motor vehicle dealers are limited to one initial plate or certificate until they have twelve qualified transactions annually, at which time they may receive their first additional plate or certificate. When such used vehicle dealers have twenty qualified transactions annually, then they may receive their second additional plate or certificate and, thereafter, they may obtain one additional plate or certificate for each additional group of ten annual qualified transactions.** New and used recreational motor vehicle dealers are limited to two additional plates or certificate of number per ten-unit qualified transactions annually for their first fifty transactions and one additional plate or certificate of number per ten-unit qualified transactions thereafter. An applicant seeking the issuance of an initial license shall indicate on his or her initial application the applicant's proposed annual number of sales in order for the director to issue the appropriate number of additional plates or certificates of number. A motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer obtaining a distinctive dealer license plate or certificate of number or additional license plate or additional certificate of number, throughout the calendar year, shall be required to pay a fee for such license plates or certificates of number computed on the basis of one-twelfth of the full fee prescribed for the original and duplicate number plates or certificates of number for such dealers' licenses, multiplied by the number of months remaining in the licensing period for which the dealer or manufacturers shall be required to be licensed. In the event of a renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and public auctions shall be issued a certificate of dealer registration in lieu of a dealer number plate. In order for dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of sales during the reporting period of July first of the immediately preceding year to June thirtieth of the present year."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

Representative Mathews offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 2122, Pages 22-23, Section 301.556, Lines 34-43, by inserting after all of said line the following:

~~"[(5)]~~ The sale of vehicles at off-site sales shall be limited to sales by a seller of vehicles used and titled solely in its ordinary course of business, and such sales shall be held in conjunction with a credit union and limited to members of the credit union, thus constituting a private sale to be advertised to members only~~[:]~~.

~~[(6)]~~ **3.** Off-site sales by a seller of vehicles used and titled solely in its ordinary course of business may also be held in conjunction with other financial institutions provided that any such sale event shall be held on the premises of the financial institution, and sales shall be limited to persons who were customers of the financial institution prior to the date of the sale event. Off-site sales held with such other financial institutions shall be limited to one sale per year per institution."; and

Further amend said bill and section, Page 23, Line 46, by removing all of said line and inserting in lieu thereof the following:

~~"vehicles of the same manufacture and model are offered for sale to the public.]~~
4. A motor vehicle"; and

Further amend said bill and section by renumbering said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mathews, **House Amendment No. 2** was adopted.

Representative Chipman assumed the Chair.

Representative Johnson offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 2122, Page 6, Section 301.550, Line 40, by deleting the words "[~~six~~] **twenty-four**" and inserting in lieu thereof the word "six"; and

Further amend said bill, page and section, Line 51, by deleting the words "[~~six~~] **twenty-four**" and inserting in lieu thereof the word "six"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson, **House Amendment No. 3** was adopted.

Representative Korman offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 2122, Page 26, Section 301.570, Line 28, by inserting after all of said line the following:

"307.350. 1. The owner of every motor vehicle as defined in section 301.010 which is required to be registered in this state, except:

(1) Motor vehicles, for the five-year period following their model year of manufacture, excluding prior salvage vehicles immediately following a rebuilding process and vehicles subject to the provisions of section 307.380;

(2) Those motor vehicles which are engaged in interstate commerce and are proportionately registered in this state with the Missouri highway reciprocity commission, although the owner may request that such vehicle be inspected by an official inspection station, and a peace officer may stop and inspect such vehicles to determine whether the mechanical condition is in compliance with the safety regulations established by the United States Department of Transportation; and

(3) Historic motor vehicles registered pursuant to section 301.131;

(4) Vehicles registered in excess of twenty-four thousand pounds for a period of less than twelve months;

shall submit such vehicles to a biennial inspection of their mechanism and equipment in accordance with the provisions of sections 307.350 to 307.390 and obtain a certificate of inspection and approval and a sticker, seal, or other device from a duly authorized official inspection station. The inspection, except the inspection of school buses which shall be made at the time provided in section 307.375, shall be made at the time prescribed in the rules and regulations issued by the superintendent of the Missouri state highway patrol; but the inspection of a vehicle shall not be made more than sixty days prior to the date of application for registration or within sixty days of when a vehicle's registration is transferred; **however, if a vehicle was purchased from a motor vehicle dealer and a valid**

inspection had been made within sixty days of the purchase date, the new owner shall be able to utilize an inspection performed within ninety days prior to the application for registration or transfer. Any vehicle manufactured as an even-numbered model year vehicle shall be inspected and approved pursuant to the safety inspection program established pursuant to sections 307.350 to 307.390 in each even-numbered calendar year and any such vehicle manufactured as an odd-numbered model year vehicle shall be inspected and approved pursuant to sections 307.350 to 307.390 in each odd-numbered year. The certificate of inspection and approval shall be a sticker, seal, or other device or combination thereof, as the superintendent of the Missouri state highway patrol prescribes by regulation and shall be displayed upon the motor vehicle or trailer as prescribed by the regulations established by him. The replacement of certificates of inspection and approval which are lost or destroyed shall be made by the superintendent of the Missouri state highway patrol under regulations prescribed by him.

2. For the purpose of obtaining an inspection only, it shall be lawful to operate a vehicle over the most direct route between the owner's usual place of residence and an inspection station of such owner's choice, notwithstanding the fact that the vehicle does not have a current state registration license. It shall also be lawful to operate such a vehicle from an inspection station to another place where repairs may be made and to return the vehicle to the inspection station notwithstanding the absence of a current state registration license.

3. No person whose motor vehicle was duly inspected and approved as provided in this section shall be required to have the same motor vehicle again inspected and approved for the sole reason that such person wishes to obtain a set of any special personalized license plates available pursuant to section 301.144 or a set of any license plates available pursuant to section 301.142, prior to the expiration date of such motor vehicle's current registration.

4. Notwithstanding the provisions of section 307.390, violation of this section shall be deemed an infraction."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 4** was adopted.

On motion of Representative Engler, **HB 2122, as amended**, was ordered perfected and printed.

HB 1344, relating to private probation services for misdemeanor offenses, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HB 1344** was agreed to.

On motion of Representative Hill, **HB 1344** was ordered perfected and printed.

HB 1800, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HB 1800** was agreed to.

Representative Adams suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 040

Alferman	Basye	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Burns	Cookson
Cross	Curtman	Dinkins	Engler	Evans
Fraker	Francis	Hansen	Henderson	Hill

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Hurst	Kelly 141	Kidd	Knight	Korman
Lant	Matthiesen	McGaugh	Morse 151	Muntzel
Pogue	Redmon	Reiboldt	Remole	Rowland 29
Shull 16	Taylor	Walsh	White	Wilson

NOES: 001

Smith 85

PRESENT: 066

Adams	Anders	Anderson	Arthur	Bahr
Bangert	Baringer	Barnes 28	Beard	Berry
Burnett	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtis	Dohrman	Eggleston
Fitzpatrick	Fitzwater	Franklin	Frederick	Gray
Gregory	Grier	Haahr	Helms	Houghton
Houx	Johnson	Love	Lynch	Marshall
Mathews	McCann Beatty	McCreery	Meredith 71	Miller
Moon	Morgan	Mosley	Pietzman	Pike
Plocher	Rehder	Revis	Roden	Ross
Runions	Ruth	Shaul 113	Smith 163	Spencer
Stacy	Stevens 46	Tate	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Wessels	Wiemann
Wood				

ABSENT WITH LEAVE: 055

Andrews	Austin	Barnes 60	Brown 57	Brown 94
Butler	Carpenter	Davis	DeGroot	Dogan
Ellebracht	Ellington	Franks Jr	Gannon	Green
Haefner	Hannegan	Harris	Higdon	Justus
Kelley 127	Kendrick	Kolkmeyer	Lauer	Lavender
Lichtenegger	May	McDaniel	McGee	Merideth 80
Messenger	Mitten	Morris 140	Neely	Newman
Nichols	Peters	Pfautsch	Phillips	Pierson Jr
Quade	Razer	Reisch	Rhoads	Roberts
Roeber	Rone	Rowland 155	Schroer	Shumake
Sommer	Stephens 128	Swan	Washington	Mr. Speaker

VACANCIES: 001

Speaker Richardson resumed the Chair.

On motion of Representative Miller, **HB 1800** was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Rule 16:

AYES: 114

Adams	Alferman	Anders	Anderson	Andrews
Bangert	Baringer	Basye	Beck	Bernskoetter
Berry	Black	Brattin	Burnett	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dohrman	Eggleston
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Frederick	Gannon	Gray	Gregory	Grier

Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Lant
Love	Lynch	Mathews	May	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Remole	Revis
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 85	Smith 163	Sommer	Stacy	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 015

Barnes 28	Brown 27	Butler	Curtis	Ellington
Franks Jr	Green	Lavender	Marshall	McCann Beatty
McCreery	Pogue	Quade	Roberts	Stevens 46

PRESENT: 000

ABSENT WITH LEAVE: 033

Arthur	Austin	Bahr	Barnes 60	Beard
Bondon	Brown 57	Brown 94	Dogan	Ellebracht
Engler	Franklin	Kelley 127	Korman	Lauer
Lichtenegger	Matthiesen	McDaniel	Mitten	Neely
Newman	Nichols	Peters	Phillips	Pierson Jr
Razer	Reisch	Rhoads	Rone	Shumake
Spencer	Stephens 128	Walker 74		

VACANCIES: 001

HB 1874, relating to products sold in the state capitol, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 1874** was agreed to.

On motion of Representative Taylor, **HB 1874** was ordered perfected and printed.

HCS HB 1364, relating to transportation and delivery of petroleum products, was taken up by Representative Kidd.

On motion of Representative Kidd, the title of **HCS HB 1364** was agreed to.

On motion of Representative Kidd, **HCS HB 1364** was adopted.

On motion of Representative Kidd, **HCS HB 1364** was ordered perfected and printed.

HCS HB 1713, relating to the Missouri adoptee rights act, was placed on the Informal Calendar.

HCS HB 1714, relating to adoption records, was placed on the Informal Calendar.

HB 2026, relating to persons confined in jails, was taken up by Representative Wilson.

On motion of Representative Wilson, the title of **HB 2026** was agreed to.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2026, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

"217.149. 1. By September 1, 2018, all correctional centers shall develop specific procedures for the intake and care of offenders who are pregnant, which shall include procedures regarding:

- (1) Maternal health evaluations;
- (2) Dietary supplements;
- (3) Substance abuse treatment;
- (4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;
- (5) Hepatitis C;
- (6) Sleeping arrangements for such offenders, including requiring such offenders to sleep on the bottom bunk bed;
- (7) Access to mental health professionals;
- (8) Sanitary materials;
- (9) Postpartum recovery, including that no such offender shall be placed in isolation during such recovery;
- (10) A requirement that a female medical professional be present during any examination of such offender; and
- (11) The department shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period an offender who was pregnant is in the hospital or infirmary after delivery.

217.151. 1. As used in this section, the following terms mean:

- (1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant offender in her third trimester or a postpartum offender within forty-eight hours postdelivery, the staff of the correctional center or medical facility, other offenders, or the public;
- (2) "Labor", the period of time before a birth during which contractions are present;
- (3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;
- (4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A correctional center shall not use restraints on a pregnant offender in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or within forty-eight hours postdelivery.

3. Pregnant offenders shall be transported in vehicles equipped with seatbelts.

4. Any time restraints are used on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such offender, and if wrist restraints are used, such restraints shall be placed in the front of such offender's body to protect the offender and the unborn child in the case of a forward fall.

5. If a doctor, nurse, or other health care provider treating the pregnant offender in her third trimester or the postpartum offender within forty-eight hours postdelivery requests that restraints not be used, the corrections officer accompanying such offender shall immediately remove all restraints.

6. In the event a corrections officer determines that extraordinary circumstances exist and restraints are necessary, the corrections officer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the correctional center for at least ten years from the date the restraints were used.

7. The sentencing and corrections oversight commission established under section 217.147 and the advisory committee established under section 217.015 shall conduct biannual reviews of every report written on the use of restraints on a pregnant offender in her third trimester or on a postpartum offender within forty-eight hours postdelivery in accordance with subsection 6 of this section to determine compliance with this section. The written reports shall be kept on file by the department for ten years.

8. The chief administrative officer, or equivalent position, of each correctional center shall:

(1) Ensure that employees of the correctional center are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female offenders, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the correctional center, including policies and practices in any offender handbook, and post the policies and practices in locations in the correctional center where such notices are commonly posted and will be seen by female offenders, including common housing areas and health care facilities."; and

Further amend said bill and page, Section 221.050, Line 4, by inserting immediately after said section and line the following:

"221.520. 1. As used in this section, the following terms shall mean:

(1) "Extraordinary circumstance", a substantial flight risk or some other extraordinary medical or security circumstance that dictates restraints be used to ensure the safety and security of a pregnant prisoner in her third trimester or a postpartum prisoner within forty-eight hours postdelivery, the staff of the county or city jail or medical facility, other prisoners, or the public;

(2) "Labor", the period of time before a birth during which contractions are present;

(3) "Postpartum", the period of recovery immediately following childbirth, which is six weeks for a vaginal birth or eight weeks for a cesarean birth, or longer if so determined by a physician or nurse;

(4) "Restraints", any physical restraint or other device used to control the movement of a person's body or limbs.

2. A county or city jail shall not use restraints on a pregnant prisoner in her third trimester, whether during transportation to and from visits to health care providers and court proceedings or medical appointments and examinations, or during labor, delivery, or forty-eight hours postdelivery.

3. Pregnant prisoners shall be transported in vehicles equipped with seatbelts.

4. Anytime restraints are used on a pregnant prisoner in her third trimester or on a postpartum prisoner within forty-eight hours postdelivery, the restraints shall be the least restrictive available and the most reasonable under the circumstances. In no case shall leg, ankle, or waist restraints or any mechanical restraints be used on any such prisoner, and if wrist restraints are used, such restraints shall be placed in the front of such prisoner's body to protect the prisoner and the unborn child in the case of a forward fall.

5. If a doctor, nurse, or other health care provider treating the pregnant prisoner in her third trimester or the postpartum prisoner within forty-eight hours postdelivery requests that restraints not be used, the sheriff or jailer accompanying such prisoner shall immediately remove all restraints.

6. In the event a sheriff or jailer determines that extraordinary circumstances exist and restraints are necessary, the sheriff or jailer shall fully document in writing within forty-eight hours of the incident the reasons he or she determined such extraordinary circumstances existed, the type of restraints used, and the reasons those restraints were considered the least restrictive available and the most reasonable under the circumstances. Such documents shall be kept on file by the county or city jail for at least ten years from the date the restraints were used.

7. The county or city jail shall:

(1) Ensure that employees of the jail are provided with training, which may include online training, on the provisions of this section; and

(2) Inform female prisoners, in writing and orally, of any policies and practices developed in accordance with this section upon admission to the jail, and post the policies and practices in locations in the jail where such notices are commonly posted and will be seen by female prisoners.

221.523. 1. By September 1, 2018, all county and city jails shall develop specific procedures for the intake and care of prisoners who are pregnant, which shall include procedures regarding:

(1) Maternal health evaluations;

(2) Dietary supplements;

(3) Substance abuse treatment;

(4) Treatment for the human immunodeficiency virus and ways to avoid human immunodeficiency virus transmission;

(5) Hepatitis C;

(6) Sleeping arrangements for such prisoners, including requiring such prisoners to sleep on the bottom bunk bed;

(7) Access to mental health professionals;

(8) Sanitary materials;

(9) Postpartum recovery, including that no such prisoner shall be placed in isolation during such recovery;

(10) A requirement that a female medical professional be present during any examination of such prisoner; and

(11) The jail shall, with the assistance of the department of social services and consent of the pregnant offender, consider enrolling an unborn child in the show-me healthy babies program under section 208.662.

2. As used in this section "postpartum recovery" means, as determined by a physician, the period immediately following delivery, including the entire period a prisoner who was pregnant is in the hospital or infirmary after delivery."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1** was adopted.

On motion of Representative Wilson, **HB 2026, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 039

Alferman
Brown 27
Francis
Houghton
Knight

Barnes 60
Cross
Franks Jr
Hurst
Lauer

Basye
Curtis
Gannon
Justus
Love

Bernskoetter
Dinkins
Harris
Kelley 127
Lynch

Bondon
Fraker
Henderson
Kidd
Matthiesen

Morris 140	Morse 151	Pfautsch	Phillips	Pogue
Redmon	Reiboldt	Remole	Rhoads	Rone
Rowland 155	Rowland 29	Taylor	Walsh	

NOES: 000

PRESENT: 052

Anderson	Austin	Bahr	Bangert	Baringer
Barnes 28	Beard	Berry	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Gray	Gregory
Grier	Haahr	Hannegan	Helms	Higdon
Hill	Houx	Johnson	Kolkmeyer	Lant
Mathews	McCreery	McGaugh	Meredith 71	Miller
Nichols	Pike	Reisch	Revis	Ross
Runions	Ruth	Schroer	Shaul 113	Smith 163
Stacy	Tate	Trent	Vescovo	Walker 3
Wessels	Wood			

ABSENT WITH LEAVE: 071

Adams	Anders	Andrews	Arthur	Beck
Black	Brattin	Brown 57	Brown 94	Burnett
Burns	Butler	Carpenter	Conway 10	Cookson
Curtman	Davis	DeGroot	Ellington	Engler
Fitzpatrick	Fitzwater	Franklin	Frederick	Green
Haefner	Hansen	Kelly 141	Kendrick	Korman
Lavender	Lichtenegger	Marshall	May	McCann Beatty
McDaniel	McGee	Merideth 80	Messenger	Mitten
Moon	Morgan	Mosley	Muntzel	Neely
Newman	Peters	Pierson Jr	Pietzman	Plocher
Quade	Razer	Rehder	Roberts	Roden
Roeber	Shull 16	Shumake	Smith 85	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Unsicker
Walker 74	Washington	White	Wiemann	Wilson
Mr. Speaker				

VACANCIES: 001

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1713, relating to the Missouri adoptee rights act, was taken up by Representative Phillips.

On motion of Representative Phillips, the title of **HCS HB 1713** was agreed to.

On motion of Representative Phillips, **HCS HB 1713** was adopted.

On motion of Representative Phillips, **HCS HB 1713** was ordered perfected and printed.

HCS HB 1714, relating to adoption records, was taken up by Representative Phillips.

On motion of Representative Phillips, the title of **HCS HB 1714** was agreed to.

On motion of Representative Phillips, **HCS HB 1714** was adopted.

On motion of Representative Phillips, **HCS HB 1714** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 2043, relating to Law Enforcement Appreciation Day, was taken up by Representative Tate.

On motion of Representative Tate, the title of **HB 2043** was agreed to.

Representative Tate offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2043, Page 1, Section 9.052, Line 1, by deleting the word "**Tuesday**" and inserting in lieu thereof the word "**Friday**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Tate, **House Amendment No. 1** was adopted.

Representative Curtis offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2043, Page 1, Section 9.052, Line 5, by inserting immediately after said section and line the following:

"285.590. 1. For purposes of this section, the following terms mean:

(1) "**Employer**", any person or entity employing any person for hire within the state of Missouri, including every department, agency, or instrumentality of the state or political subdivision of the state;

(2) "**Mental health professional**", a psychiatrist, resident in psychiatry, psychologist, psychiatric nurse, licensed professional counselor, or psychiatric social worker.

2. Any employer who employs law enforcement officers shall establish and maintain an employee assistance program for the law enforcement officers that meets the requirements of this section.

3. The employee assistance program, including any mental health professional providing counseling sessions through the program, shall not disclose to any employer the fact that a law enforcement officer is participating or has participated in the employee assistance program.

4. Any communication made by a law enforcement officer in a counseling session provided through the employee assistance program, and any oral or written information conveyed in or as the result of the counseling session, are confidential and shall not be disclosed by the mental health professional to the law enforcement officer's employer or any other person.

5. The prohibition on disclosure described in subsection 4 of this section shall apply to all oral communications, notes, records, and reports arising out of the counseling session. Any notes, records, or reports arising out of a counseling session provided through the employee assistance program shall not be public records and shall not be subject to the provisions of chapter 610.

6. The prohibition on disclosure described in this section shall not apply to any:

(1) **Threat of suicide or criminal act made by a law enforcement officer in a counseling session, or any information conveyed in a counseling session relating to a threat of suicide or criminal act;**

(2) **Information relating to abuse of spouses, children, or the elderly, or other information that is required to be reported by law;**

- (3) Admission of criminal conduct;
 - (4) Disclosure of testimony by a law enforcement officer who received counseling services and expressly consented to such disclosure; or
 - (5) Disclosure of testimony by the surviving spouse or executor or administrator of the estate of a deceased law enforcement officer who received counseling services and such surviving spouse or executor or administrator expressly consented to such disclosure.
7. The provisions of this section shall not prohibit any communications between the mental health professionals providing the counseling sessions and the supervisors or staff of an employee assistance program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Tate, **HB 2043, as amended**, was ordered perfected and printed.

HCS HB 2042, relating to sexual offenders, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HCS HB 2042** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2042, Page 2, Section 43.650, Line 36, by inserting immediately after said section and line the following:

"210.025. 1. **An applicant child care provider; persons employed by the applicant child care provider for compensation, including contract employees or self-employed individuals; individuals or volunteers whose activities involve the care or supervision of children for the applicant child care provider or unsupervised access to children who are cared for or supervised by the applicant child care provider; or individuals residing in the applicant's family child care home who are seventeen years of age or older shall be required to submit to a criminal background check under section 43.540 prior to an applicant being granted a registration and every five years thereafter and an annual check of the central registry for child abuse established in section 210.145 in order for the applicant to qualify for receipt of state or federal funds for providing child-care services [in the home] either by direct payment or through reimbursement to a child-care beneficiary**~~[, an applicant and any person over the age of seventeen who is living in the applicant's home shall be required to submit to a criminal background check pursuant to section 43.540 and a check of the central registry for child abuse established in section 210.145. Effective January 1, 2001, the requirements of this subsection or subsection 2 of this section shall be satisfied through registration with the family care safety registry established in sections 210.900 to 210.936].~~ Any costs associated with such checks shall be paid by the applicant.

2. Upon receipt of an application for state or federal funds for providing child-care services in the home, the ~~[family support]~~ **children's** division shall:

(1) Determine if a finding of child abuse or neglect by probable cause prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, involving the applicant or any person over the age of seventeen who is living in the applicant's home has been recorded pursuant to section 210.145 or 210.221;

(2) Determine if the applicant or any person over the age of seventeen who is living in the applicant's home has been refused licensure or has experienced licensure suspension or revocation pursuant to section 210.221 or 210.496; and

(3) Upon initial application, require the applicant to submit to fingerprinting and request a criminal background check of the applicant and any person over the age of seventeen who is living in the applicant's home pursuant to section 43.540 and section 210.487, and inquire of the applicant whether any children less than seventeen years of age residing in the applicant's home have ever been certified as an adult and convicted of, or pled guilty or nolo contendere to any crime.

3. Except as otherwise provided in subsection 4 of this section, upon completion of the background checks in subsection 2 of this section, an applicant shall be denied state or federal funds for providing child care if such applicant, any person over the age of seventeen who is living in the applicant's home, and any child less than seventeen years of age who is living in the applicant's home and who the division has determined has been certified as an adult for the commission of a crime:

(1) Has had a finding of child abuse or neglect by probable cause prior to August 28, 2004, or by a preponderance of the evidence after August 28, 2004, pursuant to section 210.145 or section 210.152;

(2) Has been refused licensure or has experienced licensure suspension or revocation pursuant to section 210.496;

(3) Has pled guilty or nolo contendere to or been found guilty of any felony for an offense against the person as defined by chapter 565, or any other offense against the person involving the endangerment of a child as prescribed by law; of any misdemeanor or felony for a sexual offense as defined by chapter 566; of any misdemeanor or felony for an offense against the family as defined in chapter 568, with the exception of the sale of fireworks, as defined in section 320.110, to a child under the age of eighteen; of any misdemeanor or felony for pornography or related offense as defined by chapter 573; or of any similar crime in any federal, state, municipal or other court of similar jurisdiction of which the director has knowledge or any offenses or reports which will disqualify an applicant from receiving state or federal funds.

4. An applicant shall be given an opportunity by the division to offer any extenuating or mitigating circumstances regarding the findings, refusals or violations against such applicant or any person over the age of seventeen or less than seventeen who is living in the applicant's home listed in subsection 2 of this section. Such extenuating and mitigating circumstances may be considered by the division in its determination of whether to permit such applicant to receive state or federal funds for providing child care in the home.

5. An applicant who has been denied state or federal funds for providing child care in the home may appeal such denial decision in accordance with the provisions of section 208.080.

6. If an applicant is denied state or federal funds for providing child care in the home based on the background check results for any person over the age of seventeen who is living in the applicant's home, the applicant shall not apply for such funds until such person is no longer living in the applicant's home.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

210.254. 1. Child-care facilities operated by religious organizations pursuant to the exempt status recognized in subdivision (5) of section 210.211 shall upon enrollment of any child provide the parent or guardian enrolling the child two copies of a notice of parental responsibility, one copy of which shall be retained in the files of the facility after the enrolling parent acknowledges, by signature, having read and accepted the information contained therein.

2. The notice of parental responsibility shall include the following:

(1) Notification that the child-care facility is exempt as a religious organization from state licensing and therefore not inspected or supervised by the department of health and senior services other than as provided herein and that the facility has been inspected by those designated in section 210.252 and is complying with the fire, health and sanitation requirements of sections 210.252 to 210.257;

(2) The names, addresses and telephone numbers of agencies and authorities which inspect the facility for fire, health and safety and the date of the most recent inspection by each;

(3) The staff/child ratios for enrolled children under two years of age, for children ages two to four and for those five years of age and older as required by the department of health and senior services regulations in licensed facilities, the standard ratio of staff to number of children for each age level maintained in the exempt facility, and the total number of children to be enrolled by the facility;

(4) Notification that background checks have been conducted ~~[on each individual caregiver and all other personnel at the facility. The background check shall be conducted upon employment and every two years thereafter on each individual caregiver and all other personnel at the facility. Such background check shall include a screening for child abuse or neglect through the children's division, and a criminal record review through the Missouri highway patrol pursuant to section 43.540. The fee for the criminal record review shall be limited to the actual costs incurred by the Missouri highway patrol in conducting such review not to exceed ten dollars]~~ **under section 210.1080;**

(5) The disciplinary philosophy and policies of the child-care facility; and

(6) The educational philosophy and policies of the child-care facility.

3. A copy of notice of parental responsibility, signed by the principal operating officer of the exempt child-care facility and the individual primarily responsible for the religious organization conducting the child-care facility and copies of the annual fire and safety inspections shall be filed annually during the month of August with the ~~[director of the]~~ department of health and senior services. ~~[Exempt child care facilities which begin operation after August 28, 1993, shall file such notice at least five days prior to starting to operate.]~~

210.258. The provisions of this section and section 210.259 apply to a child care facility maintained or operated under the exclusive control of a religious organization. Nothing in sections 210.252 to 210.257 shall be construed to authorize the department of health and senior services or any other governmental entity:

(1) To interfere with the program, curriculum, ministry, teaching or instruction offered in a child care facility;

(2) To interfere with the ~~[selection;]~~ certification~~;~~ and minimal formal educational degree requirements~~[-supervision or terms of employment of a facility's personnel];~~

(3) ~~[To interfere with the selection of individuals sitting on any governing board of a child care facility;~~

~~(4)]~~ To interfere with the selection of children enrolled in a child care facility; or

~~[(5)]~~ (4) To prohibit the use of corporal punishment. However, the department of health and senior services may require the child care facility to provide the parent or guardian enrolling a child in the facility a written explanation of the disciplinary philosophy and policies of the child care facility.

210.1080. 1. As used in this section, the following terms mean:

(1) "Child care staff member", a child care provider; persons employed by the child care provider for compensation, including contract employees or self-employed individuals; individuals or volunteers whose activities involve the care or supervision of children for a child care provider or unsupervised access to children who are cared for or supervised by a child care provider; or individuals residing in a family child care home who are seventeen years of age and older;

(2) "Criminal background check":

(a) A Federal Bureau of Investigation fingerprint check;

(b) A search of the National Crime Information Center's National Sex Offender Registry; and

(c) A search of the following registries, repositories, or databases in Missouri, the state where the child care staff member resides, and each state where such staff member resided during the preceding five years:

a. The state criminal registry or repository, with the use of fingerprints being required in the state where the staff member resides and optional in other states;

b. The state sex offender registry or repository; and

c. The state-based child abuse and neglect registry and database.

2. (1) Prior to the employment or presence of a child care staff member in a family child care home, group child care home, child care center, or license-exempt child care facility, the child care provider shall request the results of a criminal background check for such child care staff member from the department of health and senior services.

(2) A prospective child care staff member may begin work for a child care provider after the criminal background check has been requested from the department; however, pending completion of the criminal background check, the prospective child care staff member shall be supervised at all times by another child care staff member who received a qualifying result on the criminal background check within the past five years.

(3) A family child care home, group child care home, child care center, or license-exempt child care facility that has child care staff members at the time this section becomes effective shall request the results of a criminal background check for all child care staff members by January 31, 2019, unless the requirements for subsection 5 of this section are met by the child care provider and proof is submitted to the department of health and senior services by January 31, 2019.

3. The costs of the criminal background check shall be the responsibility of the child care staff member but may be paid or reimbursed by the child care provider at the provider's discretion. The fees charged for the criminal background check shall not exceed the actual cost of processing and administration.

4. Except as otherwise provided in subsection 2 of this section, upon completion of the criminal background check, any child care staff member or prospective child care staff member shall be ineligible for employment or presence at a family child care home, a group child care home, a licensed child care center, or a license-exempt child care facility if such person:

- (1) Refuses to consent to the criminal background check as required by this section;
- (2) Knowingly makes a materially false statement in connection with the criminal background check as required by this section;
- (3) Is registered, or is required to be registered, on a state sex offender registry or repository or the National Sex Offender Registry;
- (4) Has a finding of child abuse or neglect under section 210.145 or 210.152 or any other finding of child abuse or neglect based on any other state's registry or database;
- (5) Has been convicted of a felony consisting of:
 - (a) Murder, as described in 18 U.S.C. Section 1111;
 - (b) Child abuse or neglect;
 - (c) A crime against children, including child pornography;
 - (d) Spousal abuse;
 - (e) A crime involving rape or sexual assault;
 - (f) Kidnapping;
 - (g) Arson;
 - (h) Physical assault or battery; or
 - (i) Subject to subsection 5 of this section, a drug-related offense committed during the preceding five years;
- (6) Has been convicted of a violent misdemeanor committed as an adult against a child, including the following crimes: child abuse, child endangerment, or sexual assault, or of a misdemeanor involving child pornography; or
- (7) Has been convicted of any similar crime in any federal, state, municipal, or other court.

Adult household members seventeen years of age and older in a family child care home shall be ineligible to maintain presence at a family child care home if any one or more of the provisions of this subsection applies to them.

5. A child care provider shall not be required to submit a request for a criminal background check under this section for a child care staff member if:

- (1) The staff member received a criminal background check within five years before the latest date on which such a submission may be made and while employed by or seeking employment by another child care provider within Missouri;
- (2) The department of health and senior services provided to the first provider a qualifying criminal background check result, consistent with this section, for the staff member; and
- (3) The staff member is employed by a child care provider within Missouri or has been separated from employment from a child care provider within Missouri for a period of not more than one hundred eighty consecutive days.

6. (1) The department of health and senior services shall process the request for a criminal background check for any prospective child care staff member or child care staff member as expeditiously as possible, but not to exceed forty-five days after the date on which the provider submitted the request.

(2) The department shall provide the results of the criminal background check to the child care provider in a statement that indicates whether the prospective child care staff member or child care staff member is eligible or ineligible for employment or presence at the child care facility. The department shall not reveal to the child care provider any disqualifying crime or other related information regarding the prospective child care staff member or child care staff member.

(3) If such prospective child care staff member or child care staff member is ineligible for employment or presence at the child care facility, the department shall, when providing the results of criminal background check, include information related to each disqualifying crime or other related information, in a report to such prospective child care staff member or child care staff member, along with information regarding the opportunity to appeal under subsection 7 of this section.

7. The prospective child care staff member or child care staff member may appeal in writing to the department to challenge the accuracy or completeness of the information contained in his or her criminal background check, or to offer information mitigating the results and explaining why an eligibility exception should be granted. The department of health and senior services shall attempt to verify the accuracy of the information challenged by the individual, including making an effort to locate any missing disposition information related to the disqualifying crime. The appeal shall be filed within ten days from the delivery or mailing of the notice of ineligibility. The department shall make a decision on the appeal in a timely manner.

8. The department may adopt emergency rules to implement the requirements of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Davis offered **House Amendment No. 1 to House Amendment No. 1.**

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 2042, Page 6, Line 3, by inserting after all of said line the following:

"Further amend said bill, Page 13, Section 566.124, Line 57, by inserting after all of said line the following:

"566.147. 1. Any person who, since July 1, 1979, has been or hereafter has been found guilty of:

(1) Violating any of the provisions of this chapter or the provisions of section 568.020, incest; section 568.045, endangering the welfare of a child in the first degree; subsection 2 of section 568.080 as it existed prior to January 1, 2017, or section 573.200, use of a child in a sexual performance; section 568.090 as it existed prior to January 1, 2017, or section 573.205, promoting a sexual performance by a child; section 573.023, sexual exploitation of a minor; section 573.025, promoting child pornography in the first degree; section 573.035, promoting child pornography in the second degree; section 573.037, possession of child pornography, or section 573.040, furnishing pornographic material to minors; or

(2) Any offense in any other jurisdiction which, if committed in this state, would be a violation listed in this section[;]

shall not reside within one thousand feet of any public school as defined in section 160.011, any private school giving instruction in a grade or grades not higher than the twelfth grade, or any child care facility that is licensed under chapter 210, or any child care facility as defined in section 210.201 that is exempt from state licensure but subject to state regulation under section 210.252 and holds itself out to be a child care facility, where the school or facility is in existence at the time the individual begins to reside at the location. **A school or child care facility shall include all facilities and grounds thereof, and measurements of distance for the purposes of this section shall begin at the property line of the school or child care facility.**

2. If such person has already established a residence and a public school, a private school, or child care facility is subsequently built or placed within one thousand feet of such person's residence, then such person shall, within one week of the opening of such public school, private school, or child care facility, notify the county sheriff

where such public school, private school, or child care facility is located that he or she is now residing within one thousand feet of such public school, private school, or child care facility and shall provide verifiable proof to the sheriff that he or she resided there prior to the opening of such public school, private school, or child care facility.

3. For purposes of this section, "resides" means sleeps in a residence, which may include more than one location and may be mobile or transitory.

4. Violation of the provisions of subsection 1 of this section is a class E felony except that the second or any subsequent violation is a class B felony. Violation of the provisions of subsection 2 of this section is a class A misdemeanor except that the second or subsequent violation is a class E felony."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Davis, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Wood, **House Amendment No. 1, as amended**, was adopted.

Representative Curtis offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2042, Page 8, Section 559.117, Line 37, by inserting immediately after said section and line the following:

"565.090. 1. A person commits the offense of harassment in the first degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person, and such act does cause such person to suffer emotional distress.

2. The offense of harassment in the first degree is a class E felony.

3. ~~[This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violation of federal, state, county, or municipal law.]~~ **A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.**

565.091. 1. A person commits the offense of harassment in the second degree if he or she, without good cause, engages in any act with the purpose to cause emotional distress to another person.

2. The offense of harassment in the second degree is a class A misdemeanor, unless the person has previously pleaded guilty to or been found guilty of a violation of this section, of any offense committed in violation of any county or municipal ordinance in any state, any state law, any federal law, or any military law which if committed in this state would be chargeable or indictable as a violation of any offense listed in this subsection, in which case it is a class E felony.

3. ~~[This section shall not apply to activities of federal, state, county, or municipal law enforcement officers conducting investigations of violations of federal, state, county, or municipal law.]~~ **A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section."**; and

Further amend said bill, Page 10, Section 566.062, Line 11, by inserting immediately after said section and line the following:

"566.100. 1. A person commits the offense of sexual abuse in the first degree if he or she subjects another person to sexual contact when that person is incapacitated, incapable of consent, or lacks the capacity to consent, or by the use of forcible compulsion.

2. The offense of sexual abuse in the first degree is a class C felony unless the victim is less than fourteen years of age, or it is an aggravated sexual offense, in which case it is a class B felony.

3. The offense of sexual abuse in the first degree is a class B felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.

4. A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.

566.101. 1. A person commits the offense of sexual abuse in the second degree if he or she purposely subjects another person to sexual contact without that person's consent.

2. The offense of sexual abuse in the second degree is a class A misdemeanor, unless it is an aggravated sexual offense, in which case it is a class E felony.

3. The offense of sexual abuse in the second degree is a class E felony if the offender is a law enforcement officer who commits the offense while acting in an official capacity as a law enforcement officer.

4. A law enforcement officer shall not be eligible to receive retirement benefits from his or her respective retirement system if such law enforcement officer is convicted of an offense under this section.";
and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HCS HB 2042, as amended, with House Amendment No. 2, pending, was laid over.

HCS HB 1991, relating to the deployment of utilities infrastructure, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS HB 1991** was agreed to.

Representative Rhoads offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1991, Page 5, Section 67.5110, Line 8, by deleting the number **1846**" and inserting in lieu thereof the number "**67.1846**"; and

Further amend said bill, Page 6, Section 67.5111, Line 28, by deleting the word "**provider**" and inserting in lieu thereof the word "**provider**"; and

Further amend said bill and section, Page 7, Line 64, by deleting the first instance of the word "**wireless**";
and

Further amend said bill, page and section, Line 67, by deleting all of said line and inserting in lieu thereof the following:

"in volume and no single piece of ground-mounted equipment shall exceed fifteen cubic feet in volume; exclusive of equipment required by an electric utility or municipal electric utility to power the small wireless facility."; and

Further amend said bill and section, Page 8, Lines 86-89, by deleting all of said lines and inserting in lieu thereof the following:

"facilities. The term does not include:

- (a) The structure or improvements on, under, or within which the equipment is collocated;**
- (b) Coaxial or fiber-optic cable between wireless support structures or utility poles;**
- (c) Coaxial or fiber-optic cable not directly associated with a particular small wireless facility; or**
- (d) A wireline backhaul facility;"**; and

Further amend said bill, page and section, Line 96, by deleting the second instance of the word "**services**," and inserting in lieu thereof the word "**services**"; and

Further amend said bill and section, Page 9, Line 106, by deleting the second instance of the word "facility" and inserting in lieu thereof the phrase "**physical transmission path, all or part of which is within the ROW**"; and

Further amend said bill, Page 12, Section 67.5113, Line 74, by deleting the word "**and**" and inserting in lieu thereof the word "**or**"; and

Further amend said bill, page and section, Lines 75-76, by deleting the phrase "**requirements regarding the replacement of overhead cables with underground cables**" and inserting in lieu thereof the phrase "**undergrounding requirements**"; and

Further amend said bill and section, Page 13, Line 78, by deleting the word "**utilities**" and inserting in lieu thereof the word "**utility**"; and

Further amend said bill and section, Page 15, Line 159, by deleting all of said line and inserting in lieu thereof the following:

"6. Except as provided in sections 67.5110 to 67.5121, no authority"; and

Further amend said bill, Page 17, Section 67.5116, Lines 21-28, by deleting all of said lines and inserting in lieu thereof the following:

"collocation of small wireless facilities on existing authority poles shall not exceed one hundred dollars per small wireless facility. An applicant filing a consolidated application under subdivision (11) of subsection 3 of section 67.5113 shall pay one hundred dollars per small wireless facility included in the consolidated application; and

(4) The total application fees for the installation, modification, or replacement of a utility pole and the collocation of an associated small wireless facility shall not exceed five hundred dollars per pole.

4. (1) The rate for collocation of a small wireless facility to an authority pole shall not exceed thirty-five dollars per authority pole per year. Five years from the date of an"; and

Further amend said bill and section, Page 18, Lines 39-40, by deleting all of said lines and inserting in lieu thereof the following:

"assessments from any applicant or wireless"; and

Further amend said bill, page and section, Lines 45-49, by deleting all of said lines and inserting in lieu thereof the following:

"(b) Applicable personal property and sales taxes or generally applicable fees for encroachment or electrical permits;

(c) Applicable fair and reasonable linear foot fees as provided in subsection 1 of section 67.1846 associated with coaxial or fiber-optic cable in the ROW that is:

- a. Between wireless support structures or utility poles;**
- b. Not directly associated with a particular small wireless facility; or**
- c. A wireline backhaul facility.**

No authority shall require a wireless provider to pay a linear foot fee for coaxial or fiber-optic cable in the ROW associated with a small wireless facility if the owner of such coaxial or fiber-optic cable in the ROW already is assessed and charged such a linear foot fee; and

(d) Right-of-way permit fees established under 67.1840 for the recovery of actual, substantiated ROW management costs or as otherwise authorized under section 229.340.

Right-of-way permit fees imposed on applicants and wireless providers shall be competitively neutral with regard to all other users of the ROW; shall not be in the form"; and

Further amend said bill, page and section, Line 51, by deleting the word "**counts**," and inserting in lieu thereof the word "**counts**"; and

Further amend said bill, page and section, Line 53, by deleting the word "**precludes**" and inserting in lieu thereof the word "**prohibits**"; and

Further amend said bill, page and section, Line 55, by inserting after the word "**fees**" the phrase "**consistent with subsection 2 of section 67.1846**"; and

Further amend said bill, Page 19, Section 67.5119, Line 5, by deleting said line and inserting in lieu thereof the word "**section.**"; and

Further amend said bill and section, Page 20, Line 35, by deleting the word "**provide**" and inserting in lieu thereof the word "**provider**"; and

Further amend said bill, page and section, Line 37, by inserting after the word "**installed**" the phrase "**or approved for installation**"; and

Further amend said bill, page and section, Line 44, by inserting immediately after all of said section and line the following:

"67.5120. A court of competent jurisdiction shall have jurisdiction to determine all disputes arising under sections 67.5110 to 67.5121."; and

Further amend said bill, Page 21, Section 67.5121, Line 35, by deleting the word "**for**" and inserting in lieu thereof the word "**with**"; and

Further amend said bill, page and section, Line 37, by inserting after the word "**Each**" the word "**contracted**"; and

Further amend said bill, page and section, Line 41, by inserting after the word "**such**" the word "**contracted**"; and

Further amend said bill, page and section, Line 44, by deleting the phrase "**any contractor or subcontractor**" and inserting in lieu thereof the phrase "**such contracted entity**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 1.**

*House Amendment No. 1
to
House Amendment No. 1*

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1991, Page 2, Line 12, by inserting immediately after all of said line the following:

"Further amend said bill, Page 16, Section 67.5114, Line 25, by inserting immediately after all of said line the following:

"5. An authority may require, as part of an application, that a wireless provider notify residents in the immediate vicinity of the ROW that will be affected by the wireless provider's application for activity within the ROW. The authority may require such notification by ordinance. Affected residents shall be allowed to submit comments on the final placement of any wireless facility included in the application."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson resumed the Chair.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 1** be adopted.

Which motion was defeated.

Representative McCreery offered **House Amendment No. 2 to House Amendment No. 1.**

House Amendment No. 2
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1991, Page 2, Line 24, by deleting the number, "**thirty-five**" and inserting in lieu thereof the number, "**five hundred**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 2 to House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **House Amendment No. 1** was adopted.

Representative Reiboldt offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1991, Page 6, Section 67.5111, Line 15, by deleting all of said line and inserting in lieu thereof the following:

"an authority or the state highways and transportation commission;"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross assumed the Chair.

Speaker Richardson resumed the Chair.

House Amendment No. 2 was withdrawn.

Representative Roberts offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 1991, Page 9, Section 67.5112, Lines 3-6, by deleting all of said lines; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill, Page 17, Section 67.5116, Line 1, by deleting the number "1."; and

Further amend said bill and section, Pages 17 and 18, Lines 6-57, by deleting all of said lines; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ross resumed the Chair.

Representative Roberts moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Rhoads, **HCS HB 1991, as amended**, was adopted.

On motion of Representative Rhoads, **HCS HB 1991, as amended**, was ordered perfected and printed.

HCS HB 2042, as amended, with House Amendment No. 2, pending, relating to sexual offenders, was again taken up by Representative Bahr.

Representative Pietzman offered **House Substitute Amendment No. 1 for House Amendment No. 2**.

*House Substitute Amendment No. 1
for
House Amendment No. 2*

AMEND House Committee Substitute for House Bill No. 2042, Page 28, Section 589.414, Line 27, by inserting immediately after the numeral "4." the numeral "(1)"; and

Further amend said page, Line 32, by deleting all of said line and inserting in lieu thereof the following:

"such new address and phone number, if the phone number is also changed. **If any person required by sections 589.400 to 589.425 to register changes such person's residence or address to a different county or city not within a county and such person was convicted of child molestation in the first degree, the person, in addition to the requirements under this subdivision, shall also be required to be electronically monitored while relocating. Once the person has relocated to the residence or address in a different county or city not within a county, no electronic monitoring shall be required. Such person shall be responsible for all costs associated with electronic monitoring.**

(2) If any person"; and

Further amend said page, Line 39, by deleting all of said line and inserting in lieu thereof the following:

"within three business days of such new address.

(3) Whenever a registrant changes residence, the"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Pietzman, **House Substitute Amendment No. 1 for House Amendment No. 2** was adopted.

On motion of Representative Bahr, **HCS HB 2042, as amended**, was adopted.

On motion of Representative Bahr, **HCS HB 2042, as amended**, was ordered perfected and printed.

On motion of Representative Austin, the House recessed until 7:00 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Representative Rhoads.

PERFECTION OF HOUSE BILLS

HCS HB 1614, relating to the regulation of agricultural inputs, was taken up by Representative Reiboldt.

Representative Roberts suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 033

Alferman	Barnes 60	Bondon	Brown 27	Butler
Cookson	Cross	Curtman	Fraker	Francis
Gannon	Hansen	Hurst	Justus	Kidd
Knight	Korman	Lauer	Morris 140	Morse 151
Pfautsch	Pogue	Redmon	Reiboldt	Remole
Roeber	Rowland 155	Rowland 29	Taylor	Walsh
White	Wiemann	Wilson		

NOES: 000

PRESENT: 053

Adams	Anderson	Arthur	Austin	Barnes 28
Beard	Chipman	Corlew	Davis	Dinkins
Dohrman	Eggleston	Fitzwater	Frederick	Gray
Gregory	Haahr	Hannegan	Hill	Houghton
Houx	Johnson	Kendrick	Kolkmeyer	Lant
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McDaniel	McGaugh	Meredith 71	Messenger	Mitten
Moon	Morgan	Neely	Pike	Plocher
Reisch	Rhoads	Roden	Runions	Ruth
Shaul 113	Stacy	Swan	Tate	Vescovo
Walker 3	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 076

Anders	Andrews	Bahr	Bangert	Baringer
Basye	Beck	Bernskoetter	Berry	Black
Brattin	Brown 57	Brown 94	Burnett	Burns
Carpenter	Christofanelli	Conway 10	Conway 104	Cornejo
Curtis	DeGroot	Dogan	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Franklin	Franks Jr
Green	Grier	Haefner	Harris	Helms
Henderson	Higdon	Kelley 127	Kelly 141	Lavender
Lichtenegger	Love	May	McCreery	McGee
Merideth 80	Miller	Mosley	Muntzel	Newman
Nichols	Peters	Phillips	Pierson Jr	Pietzman
Quade	Razer	Rehder	Revis	Roberts
Rone	Ross	Schroer	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Trent	Unsicker	Walker 74	Washington
Wessels				

VACANCIES: 001

On motion of Representative Reiboldt, the title of **HCS HB 1614** was agreed to.

Representative Reiboldt offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1614, Page 1, Section 266.600, Line 1, by inserting the number "**1.**" after the number "**266.600.**"; and

Further amend said page and section, Line 5, by inserting after all of said line the following:

"2. This section shall not apply to rice seed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Reiboldt, **House Amendment No. 1** was adopted.

On motion of Representative Reiboldt, **HCS HB 1614, as amended**, was adopted.

On motion of Representative Reiboldt, **HCS HB 1614, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 104

Adams	Alferman	Anders	Anderson	Andrews
Austin	Barnes 60	Basye	Bernskoetter	Berry
Bondon	Brattin	Burns	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin

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Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Lauer	Love
Lynch	Mathews	Matthiesen	McDaniel	McGaugh
Messenger	Miller	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Shaul 113	Smith 163
Sommer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 033

Arthur	Baringer	Barnes 28	Beck	Brown 27
Burnett	Butler	Carpenter	Franks Jr	Gray
Kendrick	Kidd	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Nichols	Pierson Jr
Plocher	Pogue	Quade	Roberts	Shull 16
Stevens 46	Walker 74	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 025

Bahr	Bangert	Beard	Black	Brown 57
Brown 94	Conway 10	Cookson	Ellington	Green
Harris	Lichtenegger	Mosley	Newman	Peters
Razer	Revis	Ruth	Schroer	Shumake
Smith 85	Spencer	Stephens 128	Unsicker	Wessels

VACANCIES: 001

HCS HB 1461, relating to the address confidentiality program, was taken up by Representative Anderson.

On motion of Representative Anderson, the title of **HCS HB 1461** was agreed to.

On motion of Representative Anderson, **HCS HB 1461** was adopted.

On motion of Representative Anderson, **HCS HB 1461** was ordered perfected and printed.

HCS HB 1802, relating to exemptions from sales tax, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HCS HB 1802** was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1802, Page 3, Section 144.030, Line 74, by inserting immediately after "**2005**," the following:

"The construction and application of this subdivision as expressed by the Missouri supreme court in Bridge Data Co. v. Director of Revenue, 794 S.W.2d 204 (Mo. banc 1990), DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001), Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002), and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005) is hereby affirmed."; and

Further amend said bill, page and section, Line 81, by inserting immediately after the word "consumption" the following:

".The construction and application of this subdivision as expressed by the Missouri supreme court in Bridge Data Co. v. Director of Revenue, 794 S.W.2d 204 (Mo. banc 1990), DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001), Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002), and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005) is hereby affirmed."; and

Further amend said bill, Page 12, Section 144.054, Line 21, by inserting immediately after the number "144.030." the following:

"The construction and application of this subdivision as expressed by the Missouri supreme court in Bridge Data Co. v. Director of Revenue, 794 S.W.2d 204 (Mo. banc 1990), DST Systems, Inc. v. Director of Revenue, 43 S.W.3d 799 (Mo. banc 2001), Southwestern Bell Tel. Co. v. Director of Revenue, 78 S.W.3d 763 (Mo. banc 2002), and Southwestern Bell Tel. Co. v. Director of Revenue, 182 S.W.3d 226 (Mo. banc 2005) is hereby affirmed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

Representative Lavender offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1802, Page 13, Section 144.026, Line 4, by inserting after all of said section and line the following:

"144.140. Beginning January 1, 2019, from every remittance to the director of revenue made on or before the date when the same becomes due, the person required to remit the same shall be entitled to deduct and retain an amount equal to [~~two~~] **one-half** percent thereof.";

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Miller, **HCS HB 1802, as amended**, was adopted.

On motion of Representative Miller, **HCS HB 1802, as amended**, was ordered perfected and printed.

HCS HB 1872, relating to broadband internet service, was taken up by Representative Johnson.

On motion of Representative Johnson, the title of **HCS HB 1872** was agreed to.

Representative Johnson offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1872, Page 1, Section 620.2450, Line 4, by inserting after the word "**development.**" the phrase "**For the purposes of sections 620.2450 to 620.2458, the term "unserved area" shall mean a census block without access to wireline or fixed wireless broadband internet service.**"; and

Further amend said bill, Page 3, Section 620.2455, Line 5, by deleting the phrase "**thirty days**" and inserting in lieu thereof the phrase "**forty-five days**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Johnson, **House Amendment No. 1** was adopted.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 089

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Knight
Kolkmeyer	Korman	Lant	Lauer	Love
Marshall	Mathews	Matthiesen	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Reiboldt	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 036

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Ellebracht	Ellington	Gray	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery

McGee	Meredith 71	Merideth 80	Mitten	Morgan
Nichols	Pierson Jr	Pogue	Quade	Revis
Roberts	Rowland 29	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 037

Alferman	Bahr	Baringer	Barnes 60	Berry
Brown 57	Brown 94	Conway 10	Cookson	Curtis
Curtman	DeGroot	Franks Jr	Green	Haahr
Higdon	Kelley 127	Lichtenegger	Lynch	McDaniel
Mosley	Muntzel	Newman	Peters	Phillips
Razer	Rehder	Reisch	Runions	Ruth
Schroer	Shumake	Smith 85	Stephens 128	Vescovo
Wessels	Mr. Speaker			

VACANCIES: 001

On motion of Representative Johnson, **HCS HB 1872, as amended**, was adopted.

On motion of Representative Johnson, **HCS HB 1872, as amended**, was ordered perfected and printed.

HB 1485, relating to taxes on transient guests to fund the promotion of tourism, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HB 2104, relating to the authority to engage in certain investigative practices, was placed on the Informal Calendar.

HB 1797, relating to the nuclear power plant security guard act, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HB 1797** was read the third time and passed by the following vote:

AYES: 134

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen

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Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Love	Lynch
Mathews	Matthiesen	May	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Remole	Revis
Rhoads	Roden	Roerber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 008

Ellington	Lavender	Marshall	McDaniel	Pogue
Roberts	Unsicker	Walker 74		

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Baringer	Brown 57	Brown 94	Conway 10
Cookson	Franks Jr	Higdon	Lichtenegger	Mosley
Muntzel	Newman	Peters	Razer	Reisch
Runions	Shumake	Smith 85	Stephens 128	Wessels

VACANCIES: 001

Representative Rhoads declared the bill passed.

Speaker Richardson resumed the Chair.

HCS HB 1907, relating to working animals, was placed on the Informal Calendar.

HCS HB 1525, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HCS HB 1525** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis

Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 006

Curtman	Ellington	Hurst	Marshall	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 021

Brown 57	Brown 94	Carpenter	Conway 10	Gray
Higdon	Lichtenegger	Mosley	Muntzel	Newman
Peters	Phillips	Razer	Rhoads	Runions
Shull 16	Shumake	Smith 85	Stephens 128	Walker 74
Wessels				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1250, relating to trust and estates, was taken up by Representative Plocher.

On motion of Representative Plocher, **HB 1250** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon

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Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Curtis	Marshall	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 017

Brown 57	Brown 94	Conway 10	Higdon	Lichtenegger
Mosley	Muntzel	Newman	Peters	Phillips
Razer	Runions	Shumake	Smith 85	Stephens 128
Walker 74	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1358, relating to password protection, was taken up by Representative Davis.

On motion of Representative Davis, **HCS HB 1358** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon

Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

McDaniel Pogue

PRESENT: 000

ABSENT WITH LEAVE: 020

Barnes 60	Brown 57	Brown 94	Conway 10	Eggleston
Hansen	Higdon	Lichtenegger	Meredith 71	Mosley
Muntzel	Newman	Peters	Razer	Runions
Shumake	Smith 85	Stephens 128	Walker 74	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 2116, relating to boat passengers, was taken up by Representative Ross.

On motion of Representative Ross, **HCS HB 2116** was read the third time and passed by the following vote:

AYES: 118

Alferman	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick

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Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	McCreery	McDaniel	McGaugh	Messenger
Miller	Moon	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 024

Adams	Anders	Barnes 28	Brown 27	Burnett
Ellington	Gray	Green	Marshall	May
McCann Beatty	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Pierson Jr	Pogue	Quade	Roberts
Stevens 46	Unsicker	Walker 74	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 020

Arthur	Barnes 60	Brown 57	Brown 94	Conway 10
DeGroot	Fitzpatrick	Higdon	Lichtenegger	Mosley
Muntzel	Newman	Peters	Razer	Runions
Shumake	Smith 85	Stephens 128	Swan	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1623, relating to elementary and secondary education, was placed on the Informal Calendar.

HB 2102, relating to property classification, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **HB 2102** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson

Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 57	Brown 94	Conway 10	DeGroot
Francis	Higdon	Lichtenegger	Mosley	Muntzel
Newman	Peters	Razer	Runions	Shumake
Smith 85	Stephens 128	Wessels		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1646, relating to brush control on county roads, was taken up by Representative Eggleston.

On motion of Representative Eggleston, **HB 1646** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill

Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 006

Brattin	Ellington	Hurst	Marshall	Moon
Pogue				

PRESENT: 000

ABSENT WITH LEAVE: 018

Barnes 60	Brown 57	Brown 94	Conway 10	Haahr
Higdon	Lichtenegger	Mosley	Muntzel	Newman
Peters	Quade	Razer	Runions	Shumake
Smith 85	Stephens 128	Wessels		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2238, relating to a social innovation grant program, was taken up by Representative Mathews.

On motion of Representative Mathews, **HB 2238** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houghton	Houx

Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 004

Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 017

Brown 57	Brown 94	Conway 10	Haahr	Higdon
Lichtenegger	Miller	Mosley	Muntzel	Newman
Peters	Razer	Runions	Shumake	Smith 85
Stephens 128	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1895, relating to death investigations, was taken up by Representative Neely.

On motion of Representative Neely, **HCS HB 1895** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dinkins	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Love

Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Franks Jr	May	Pogue
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PRESENT: 001

Roden

ABSENT WITH LEAVE: 020

Brown 57	Brown 94	Conway 10	Dogan	Ellington
Gregory	Haahr	Higdon	Lichtenegger	Mosley
Muntzel	Newman	Peters	Razer	Runions
Shumake	Smith 85	Stephens 128	Stevens 46	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1613, relating to driver's licenses, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HB 1613** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty

McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Moon	Morgan
Morris 140	Morse 151	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reiboldt	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Ruth	Schroer	Shaul 113	Shull 16	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Marshall	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 022

Bahr	Barnes 60	Brown 57	Brown 94	Conway 10
Dogan	Ellington	Haahr	Higdon	Lichtenegger
Miller	Mosley	Muntzel	Newman	Peters
Razer	Runions	Shumake	Smith 85	Smith 163
Stephens 128	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1456, relating to emergency communication services, was taken up by Representative Lauer.

On motion of Representative Lauer, **HCS HB 1456** was read the third time and passed by the following vote:

AYES: 111

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Conway 104	Cookson	Corlew	Cross
Curtis	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fraker	Francis	Franklin	Franks Jr	Gannon
Gray	Green	Grier	Haefner	Hansen
Harris	Helms	Henderson	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike

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Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Rone
Rowland 155	Rowland 29	Ruth	Shaul 113	Shull 16
Sommer	Stevens 46	Swan	Tate	Unsicker
Walker 3	Walker 74	White	Wiemann	Wilson
Wood				

NOES: 031

Bahr	Barnes 60	Bernskoetter	Bondon	Brattin
Christofanelli	Cornejo	Curtman	Fitzpatrick	Fitzwater
Frederick	Gregory	Hannegan	Hill	Hurst
Marshall	Moon	Pietzman	Pogue	Roberts
Roeber	Ross	Schroer	Spencer	Stacy
Taylor	Trent	Vescovo	Walsh	Washington
Mr. Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 020

Brown 57	Brown 94	Conway 10	Ellington	Haahr
Higdon	Lichtenegger	Miller	Mosley	Muntzel
Newman	Peters	Razer	Roden	Runions
Shumake	Smith 85	Smith 163	Stephens 128	Wessels

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 2110, relating to rewards by county commissions, was taken up by Representative Rone.

On motion of Representative Rone, **HB 2110** was read the third time and passed by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Love	Lynch	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Moon	Morris 140	Morse 151
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Sommer	Spencer	Stacy	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellebracht	Franks Jr
Gray	Green	Harris	Hurst	Kendrick
Lavender	Marshall	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Nichols	Pierson Jr	Pogue	Quade	Revis
Roberts	Rowland 29	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 57	Brown 94	Conway 10	Ellington
Haahr	Higdon	Lichtenegger	Miller	Mosley
Muntzel	Newman	Peters	Razer	Roden
Runions	Shumake	Smith 85	Smith 163	Stephens 128
Wessels				

VACANCIES: 001

Speaker Richardson declared the bill passed.

Representative Fitzpatrick assumed the Chair.

HCS HB 1947, relating to the sale of utilities in fourth class cities, was taken up by Representative Alferman.

On motion of Representative Alferman, **HCS HB 1947** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer

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Korman	Lant	Lauer	Lavender	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Mitten	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 005

Anders	Curtis	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Brown 57	Brown 94	Conway 10	Ellington
Haahr	Higdon	Lichtenegger	Miller	Mosley
Muntzel	Newman	Peters	Razer	Rhoads
Roden	Runions	Shumake	Smith 85	Smith 163
Stephens 128	Wessels			

VACANCIES: 001

Representative Fitzpatrick declared the bill passed.

HB 1600, relating to the use of hand-held electronic wireless communication devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 5612 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 2104 - Fiscal Review
HB 1971 - Children and Families
HB 2189 - General Laws
HB 2413 - General Laws
HB 2452 - Agriculture Policy

- HB 2463** - Health and Mental Health Policy
- HB 2464** - Special Committee on Urban Issues
- HB 2496** - Transportation
- HB 2530** - Children and Families
- HB 2533** - Special Committee on Small Business
- HB 2538** - Conservation and Natural Resources
- HB 2539** - Insurance Policy
- HB 2542** - Crime Prevention and Public Safety
- HB 2549** - Corrections and Public Institutions
- HB 2552** - Special Committee on Small Business
- HB 2555** - Elementary and Secondary Education
- HB 2560** - Children and Families
- HB 2561** - Ways and Means
- HB 2563** - Special Committee on Small Business
- HB 2567** - Special Committee on Homeland Security
- HB 2589** - Children and Families
- HB 2590** - Government Efficiency
- HB 2594** - Transportation
- HB 2596** - Utilities
- HB 2597** - Professional Registration and Licensing
- HB 2604** - Professional Registration and Licensing
- HB 2609** - Judiciary
- HB 2613** - Children and Families
- HB 2617** - Veterans
- HB 2622** - Health and Mental Health Policy
- HB 2625** - Elementary and Secondary Education
- HB 2627** - Children and Families
- HB 2636** - Judiciary
- HB 2638** - Ways and Means
- HB 2640** - Crime Prevention and Public Safety
- HB 2641** - Ways and Means
- HB 2643** - Conservation and Natural Resources
- HB 2646** - General Laws
- HB 2649** - Budget
- HB 2653** - Crime Prevention and Public Safety
- HB 2656** - Transportation
- HB 2657** - Financial Institutions
- HB 2662** - General Laws
- HB 2666** - Workforce Development
- HB 2669** - Special Committee on Innovation and Technology
- HB 2671** - Budget
- HB 2678** - General Laws
- HB 2689** - Transportation
- HB 2718** - General Laws
- HB 2745** - Special Committee on Urban Issues

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SB 681 - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HJR 87**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Anderson, Engler, Houx, Love, Remole and Taylor

Noes (3): Harris, Meredith (71) and Revis

Absent (3): Beard, Phillips and Pierson Jr.

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was returned **HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Engler, Harris, Love, Remole, Revis, and Taylor

Noes (1): Meredith (71)

Absent (4): Beard, Houx, Phillips and Pierson Jr.

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1591**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer and Phillips

Noes (0)

Absent (4): Barnes (60), McDaniel, Newman and Rhoads

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1348**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1435**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1569**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bahr, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (4): Anders, Bangert, Burnett and Morgan

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2129**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2411**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Swan and Wood

Noes (1): Spencer

Absent (2): Bahr and Barnes (60)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1631**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Frederick, Johnson, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (1): Pogue

Absent (3): Curtman, Kidd and Peters

Committee on Higher Education, Vice Chairman Dohrman reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1520**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Andrews, Bangert, Chipman, Cookson, Dohrman, Johnson and Walker (3)

Noes (0)

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1811**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Andrews, Bangert, Chipman, Cookson, Dohrman, Johnson and Walker (3)

Noes (0)

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2348**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Adams, Andrews, Bangert, Cookson, Dohrman, Johnson and Walker (3)

Noes (1): Chipman

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 2360**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Andrews, Bangert, Chipman, Cookson, Dohrman, Johnson and Walker (3)

Noes (0)

Absent (5): Gannon, Kendrick, Lichtenegger, Razer and Trent

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2027**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Corlew, Kelley (127), Kelly (141), Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (3): Meredith (71), Stevens (46) and Washington

Absent (3): Beard, Carpenter and Lant

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2040**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Corlew, Kelley (127), Kelly (141), Meredith (71), Neely, Phillips, Pike, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (3): Beard, Carpenter and Lant

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1290**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Veterans, to which was referred **SB 573**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1662**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 69**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1256**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (6): Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (1): Curtis

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1326**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1577**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1739**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1972**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2339**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Curtis, Eggleston, Fitzwater, Haahr, Houx, Rone and Shull (16)

Noes (0)

Absent (7): Bondon, Brown (94), Butler, Lavender, Rhoads, Shumake and Wessels

*Ex-officio members were present to establish a quorum.

SUBCOMMITTEE REPORTS

Subcommittee on Short Term Financial Transactions, Chairman Helms reporting:

Mr. Speaker: Your Subcommittee on Short Term Financial Transactions, to which was referred a review of **Short Term Loans**, begs leave to report it has examined the same and hereby submits its recommendations:

REPRESENTATIVES:

/s/ Steve Helms
/s/ Dan Houx
/s/ Dan Shaul
/s/ Clem Smith

A copy of said report has been submitted to the Standing Committee on Financial Institutions.

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1517, HB 1573, HB 1893, HB 2243, HB 2318, HB 2330 and HB 2347.**

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 598** entitled:

An act to repeal section 227.240, RSMo, and to enact in lieu thereof one new section relating to the department of transportation utility corridor, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 660** entitled:

An act to repeal section 630.945, RSMo, and to enact in lieu thereof one new section relating to employees working in certain mental health facilities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 752** entitled:

An act to repeal section 306.126, RSMo, and to enact in lieu thereof one new section relating to boat passengers.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 757** entitled:

An act to repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 780** entitled:

An act to amend chapter 82, RSMo, by adding thereto one new section relating to abandoned real property in certain cities.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 796** entitled:

An act to repeal sections 337.020, 337.025, 337.029, 337.033, 337.315, 337.320, 337.507, 337.510, 337.612, 337.618, 337.662, 337.712, and 337.718, RSMo, and to enact in lieu thereof twenty-eight new sections relating to the licensure of health care professionals, with a contingent effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 800** entitled:

An act to repeal sections 211.444 and 211.447, RSMo, and to enact in lieu thereof two new sections relating to juvenile court proceedings.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 814** entitled:

An act to repeal section 302.174, RSMo, and to enact in lieu thereof one new section relating to driver's licenses for persons who are deaf or hard of hearing.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 840** entitled:

An act to repeal sections 324.200, 324.205, and 324.210, RSMo, and to enact in lieu thereof three new sections relating to dietitians, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 871** entitled:

An act to repeal section 488.2250, RSMo, and to enact in lieu thereof one new section relating to court reporters.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 892** entitled:

An act to repeal sections 56.363, 56.805, 56.807, 56.814, 56.833, and 56.840, RSMo, and to enact in lieu thereof six new sections relating to the public employee retirement system for prosecuting and circuit attorneys.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 909** entitled:

An act to amend chapter 472, RSMo, by adding thereto nineteen new sections relating to fiduciary access to digital assets.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, March 8, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, March 8, 2018, 8:15 AM, House Hearing Room 3.

Executive session will be held: SS SCS SB 775

Executive session may be held on any matter referred to the committee.

CANCELLED

CHILDREN AND FAMILIES

Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session will be held: HB 1361, HB 1856

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Thursday, March 8, 2018, 8:30 AM, House Hearing Room 7.

Executive session will be held: HB 2101, HB 2192, HB 2221

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HCR 96, HB 2456, HB 2172

Executive session will be held: HB 2070, HB 1254, HB 1642

Executive session may be held on any matter referred to the committee.
Removing HCR 68.
AMENDED

FISCAL REVIEW

Thursday, March 8, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1600, HCS HB 1623, HB 1679, HCS HB 1868
Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, March 8, 2018, 1:30 PM, House Hearing Room 1.
Executive session will be held: HCS HB 2265
Executive session may be held on any matter referred to the committee.
CANCELLED

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Bi-State Development and the St. Louis City Police Department will be testifying.

HOUSE CALENDAR

THIRTY-SEVENTH DAY, THURSDAY, MARCH 8, 2018

HOUSE BILLS FOR PERFECTION

HB 1578 - Kolkmeier
HCS HB 1443 - Eggleston
HCS HB 1486 - Kelly (141)
HCS HB 1388 - Gregory
HB 1719 - Grier
HCS HBs 2277 & 1983 - Shaul (113)
HB 2179 - Richardson
HCS HB 1828 - Houghton
HCS HB 2127 - Frederick
HB 1831 - Ruth
HB 2208 - Curtman
HCS HB 1635 - Bernskoetter
HB 2194 - Conway (104)
HCS HB 2171 - Wood
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249 - Wood

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2062 - White
HCS HB 1868, (Fiscal Review 3/6/18) - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679, (Fiscal Review 3/6/18) - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 2104, (Fiscal Review 3/7/18), E.C. - Frederick
HCS HB 1907 - Spencer
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 1600, (Fiscal Review 3/5/18) - Higdon

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate
HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SCS SB 598
SB 660
SS SCS SB 752
SB 757
SB 780
SB 796
SB 800
SCS SB 814
SB 840
SB 871
SCS SB 892
SB 909

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, THURSDAY, MARCH 8, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that handleth a matter wisely shall find good: and who so trusteth in the Lord, happy is he. (Proverbs 16:20)

O God, whose power supports us, and whose peace sustains us, our minds and hearts grow with wonder when we consider how mindful You are of us and how eager to lead us in right and good paths.

Inspire us, we pray, with a deeper concern for the welfare of all Missourians and instill in us a greater desire to walk with You and to work together that Your kingdom of love and peace may come and Your will be done in the Show-Me State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Curtis Taussig, Colton Taussig, and Corban Smith.

The Journal of the thirty-sixth day was approved as printed.

HOUSE RESOLUTIONS

Representative Kelley (127) offered House Resolution No. 5755.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SCS SB 598, relating to the department of transportation utility corridor, with an existing penalty provision.

SB 660, relating to employees working in certain mental health facilities.

SS SCS SB 752, relating to boat passengers.

SB 757, relating to the bi-state metropolitan development district.

SB 780, relating to abandoned real property in certain cities.

SB 796, relating to the licensure of health care professionals, with a contingent effective date for certain sections.

SB 800, relating to juvenile court proceedings.

SCS SB 814, relating to driver's licenses for persons who are deaf or hard of hearing.

SB 840, relating to dietitians, with existing penalty provisions.

SB 871, relating to court reporters.

SCS SB 892, relating to the public employee retirement system for prosecuting and circuit attorneys.

SB 909, relating to fiduciary access to digital assets.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Wessels and Wood

Noes (2): Morgan and Unsicker

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (2): Alferman and Wiemann

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HB 2104, relating to the authority to engage in certain investigative practices, was taken up by Representative Frederick.

On motion of Representative Frederick, **HCS HB 2104** was read the third time and passed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beck	Berry	Black
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Chipman	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth

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Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Beard	Bernskoetter	Bondon	Brown 94
Carpenter	Christofanelli	Curtis	Curtman	Ellington
Fitzpatrick	Green	Houghton	Lichtenegger	McDaniel
Newman	Peters	Phillips	Roden	Schroer
Shumake	Smith 85	Trent	Vescovo	Washington

VACANCIES: 001

Speaker Richardson declared the bill passed.

The emergency clause was defeated by the following vote:

AYES: 004

Brattin	Marshall	Spencer	Wilson
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NOES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Berry	Black
Brown 27	Brown 57	Burnett	Burns	Butler
Chipman	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Love	Lynch	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Pogue	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46

Swan	Tate	Taylor	Unsicker	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Barnes 60	Bernskoetter	Bondon	Brown 94
Carpenter	Christofanelli	Cookson	Curtis	Curtman
Ellington	Green	Lichtenegger	Merideth 80	Neely
Newman	Peters	Phillips	Razer	Roeber
Schroer	Shumake	Smith 85	Trent	Vescovo
Wood				

VACANCIES: 001

Speaker Pro Tem Haahr assumed the Chair.

HCS HB 1623, relating to elementary and secondary education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, **HCS HB 1623** was read the third time and passed by the following vote:

AYES: 115

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Berry	Black	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeyer
Korman	Lant	Love	Lynch	Mathews
May	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Mosley	Muntzel
Neely	Pfautsch	Pietzman	Pike	Plocher
Quade	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 028

Adams	Barnes 28	Beck	Brown 27	Burnett
Burns	Butler	Ellebracht	Franks Jr	Green
Hurst	Lauer	Lavender	Marshall	McCann Beatty

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McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Nichols	Pierson Jr	Pogue	Reiboldt
Stevens 46	Unsicker	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 019

Bernskoetter	Bondon	Brown 94	Carpenter	Conway 10
Curtis	Fraker	Haefner	Lichtenegger	Matthiesen
Newman	Peters	Phillips	Razer	Shumake
Smith 85	Trent	Vescovo	Mr. Speaker	

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

THIRD READING OF HOUSE BILLS

HCS HB 2062, relating to mutual aid agreements with Kansas and Oklahoma, was taken up by Representative White.

On motion of Representative White, **HCS HB 2062** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Ellington Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Bernskoetter	Bondon	Brown 94	Conway 10	Curtis
Fraker	Lichtenegger	Newman	Peters	Phillips
Razer	Schroer	Shumake	Smith 85	Trent
Vescovo				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1868, relating to a statewide hearing aid distribution program, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), **HCS HB 1868** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Mathews	Matthiesen
May	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfausch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Roerber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Unsicker	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

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NOES: 005

Curtman	Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 016

Bernskoetter	Bondon	Brown 94	Conway 10	Curtis
Lichtenegger	McCann Beatty	Newman	Peters	Phillips
Razer	Redmon	Shumake	Smith 85	Trent
Vescovo				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1625, relating to the Missouri senior farmers' market nutrition program, was taken up by Representative Morris (140).

On motion of Representative Morris (140), **HB 1625** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Black	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lavender	Love	Lynch
Mathews	Matthiesen	May	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pierson Jr
Pietzman	Pike	Plocher	Quade	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Walker 3	Walker 74	Walsh	Washington
White	Wiemann	Wilson	Wood	

NOES: 006

Curtman	Hurst	Marshall	Moon	Pogue
Stacy				

PRESENT: 000

ABSENT WITH LEAVE: 022

Bernskoetter	Berry	Bondon	Brown 94	Conway 10
Curtis	Eggleston	Lauer	Lichtenegger	McCann Beatty
Newman	Peters	Pfautsch	Phillips	Razer
Shumake	Smith 85	Trent	Unsicker	Vescovo
Wessels	Mr. Speaker			

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1442, relating to county government, was taken up by Representative Alferman.

On motion of Representative Alferman, **HB 1442** was read the third time and passed by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeier	Korman	Lant	Love	Lynch
Mathews	Matthiesen	McGaugh	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Sommer	Stacy	Stephens 128	Swan	Tate
Taylor	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Ellington	Franks Jr	Gray
Green	Hurst	Kendrick	Kidd	Lavender
Marshall	May	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Nichols	Pierson Jr	Pogue	Quade
Roberts	Runions	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

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ABSENT WITH LEAVE: 017

Bernskoetter	Bondon	Brown 94	Conway 10	Lauer
Lichtenegger	McCann Beatty	Newman	Peters	Phillips
Razer	Shumake	Smith 85	Smith 163	Spencer
Trent	Vescovo			

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

Speaker Richardson resumed the Chair.

HB 1679, relating to student meals at public institutions of higher education, was taken up by Representative Chipman.

On motion of Representative Chipman, **HB 1679** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Walker 3	Walker 74	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Lavender	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 017

Bernskoetter	Bondon	Brown 94	Conway 10	Lichtenegger
McCann Beatty	Newman	Peters	Phillips	Razer
Roeber	Shumake	Smith 85	Trent	Vescovo
Washington	Wessels			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HBs 1729, 1621 & 1436, relating to the prevailing wage on public works, was placed on the Informal Calendar.

HCS HB 1645, relating to actions for damages due to exposure to asbestos, was taken up by Representative DeGroot.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 104

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 039

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Curtis	Dinkins	Ellebracht	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
May	McCreery	McGee	Meredith 71	Merideth 80

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Mitten	Morgan	Mosley	Nichols	Pierson Jr
Quade	Revis	Roberts	Rowland 29	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 019

Anders	Bernskoetter	Brown 94	Conway 10	Cross
Grier	Harris	Lichtenegger	McCann Beatty	Newman
Peters	Phillips	Razer	Runions	Schroer
Shumake	Smith 85	Trent	Vescovo	

VACANCIES: 001

On motion of Representative DeGroot, **HCS HB 1645** was read the third time and passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Lauer	Love	Lynch
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 048

Adams	Arthur	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 104	Cookson	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Kendrick	Kidd	Lavender	Marshall
May	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Nichols	Pierson Jr
Plocher	Pogue	Quade	Revis	Roberts
Roden	Rowland 29	Stevens 46	Unsicker	Walker 3
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Bernskoetter	Brown 94	Conway 10	Grier
Harris	Lichtenegger	McCann Beatty	Mosley	Newman
Peters	Phillips	Razer	Runions	Shumake
Smith 85	Trent	Vescovo		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1892, relating to deputy sheriffs, was taken up by Representative Wilson.

On motion of Representative Wilson, **HB 1892** was read the third time and passed by the following vote:

AYES: 126

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Berry	Black
Bondon	Brattin	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lauer
Lavender	Love	Lynch	Marshall	Mathews
Matthiesen	McGaugh	Merideth 80	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Unsicker	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 015

Barnes 28	Brown 27	Ellington	Gray	May
McCreery	McDaniel	McGee	Mitten	Morgan
Mosley	Nichols	Pogue	Roberts	Washington

PRESENT: 000

ABSENT WITH LEAVE: 021

Anders	Bernskoetter	Brown 94	Conway 10	Cookson
Engler	Grier	Harris	Lichtenegger	McCann Beatty
Meredith 71	Messenger	Newman	Peters	Phillips
Razer	Runions	Shumake	Smith 85	Trent
Vescovo				

VACANCIES: 001

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 73 - Transportation
HJR 74 - Transportation
HJR 83 - Transportation
HJR 84 - Transportation

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1872 - Fiscal Review
HCS HB 1991 - Fiscal Review
HCS HB 2042 - Fiscal Review
HB 1825 - Ways and Means
HB 1958 - Crime Prevention and Public Safety
HB 2035 - Ways and Means
HB 2091 - Transportation
HB 2092 - Transportation
HB 2147 - Ways and Means
HB 2148 - Transportation
HB 2149 - Transportation
HB 2154 - Transportation
HB 2481 - Transportation
HB 2482 - Transportation
HB 2483 - Transportation
HB 2485 - Transportation
HB 2491 - Transportation
HB 2495 - Crime Prevention and Public Safety
HB 2503 - Ways and Means
HB 2572 - Budget
HB 2600 - Transportation
HB 2620 - Ways and Means
HB 2621 - Government Efficiency

HB 2645 - Transportation
HB 2648 - Transportation
HB 2673 - Workforce Development
HB 2681 - Veterans
HB 2691 - Ways and Means
HB 2716 - Budget
HB 2721 - Transportation
HB 2722 - Transportation
HB 2733 - Ways and Means
HB 2738 - Ways and Means

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS#5 SB 564 - Utilities

COMMITTEE REPORTS

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1626**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (3): Arthur, Smith (163) and Stephens (128)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2384**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Stevens (46) and Walker (74)

Noes (1): Wiemann

Absent (3): Arthur, Smith (163) and Stephens (128)

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1542**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Muntzel

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2397**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Gregory, Roberts, Toalson Reisch and White

Noes (2): Ellebracht and Marshall

Absent (1): Mitten

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2352**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Baringer, Brattin, Burnett, Dogan, Hannegan, Houghton, McGaugh, Muntzel, Wessels and Wilson

Noes (0)

Absent (2): Adams and Grier

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2383**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Brattin, Dogan, Hannegan, Houghton, McGaugh, Muntzel and Wilson

Noes (3): Baringer, Burnett and Wessels

Absent (1): Grier

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2117**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Helms, Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (1): Grier

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HR 5213**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Brattin, Christofanelli, Hill, Messenger, Moon, Taylor and Toalson Reisch

Noes (3): Bangert, Merideth (80) and Washington

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HCR 55**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brattin, Brown (57), Christofanelli, Hill, Messenger, Moon, Taylor and Toalson Reisch

Noes (2): Bangert and Washington

Absent (2): Barnes (28) and Merideth (80)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HRB 1**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Brattin, Christofanelli, Hill, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1981**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Brattin, Christofanelli, Hill, Merideth (80), Messenger, Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Barnes (28) and Brown (57)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2097**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Brattin, Christofanelli, Hill, Messenger, Moon, Taylor and Washington

Noes (3): Bangert, Merideth (80) and Toalson Reisch

Absent (2): Barnes (28) and Brown (57)

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 62**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Bangert, Brown (27), Cookson, Gannon, Justus, Matthiesen and Spencer

Noes (1): Miller

Absent (5): Barnes (28), Franklin, Hannegan, Nichols and Tate

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2381**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Gannon, Justus, Matthiesen, Miller and Tate

Noes (1): Spencer

Absent (3): Franklin, Hannegan and Nichols

Special Committee on Urban Issues, Chairman Curtis reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1321**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtis, Ellington, Helms, Plocher, Roeber and Stacy

Noes (0)

Absent (2): Rhoads and Smith (85)

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1742**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (7): Evans, Fitzwater, Hansen, Henderson, Justus, Lant and Mosley

Noes (0)

Absent (4): Lauer, Pietzman, Revis and Roberts

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2101**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Kelly (141), Love, Muntzel, Pfautsch and Pike

Noes (3): McCreery, Stevens (46) and Washington

Absent (3): Razer, Schroer and Trent

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2192**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Stevens (46) and Washington

Noes (0)

Absent (3): Razer, Schroer and Trent

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2221**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Stevens (46) and Washington

Noes (0)

Absent (3): Razer, Schroer and Trent

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 592** entitled:

An act to repeal sections 65.610, 65.620, 88.770, 94.900, 115.001, 115.002, 115.003, 115.005, 115.007, 115.009, 115.013, 115.023, 115.049, 115.061, 115.063, 115.065, 115.077, 115.078, 115.124, 115.125, 115.127, 115.155, 115.157, 115.177, 115.225, 115.227, 115.243, 115.247, 115.279, 115.284, 115.287, 115.299, 115.329, 115.335, 115.359, 115.361, 115.363, 115.373, 115.379, 115.421, 115.429, 115.453, 115.507, 115.515, 115.629, 115.631, 115.637, 115.641, 115.642, 115.910, and 162.441, RSMo, and to enact in lieu thereof forty-seven new sections relating to elections, with existing penalty provisions and effective dates for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 600** entitled:

An act to amend chapter 285, RSMo, by adding thereto nine new sections relating to professional employer organizations, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 627 & 925** entitled:

An act to repeal sections 137.016, 137.021, 137.115, 144.010, 254.075, 254.150, 254.160, 254.170, 254.180, 254.210, 262.900, 265.300, 265.490, 265.494, 267.565, 276.606, 277.020, and 414.032, RSMo, and to enact in lieu thereof fifteen new sections relating to agriculture.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 632 & 675** entitled:

An act to repeal sections 135.090, 135.341, 135.562, 135.600, and 135.630, RSMo, and to enact in lieu thereof six new sections relating to tax credits for contributions to certain benevolent organizations.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 683** entitled:

An act to repeal section 304.180, RSMo, and to enact in lieu thereof one new section relating to transportation of cranes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 793** entitled:

An act to repeal sections 211.021, 211.031, 211.032, 211.033, 211.041, 211.061, 211.071, 211.073, 211.081, 211.091, 211.101, 211.161, 211.181, 211.321, 211.421, 211.425, 211.431, 221.044, 567.020, 567.030, 567.050, 567.060, and 589.400, RSMo, and to enact in lieu thereof twenty-six new sections relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 881** entitled:

An act to repeal sections 301.074, 301.075, and 301.145, RSMo, and to enact in lieu thereof three new sections relating to special license plates.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 882** entitled:

An act to repeal section 166.435 as enacted by senate bill no. 366, ninety-eighth general assembly, first regular session and section 166.435 as enacted by senate bill no. 863, ninety-fourth general assembly, second regular session, RSMo, and to enact in lieu thereof one new section relating to the Missouri higher education savings program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SBs 894 & 921** entitled:

An act to amend chapters 161 and 170, RSMo, by adding thereto two new sections relating to education curriculum involving science and technology.

In which the concurrence of the House is respectfully requested.

COMMITTEE CHANGES

March 8, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Lauren Arthur from the House Committee on Rules – Administrative Oversight, and appoint Representative Bruce Franks. I also appoint Representative Bruce Franks as the Minority Caucus Ranking Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

March 8, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Dinkins to the Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following member's presence was noted: Phillips.

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 4:00 p.m., Monday, March 12, 2018.

COMMITTEE HEARINGS

BUDGET

Monday, March 12, 2018, upon adjournment, House Hearing Room 3.
Executive session will be held: HB 1410, HB 2014, SS SCS SB 775
Executive session may be held on any matter referred to the committee.
Further discussion of Committee Substitutes/Wednesday markup, if necessary.

BUDGET

Wednesday, March 14, 2018, 9:00 AM, House Hearing Room 3.
Executive session will be held: HB 2001, HB 2002, HB 2003, HB 2004, HB 2005, HB 2006, HB 2007, HB 2008, HB 2009, HB 2010, HB 2011, HB 2012, HB 2013
Executive session may be held on any matter referred to the committee.
Markup - House Bills 2001-2013.

CHILDREN AND FAMILIES

Tuesday, March 13, 2018, 5:00 PM or upon conclusion of afternoon session (whichever is later), House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session will be held: HB 1361, HB 1856
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 15, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2632, HCB 20
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HCR 96, HB 2456, HB 2172
Executive session will be held: HB 2070, HB 1254, HB 1642

Executive session may be held on any matter referred to the committee.
Removing HCR 68.
AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HB 1438, HB 2161, HB 2206, SS SCS SB 549, SCS SB 629
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, March 12, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1712, HB 1847, HB 2332, HB 2529, HB 2625
Executive session will be held: HB 1245, HB 1363, HB 1493, HB 1899, HB 1385, HB 1664
Executive session may be held on any matter referred to the committee.
Removed HB 1669, added HB 1664.
AMENDED

FINANCIAL INSTITUTIONS

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.
Executive session will be held: HB 2351, SB 569, SCS SB 623
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, March 12, 2018, 2:00 PM, House Hearing Room 4.
Executive session will be held: HCS HB 1872, HCS HB 1991, HCS HB 2042
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.
Public hearing will be held: HB 2415, HB 2590, HB 2621
Executive session will be held: HB 1717, HB 2263, HB 2415, HB 2590, HB 2621
Executive session may be held on any matter referred to the committee.
HB 2621 added.
AMENDED

INSURANCE POLICY

Tuesday, March 13, 2018, 12:00 PM or upon the conclusion of morning session (whichever is later), House Hearing Room 4.
Public hearing will be held: HB 2539
Executive session will be held: SS SCS SB 593, SB 594, SB 708
Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, March 13, 2018, 5:00 PM or upon the conclusion of afternoon session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2223, HB 2562, HB 2410, HB 2366

Executive session will be held: HB 1356, HB 1553, HB 1725, HB 1843, HB 1844, HB 1845, HB 2121, HB 2350

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1236, HB 2712, HCB 23

Executive session will be held: HB 1398, HB 1431, HB 2038, HB 2111, HB 2356, HB 2453

Executive session may be held on any matter referred to the committee.

HCB 23 working session.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, March 12, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1470, HB 1715, HB 1728, HB 1767, HCS HB 1803, HB 1811, HCS HB 1857, HCS HB 1888, HB 1966, HCS#2 HB 1973, HCS HB 1999, HCS HB 2088, HB 2139, HCS HB 2247, HCS HB 2265, HB 2360, HB 2438

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, March 12, 2018, 2:30 PM, House Hearing Room 6.

Executive session will be held: HCS HB 1248, HCS HB 1359, HB 1454, HCS HB 1491, HCS HB 1549, HCS HB 1591, HB 1901, HB 1919, HB 2155, HB 2336

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, March 13, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2507, HB 2548

Executive session will be held: HRB 2, HCR 85

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 14, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2669

Executive session will be held: HB 2506

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, March 12, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1793, HB 2108, HB 2434

Executive session will be held: HB 1684

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 6.

Public hearing will be held: HB 2552, HB 2563

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 12, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 5.

Public hearing will be held: HB 2464, HB 2745

Executive session will be held: HB 2464, HB 2745

Executive session may be held on any matter referred to the committee.

**SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF
YOUNG PEOPLE**

Monday, March 12, 2018, 1:30 PM, House Hearing Room 7.

Executive session will be held: HCB 11, HB 2422

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, March 9, 2018, 1:00 PM, 401 Monroe Street, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Monday, March 12, 2018, 1:00 PM, 401 Monroe Street, Jefferson City, MO.

Executive session may be held on any matter referred to the committee.

This is a closed meeting pursuant to HR 5565 and Article III, Section 18 of the Missouri Constitution.

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, March 14, 2018, 5:15 PM or upon conclusion of the Special Committee on Tourism (whichever is earlier), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The Bi-State Development and the St. Louis City Police Department will be testifying.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, March 13, 2018, upon adjournment of the Financial Institutions Committee, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Presentation of the Subcommittee's report to the Financial Institutions Committee.

TRANSPORTATION

Wednesday, March 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2432, HB 2545, HB 2594, HB 2656, HB 2689

Executive session will be held: HB 1444, HB 1692, HB 2153, HB 2180, HB 2268

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, March 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: SS#5 SB 564, HCR 87

Executive session will be held: SS#5 SB 564, HB 1878

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, March 13, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2681

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, March 12, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2638

Executive session will be held: HB 2540

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-EIGHTH DAY, MONDAY, MARCH 12, 2018

HOUSE BILLS FOR PERFECTION

HB 1578 - Kolkmeier

HCS HB 1443 - Eggleston

HCS HB 1486 - Kelly (141)

HCS HB 1388 - Gregory

HB 1719 - Grier

HCS HBs 2277 & 1983 - Shaul (113)

HB 2179 - Richardson

HCS HB 1828 - Houghton

HCS HB 2127 - Frederick

HB 1831 - Ruth

HB 2208 - Curtman
HCS HB 1635 - Bernskoetter
HB 2194 - Conway (104)
HCS HB 2171 - Wood
HCS HB 2216 - Brattin
HCS HB 2274 - Haefner
HCS#2 HB 1503 - Dohrman
HB 2322 - Walker (3)
HCS HB 2249 - Wood
HCS HBs 1656 & 2075 - Cornejo

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1457 - Lauer
HCS HB 2140 - Haefner
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - CONSENT

(3/12/2018)

HB 2101 - Beard
HB 2192 - Redmon
HB 2221 - Franklin

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 1953 - Neely
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HB 2026 - Wilson
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2043 - Tate
HCS HB 1991, (Fiscal Review 3/8/18) - Rhoads
HCS HB 2042, (Fiscal Review 3/8/18) - Bahr
HCS HB 1614 - Reiboldt

HCS HB 1461 - Anderson

HCS HB 1802 - Miller

HCS HB 1872, (Fiscal Review 3/8/18) - Johnson

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HCS HB 1907 - Spencer

HB 1600 - Higdon

HCS HBs 1729, 1621 & 1436 - Justus

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis

HB 1968 - Grier

HB 2187 - Walker (3)

HB 2196 - Tate

HB 1517 - McCann Beatty

HB 1573 - Rowland (155)

HB 1893 - Baringer

HB 2243 - Houghton

HB 2318 - Marshall

HB 2330 - Beck

HB 2347 - Davis

SENATE BILLS FOR SECOND READING

SS SCS SB 592

SS SCS SB 600

SS SCS SBs 627 & 925

SCS SBs 632 & 675

SB 683

SB 793

SS SB 881

SS SB 882

SS SCS SBs 894 & 921

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTIETH DAY, MONDAY, FEBRUARY 26, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Steve Lynch.

Father,

As beautiful and magnificent as this Chamber is, it pales in comparison to Your glory. As historic as this Capitol is, it is but a thin slice of time in comparison to Your eternity.

God, You are the beginning and the end, the Great I Am. You are everything. And yet You invite us to come boldly to Your throne of grace to seek Your counsel and wisdom.

Father, considering the gravity of what we do here and the lives that our decisions affect, let us take advantage of Your offer to help us every day as we as serve the citizens of Missouri in this place.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 057

Alferman	Anders	Anderson	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brattin	Brown 27
Burns	Butler	Cookson	Cross	Curtman
DeGroot	Dogan	Engler	Fitzwater	Fraker
Francis	Frederick	Gannon	Gray	Grier
Hannegan	Hansen	Harris	Henderson	Hurst
Justus	Kelley 127	Kelly 141	Korman	Lauer
Lichtenegger	Matthiesen	Miller	Morris 140	Morse 151
Mosley	Muntzel	Phillips	Pogue	Redmon
Reisch	Remole	Roeber	Rowland 155	Rowland 29
Smith 163	Stevens 46	Taylor	Walsh	Washington
White	Wiemann			

NOES: 002

Curtis	Ellington
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PRESENT: 078

Adams	Andrews	Arthur	Austin	Bahr
Bangert	Baringer	Barnes 28	Beard	Berry
Brown 57	Burnett	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Dohrman	Eggleston
Evans	Fitzpatrick	Franklin	Gregory	Haahr
Haefner	Helms	Higdon	Hill	Houghton
Houx	Johnson	Kendrick	Kidd	Kolkmeier
Love	Lynch	Marshall	Mathews	McCann Beatty
McCreery	McDaniel	Meredith 71	Messenger	Mitten
Moon	Morgan	Neely	Newman	Nichols
Pfautsch	Pietzman	Pike	Plocher	Razer
Roberts	Roden	Rone	Ross	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Sommer	Spencer	Stacy	Stephens 128	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Wessels	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 021

Beck	Brown 94	Carpenter	Davis	Ellebracht
Franks Jr	Green	Lant	Lavender	May
McGee	Merideth 80	Peters	Pierson Jr	Quade
Rehder	Reiboldt	Rhoads	Smith 85	Swan
Wilson				

VACANCIES: 005

COMMUNICATIONS FROM THE SECRETARY OF STATE**TO THE SPEAKER OF THE HOUSE**

Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 39th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 39th Legislative District as shown by the election results certified to this office by the election authorities of the 39th Legislative District.

Name	Office
Peggy McGaugh 21173 CR 274 Carrollton, MO 64633	State Representative 39 th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 97th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 97th Legislative District as shown by the election results certified to this office by the election authorities of the 97th Legislative District.

Name	Office
Mike Revis 22 Circle Dr. Fenton, MO 63026	State Representative 97 th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 129th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 129th Legislative District as shown by the election results certified to this office by the election authorities of the 129th Legislative District.

Name	Office
Jeff Knight 1222 Apple Lane Dr. Lebanon, MO 65536	State Representative 129 th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

TO THE SPEAKER OF THE HOUSE
Honorable Todd Richardson
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 144th Legislative District in the State of Missouri, on the 6th day of February, 2018, as provided by law, the following named person was elected to the office of State Representative, 144th Legislative District as shown by the election results certified to this office by the election authorities of the 144th Legislative District.

Name	Office
Chris Dinkins 18217 Highway K Annapolis, MO 63620	State Representative 144 th Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 23rd day of February, 2018.

/s/ John R. Ashcroft
Secretary of State

OATHS OF OFFICE

Representative-elect Mike Revis advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Chris Dinkins advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Jeff Knight advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Peggy McGaugh advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Joe Don McGaugh, Associate Circuit Court Judge, 8th Judicial Circuit, Carroll County.

The Journal of the twenty-ninth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 90, introduced by Representative Pogue, relating to the abolishment of state property taxes.

HCR 91, introduced by Representative Pogue, relating to an Article V convention.

HCR 92, introduced by Representative Pogue, relating to an Article V convention.

HCR 93, introduced by Representative Pogue, relating to security in the state capitol building.

HCR 94, introduced by Representative Pogue, relating to marriage.

HCR 95, introduced by Representative Pogue, relating to the Secure Rural Schools Act.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 91, introduced by Representative Pogue, relating to recall of elected public officials.

HJR 92, introduced by Representative Pogue, relating to state sovereignty.

HJR 93, introduced by Representative Pogue, relating to state lands.

HJR 94, introduced by Representative Pogue, relating to state sovereignty.

HJR 95, introduced by Representative Hill, relating to conservation commission membership.

INTRODUCTION OF HOUSE REVISION BILLS

The following House Revision Bill was read the first time and copies ordered printed:

HRB 2, introduced by Representative Shaul (113), for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2556, introduced by Representative Pogue, relating to school finance.

HB 2557, introduced by Representative Pogue, relating to school finance.

HB 2558, introduced by Representative Pogue, relating to the delivery of a controlled substance.

HB 2559, introduced by Representative Franks Jr., relating to carrying a concealed weapon, with penalty provisions.

HB 2560, introduced by Representative Pike, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 2561, introduced by Representative Pike, relating to aircraft taxation.

HB 2562, introduced by Representative Austin, relating to treatment courts.

HB 2563, introduced by Representative Plocher, relating to automatically renewed transactions, with a delayed effective date.

HB 2564, introduced by Representative Shaul (113), relating to buy Missouri week.

HB 2565, introduced by Representative Morse (151), relating to school funding.

HB 2566, introduced by Representative Hansen, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2567, introduced by Representative Sommer, relating to school safety.

HB 2568, introduced by Representative Haefner, relating to wholesale distribution of controlled substances.

HB 2569, introduced by Representative Frederick, relating to residential dwelling rentals.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 89, relating to the joint committee on social services.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 89, relating to ballot initiatives.

HJR 90, relating to ballot measures referred to the people.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2538, relating to maintaining Missouri state parks.

HB 2539, relating to the Missouri reinsurance plan.

HB 2540, relating to collection of state moneys, with penalty provisions and a delayed effective date.

HB 2541, relating to sheltered workshop payments, with an emergency clause.

HB 2542, relating to tampering with farm equipment, with penalty provisions.

HB 2543, relating to Mormon war remembrance day.

HB 2544, relating to court reporters.

HB 2545, relating to recreational trailer license plates.

HB 2546, relating to labor for offenders.

HB 2547, relating to election dates.

HB 2548, relating to gubernatorial appointments, with penalty provisions.

HB 2549, relating to conditions of probation.

HB 2550, relating to requirements to run for certain public offices.

HB 2551, relating to the sale of land purchased through legal settlement funds.

HB 2552, relating to arbitration agreements.

HB 2553, relating to assessments of real property.

HB 2554, relating to public safety, with penalty provisions.

HB 2555, relating to school instruction in braille.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 1383, relating to parental notification, was taken up by Representative Miller.

Representative Chipman assumed the Chair.

Speaker Pro Tem Haahr assumed the Chair.

Speaker Richardson resumed the Chair.

On motion of Representative Miller, **HB 1383** was read the third time and passed by the following vote:

AYES: 113

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo

Cross	Curtman	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 037

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Curtis	Ellington	Franks Jr
Gray	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Davis	Dogan	Ellebracht
Green	Lant	May	Peters	Reiboldt
Smith 85	Swan			

VACANCIES: 001

Speaker Richardson declared the bill passed.

THIRD READING OF HOUSE BILLS

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

On motion of Representative Neely, **HB 1558** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27

Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	DeGroot
Dinkins	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeyer	Korman	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Cookson	Davis	Dogan
Green	Lant	May	Peters	Reiboldt
Smith 85	Swan			

VACANCIES: 001

Speaker Richardson declared the bill passed.

HCS HB 1268, relating to dental faculty permits, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HCS HB 1268** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter

Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	DeGroot	Dinkins
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reisch
Remole	Revis	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 004

Curtis	Ellington	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 011

Barnes 60	Brown 94	Cookson	Davis	Dogan
Lant	May	Peters	Reiboldt	Smith 85
Swan				

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1809, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

On motion of Representative Tate, **HB 1809** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo

Cross	Curtis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reisch	Remole
Revis	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Curtman	Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 013

Anders	Barnes 60	Brown 94	Cookson	Davis
Dogan	Ellebracht	Lant	May	Peters
Reiboldt	Smith 85	Swan		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1600, relating to the use of hand-held electronic wireless communication devices by persons operating motor vehicles for compensation while transporting passengers, was placed back on the House Bills for Perfection Calendar.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1749 - Economic Development
HB 2161 - Economic Development
HB 2206 - Economic Development

COMMITTEE REPORTS

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1658**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Shull (16)

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1888**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Baringer, Berry, Davis, Evans, Johnson, Korman, Pfautsch, Pierson Jr., Ruth and Unsicker

Noes (0)

Absent (4): Fitzwater, Gray, Grier and Lauer

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2157**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baringer, Berry, Davis, Evans, Fitzwater, Grier, Johnson, Korman, Pfautsch, Pierson Jr., Ruth and Unsicker

Noes (0)

Absent (2): Gray and Lauer

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 2279**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Baringer, Berry, Davis, Evans, Johnson, Korman, Pfautsch, Ruth and Unsicker

Noes (1): Pierson Jr.

Absent (4): Fitzwater, Gray, Grier and Lauer

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 608** entitled:

An act to repeal section 537.349, RSMo, and to enact in lieu thereof three new sections relating to civil liability due to criminal conduct.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 625** entitled:

An act to repeal sections 144.030 and 144.054, RSMo, and to enact in lieu thereof two new sections relating to sales and use tax exemptions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 826** entitled:

An act to repeal sections 195.010, 195.070, 195.080, and 338.010, RSMo, and to enact in lieu thereof five new sections relating to pharmacy, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 27, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, February 28, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Office of Administration budget presentation regarding supplemental, reappropriations, maintenance & repair, and capital improvements. Testimony from the Missouri Board of Pharmacy and Missouri Charter School Commission. Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET

Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2396

Executive session will be held: HB 1311, HB 1722

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1856, HB 2362, HB 1883, HCB 12

Executive session will be held: HB 2234, HB 2407

Executive session may be held on any matter referred to the committee.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, February 27, 2018, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1517, HB 1573, HB 1893, HB 2043, HB 2243,
HB 2318, HB 2330, HB 2347

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HJR 87

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2198

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2336, HB 1591

Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259,
HB 1483, HCR 60, HB 1739

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1445, HB 2334

Executive session will be held: HB 1313, HB 1594

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1599, HB 1909, HB 2313

Executive session will be held: HB 1423

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1849, HB 2123, HB 2195, HB 2276, HB 2457

Executive session may be held on any matter referred to the committee.

Due to anticipated high turnout, and out of respect for everyone's time, testimony will be strictly limited to three (3) minutes per witness.

Be prepared to have Executive Session on the following bills:

HB 1256--Schroer

HB 1326--Roberts

HB 1342--Newman

HB 1733--Merideth (80)

HB 1865--Hill

HB 1936--Taylor

HB 1937--Taylor

HB 2281--Razer

GOVERNMENT EFFICIENCY

Tuesday, February 27, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 2263, HJR 80, HB 2416

Executive session will be held: HB 1486, HB 1631, HB 1919, HB 1565

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1626, HB 2384, HCB 15

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1474, HB 1811, HB 2348, HB 2360

Executive session will be held: HB 1520

Executive session may be held on any matter referred to the committee.

Removed HB 2408.

AMENDED

INSURANCE POLICY

Tuesday, February 27, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2421

Executive session will be held: HB 2225, HB 2270

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1st Quarter Meeting.

Presentation of 2018 Annual Report.

JUDICIARY

Tuesday, February 27, 2018, 5:00 PM or upon evening adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 2397, HB 2063, HB 1726

Executive session will be held: HB 1987, HB 2185, HB 1255, HB 1509, HB 2101, HB 1689,
HB 1491

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, February 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session
(whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2383, HB 2329, HB 2356, HB 2352, HB 1431

Executive session will be held: HB 1929, HB 2030, HB 2186

Executive session may be held on any matter referred to the committee.

Executive session may be held first.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, February 27, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 1799, HB 2438

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 27, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2097, HR 5213, HRB 1

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 2324

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HCR 62, HB 1697, HB 1698

Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their annual report prior to the public testimony on the above-mentioned bills.

AMENDED

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE

Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON TAX CREDIT REVIEW

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Discussion on tax credit review.

TRANSPORTATION

Wednesday, February 28, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1692, HB 2268, HB 2307, HB 2180, HCB 13

Executive session will be held: HB 2274, HB 2153, HB 2080, HB 2368, HB 1444, HR 4839,
HB 2287

Executive session may be held on any matter referred to the committee.

This will be a work session on HCB 13. Removed HB 2432.

AMENDED

UTILITIES

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1595, HB 1878, HB 2289

Executive session will be held: HB 1999, HB 2265

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1290

Executive session will be held: HB 2339

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HB 1742

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-FIRST DAY, TUESDAY, FEBRUARY 27, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 90 through HCR 95

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 91 through HJR 95

HOUSE BILLS FOR SECOND READING - REVISION

HRB 2 - Shaul (113)

HOUSE BILLS FOR SECOND READING

HB 2556 through HB 2569

HOUSE BILLS FOR PERFECTION

HCS HB 1928 - Ross
HB 1945 - Anderson
HCS HB 2079 - Houx
HB 1265 - Schroer
HCS HB 2104 - Frederick
HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1457 - Lauer
HCS HB 1623 - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman
HCS HB 1456 - Lauer
HB 1600 - Higdon
HB 2110 - Rone
HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)

HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeier

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1464 - Berry

SENATE BILLS FOR SECOND READING

SS SB 608
SB 625
SS SCS SB 826

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-FIRST DAY, TUESDAY, FEBRUARY 27, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou shalt do that which is right and good in the sight of the Lord. (Deuteronomy 6:18)

Almighty God, who knows our needs before we ask and who is striving to lead us in right and good paths, we turn to You in this fellowship of prayer seeking light for our lives, hope for our hearts, and strength for our spirits.

We come to You with the problems and confusions of daily living, praying for greater faith and wisdom, for more compassion and kindness. We are tempted to doubt, to yield to moods of depression, and to become cynical. By the power of Your spirit, restore our souls and lead us to righteousness, peace, and love for Your name's sake and for the good of all the people of Missouri.

Guide our State in these unsettled times. Inspire our Governor, our Speaker, Members of this House, and all who work under the dome of this glorious Capitol. Increase our influence for good by our genuine reliance upon You and by our generous response to the needs of all men and women.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirtieth day was approved as printed by the following vote:

AYES: 114

Alferman	Anders	Anderson	Andrews	Austin
Bangert	Baringer	Barnes 60	Barnes 28	Basye
Beard	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Brown 57	Burns
Butler	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Cross	DeGroot	Dinkins	Eggleston
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Franks Jr	Gannon	Gray	Green	Grier
Haahr	Haefner	Hannegan	Harris	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kidd	Knight	Kolkmeier
Korman	Lauer	Lavender	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips

Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Rehder	Remole	Rhoads
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Tate	Taylor
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Mr. Speaker	

NOES: 000

PRESENT: 001

Morgan

ABSENT WITH LEAVE: 047

Adams	Arthur	Bahr	Brown 94	Burnett
Carpenter	Christofanelli	Cookson	Curtis	Curtman
Davis	Dogan	Dohrman	Ellington	Evans
Francis	Franklin	Frederick	Gregory	Hansen
Helms	Henderson	Kelly 141	Kendrick	Lant
Lichtenegger	Love	McGaugh	McGee	Neely
Peters	Redmon	Reiboldt	Reisch	Revis
Roberts	Roden	Roeber	Rone	Shumake
Smith 85	Stacy	Swan	Trent	Walker 74
Wilson	Wood			

VACANCIES: 001

COMMITTEE APPOINTMENTS

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to the Special Investigative Committee on Oversight.

Representative Jay Barnes, Chair
Representative Don Phillips, Vice Chair
Representative Jeanie Lauer
Representative Shawn Rhoads
Representative Kevin Austin
Representative Gina Mitten
Representative Tommie Pierson, Jr.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

HOUSE RESOLUTIONS

Representative Barnes (60) offered House Resolution No. 5565.

HOUSE RESOLUTION NO. 5565

WHEREAS, on February 27, 2018, the Speaker of the House of Representatives appointed the Special Investigative Committee on Oversight:

NOW THEREFORE BE IT RESOLVED that the Special Investigative Committee on Oversight shall investigate allegations against Governor Eric R. Greitens and report back to the House of Representatives. The Speaker shall designate a chair and vice-chair of such special committee; and

BE IT FURTHER RESOLVED that the special committee shall conduct its investigation and report back to the House of Representatives within forty days of such committee being appointed, except that the committee may approve extensions of such time limit for specified numbers of days; and

BE IT FURTHER RESOLVED that the House of Representatives, under the authority given in Section 18, Article III of the Constitution of Missouri, may adopt rules of procedure for the hearings and investigations of the special committee and that the Rules of the House of Representatives, Ninety-ninth General Assembly, shall apply to the special committee as such rules are appropriate and not in conflict with the rules adopted herein for such hearings and investigations; and

BE IT FURTHER RESOLVED that the special committee shall meet at such times and places as the chair deems necessary to conduct its duties expressed in this resolution; and

BE IT FURTHER RESOLVED that the members of the special committee shall be reimbursed for their actual and necessary expenses connected with the investigation from the contingent fund of the House of Representatives under section 21.230, RSMo. Witness fees for any witness subpoenaed to appear, under section 21.400, RSMo, as a part of this investigation shall be paid from the contingent fund of the House of Representatives. The Speaker of the House of Representatives shall appoint messengers to serve necessary subpoenas, under section 21.400, RSMo, and any fees for the service of such subpoenas shall be paid from the contingent fund of the House of Representatives at the rate prescribed by section 491.280, RSMo; and

BE IT FURTHER RESOLVED that staff shall be provided to support the special committee. The special committee may, if it deems it necessary, hire independent investigators, special counsel, court reporters, and such other personnel as it deems advisable to assist its investigation, pursuant to Rule 20 of the House of Representatives, Ninety-ninth General Assembly. The cost of such personnel shall be paid from the contingent fund of the House of Representatives; and

BE IT FURTHER RESOLVED that all members of the House of Representatives shall be reimbursed for their per diem expenses as provided by law; and

BE IT FURTHER RESOLVED that the expenses payable under this resolution shall not be paid to any member who qualifies for any other type of reimbursement; and

BE IT FURTHER RESOLVED that, upon approval of the Speaker of the House of Representatives, the expenses of the members of the House of Representatives be paid from the contingent fund of the House of Representatives; and

BE IT FURTHER RESOLVED that we, the members of the Missouri House of Representatives, Ninety-ninth General Assembly, Second Regular Session, hereby adopt the following rules of procedure to govern the hearings and investigations held under the authority of this resolution:

RULE 1

Any hearings upon such issue shall be commenced at such time and place as determined by the chair. Recesses and adjournments shall be determined by the chair. The special committee shall be allowed to meet or conduct hearings during the session of the House of Representatives without requesting leave of the House of Representatives.

RULE 2

Any hearings shall be open to the public and press, except that the chair, in his or her discretion, may close all or a portion of such hearings to hear the testimony of certain witnesses or review evidence. At the conclusion of the investigation the committee shall prepare a transcript of the hearings, except that the chair, in his or her discretion, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. The chair shall determine whether cameras or other audio or visual recording devices and ancillary lighting and electrical equipment shall be allowed at such hearings and to the extent and in the manner determined by the chair.

RULE 3

Only appointed members of the special committee and the special counsel to the committee may question witnesses.

RULE 4

Only persons called as witnesses by the special committee may testify as witnesses. Any other person desiring to testify as a witness may petition the committee for permission to testify by presenting a written statement of the substance of the proposed testimony to the chair within twenty-four hours prior to the testimony. The chair shall have discretion of whether to allow such person to testify as a witness, but all members of the special committee may examine the written statement presented to the chair by the person desiring to testify as a witness.

RULE 5

All witnesses shall testify under the following oath, which shall be administered by the chair:

“Do you solemnly swear (or affirm) that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?”.

RULE 6

Formal rules of evidence shall not apply to the hearings. The committee may compel the attendance of witnesses and the production of any paper or document, enforce obedience of its orders, preserve order, and punish in a summary way contempt of and disobedience to its authority. The sergeant-at-arms of the House of Representatives, under direction of the committee, shall execute the lawful orders of the committee and may employ such aid and assistance as may be necessary to carry out and enforce such orders.

RULE 7

Subpoenas for the appearance of witnesses and subpoenas duces tecum for the production of any paper or document shall be issued by the Speaker of the House of Representatives, upon request of the committee, in the manner prescribed by law. A subpoena or subpoena duces tecum may be enforced by statutory or common law, or by applying to a judge of the circuit court of Cole County for an order to show cause why the subpoena or subpoena duces tecum should not be enforced.

RULE 8

The chair shall preside over the hearings, and shall rule on all questions regarding the admission or rejection of testimony, decorum, and procedure in accordance with these rules. The chair may request assistance from any law enforcement agency to maintain order at the hearings and in the hallways and spaces adjoining the hearing area. The chair shall rule on any appropriate matter not covered by these rules.

RULE 9

No person who is to testify as a witness before the special committee or his or her counsel shall be admitted to the room in which the hearing is being conducted until such person is called by the committee for such person's testimony.

RULE 10

No member or staff of the special committee shall discuss testimony taken or evidence received by the committee with any individual, except as necessary with other members of the special committee, the Speaker of the House of Representatives, Speaker Pro Tem of the House of Representatives, Majority Floor Leader, Minority Floor Leader, or any individual designated by the Speaker of the House of Representatives, until such time as the committee has concluded its investigation.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 96, introduced by Representative Conway (104), relating to Move Over or Slow Down Awareness Month.

HCR 97, introduced by Representative Dogan, relating to the St. Louis region.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2570, introduced by Representative Walker (74), relating to civil forfeitures.

HB 2571, introduced by Representative Green, relating to the first-time business owner savings account act.

HB 2572, introduced by Representative Green, relating to the Missouri Juneteenth heritage and jazz festival and memorial.

HB 2573, introduced by Representative Rone, relating to pesticides.

HB 2574, introduced by Representative Wood, relating to boards of adjustment.

HB 2575, introduced by Representative Johnson, relating to the office of broadband advocate.

HB 2576, introduced by Representative Johnson, relating to corporate income taxation.

HB 2577, introduced by Representative Kolkmeier, relating to transient guest taxes.

HB 2578, introduced by Representative Washington, relating to property tax relief for senior citizens.

HB 2579, introduced by Representative Washington, relating to landlord tenant actions.

HB 2580, introduced by Representative Bondon, relating to certificate of need requirements.

HB 2581, introduced by Representative Harris, relating to bail bond agents, with a penalty provision.

HB 2582, introduced by Representative Ellebracht, relating to campaign finance.

HB 2583, introduced by Representative Ellebracht, relating to mandatory driver's education and training, with a contingent effective date.

HB 2584, introduced by Representative McCann Beatty, relating to expungement of records relating to the offense of unlawful use of a weapon.

HB 2585, introduced by Representative Brattin, relating to certain department of revenue registration requirements.

HB 2586, introduced by Representative Remole, relating to workers' compensation premiums.

HB 2587, introduced by Representative Ellington, relating to driver's license issuance.

HB 2588, introduced by Representative Curtis, relating to campaign finance, with penalty provisions.

HB 2589, introduced by Representative Rehder, relating to exercising constitutional rights in public.

HB 2590, introduced by Representative Gregory, relating to notaries public, with penalty provisions and a delayed effective date.

HB 2591, introduced by Representative Dinkins, relating to child custody arrangements.

HB 2592, introduced by Representative Marshall, relating to consent for a minor to obtain an abortion.

HB 2593, introduced by Representative Marshall, relating to safety belts.

HB 2594, introduced by Representative Tate, relating to concession agreements.

HB 2595, introduced by Representative Revis, relating to labor organizations.

HB 2596, introduced by Representative Bondon, relating to development of electric vehicle charging stations.

HB 2597, introduced by Representative Swan, relating to nursing assistant training programs.

HB 2598, introduced by Representative Korman, relating to emergency services.

HB 2599, introduced by Representative Korman, relating to unfunded policy changes.

HB 2600, introduced by Representative Korman, relating to a miles per gallon based vehicle registration fee.

HB 2601, introduced by Representative Korman, relating to state funding for rest areas.

HB 2602, introduced by Representative Korman, relating to driver's license fees.

HB 2603, introduced by Representative Korman, relating to state lottery winners.

HB 2604, introduced by Representative Neely, relating to bail bond agents.

HB 2605, introduced by Representative Neely, relating to the removal from the sex offender registry.

HB 2606, introduced by Representative Curtis, relating to unlawful discriminatory practices.

HB 2607, introduced by Representative Knight, relating to meat.

HB 2608, introduced by Representative Morgan, relating to the sexual offender registry.

HB 2609, introduced by Representative Schroer, relating to the supervision of certain persons.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 90, relating to the abolishment of state property taxes.

HCR 91, relating to an Article V convention.

HCR 92, relating to an Article V convention.

HCR 93, relating to security in the state capitol building.

HCR 94, relating to marriage.

HCR 95, relating to the Secure Rural Schools Act.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 91, relating to recall of elected public officials.

HJR 92, relating to state sovereignty.

HJR 93, relating to state lands.

HJR 94, relating to state sovereignty.

HJR 95, relating to conservation commission membership.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 2, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2556, relating to school finance.

HB 2557, relating to school finance.

HB 2558, relating to the delivery of a controlled substance.

HB 2559, relating to carrying a concealed weapon, with penalty provisions.

HB 2560, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 2561, relating to aircraft taxation.

HB 2562, relating to treatment courts.

HB 2563, relating to automatically renewed transactions, with a delayed effective date.

HB 2564, relating to buy Missouri week.

HB 2565, relating to school funding.

HB 2566, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2567, relating to school safety.

HB 2568, relating to wholesale distribution of controlled substances.

HB 2569, relating to residential dwelling rentals.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SB 608, relating to civil liability due to criminal conduct.

SB 625, relating to sales and use tax exemptions.

SS SCS SB 826, relating to pharmacy, with an emergency clause for a certain section.

THIRD READING OF HOUSE BILLS - INFORMAL

HB 1464, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, **HB 1464** was read the third time and passed by the following vote:

AYES: 117

Alferman	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kidd	Knight	Kolkmeier	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reisch	Remole	Revis	Rhoads

Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Smith 163	Sommer
Spencer	Stephens 128	Stevens 46	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wood			

NOES: 012

Burnett	Korman	Marshall	Merideth 80	Mitten
Moon	Newman	Nichols	Pogue	Quade
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 033

Adams	Bahr	Brattin	Brown 94	Cookson
Cross	Curtis	Curtman	Davis	Ellebracht
Ellington	Evans	Helms	Kelly 141	Kendrick
Lant	McGaugh	Meredith 71	Neely	Peters
Reiboldt	Roberts	Roden	Roeber	Rone
Shumake	Smith 85	Stacy	Swan	Walker 74
White	Wilson	Mr. Speaker		

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1928, relating to professional registration, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS HB 1928** was agreed to.

On motion of Representative Ross, **HCS HB 1928** was adopted.

On motion of Representative Ross, **HCS HB 1928** was ordered perfected and printed.

HB 1945, relating to the confiscation of animals, was taken up by Representative Anderson.

On motion of Representative Anderson, the title of **HB 1945** was agreed to.

On motion of Representative Anderson, **HB 1945** was ordered perfected and printed.

HCS HB 2079, relating to coroners, was taken up by Representative Houx.

On motion of Representative Houx, the title of **HCS HB 2079** was agreed to.

Speaker Richardson assumed the Chair.

Representative Butler offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2079, Page 3, Section 58.208, Line 7, by inserting immediately after all of said line the following:

"2. For any death, marriage, or birth certificate issued under section 193.265 in a city within a county there shall be an additional fee of two dollars, which shall be deposited into a fund over which the recorder of deeds for such county has sole authority."; and

Further amend said bill, page and section by renumbering subsequent subsections accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Butler moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Houx, **HCS HB 2079** was adopted.

On motion of Representative Houx, **HCS HB 2079** was ordered perfected and printed.

HB 1265, relating to declarations of candidacy, was taken up by Representative Schroer.

On motion of Representative Schroer, the title of **HB 1265** was agreed to.

Representative Stacy offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1265, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"115.351. **1.** No person who files as a party candidate for nomination or election to an office shall, without withdrawing, file as another party's candidate or an independent candidate for nomination or election to the office for the same term. No person who files as an independent candidate for election to an office shall, without withdrawing, file as a party candidate for nomination or election to the office for the same term. No person shall file for one office and, without withdrawing, file for another office to be filled at the same election. A person who files a request to be included on the presidential primary ballot is not prohibited by this section from filing or appearing on any ballot as a party candidate for nomination to another office. Receipt by the secretary of state of proper certification of nomination pursuant to subsection 1 of section 115.399 constitutes withdrawal by operation of law pursuant to subsection 1 of section 115.359 of any presidential or vice presidential nominee from any other office for which such nominee is a candidate at the same election. Any person violating any provision of this section shall be disqualified from running for nomination or election to any office at the primary and general election next succeeding the violation.

2. No person who loses the primary election for a party's nomination for a particular office shall be allowed to file as an independent candidate or receive write-in votes for such office in the general election.

3. All candidates that present themselves before a nominating committee convened to fill an office vacancy by special election shall declare their candidacy to the secretary of state by no later than one week after the special election is announced. No candidate who has declared his or her candidacy to the secretary

of state and who fails to win the nomination of the political party nominating committee shall be allowed to file as an independent candidate or receive write-in votes for such office in the general election. If a political party nominating committee fails to require candidate submission of declarations of candidacy to the office of the secretary of state under this subsection, then the provisions of this section shall be void with regard to the members of such political party."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Eggleston
Engler	Fitzpatrick	Fitzwater	Fraker	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Korman	Lauer	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Remole	Rhoads	Roeber	Rone
Rowland 155	Ruth	Schroer	Shumake	Sommer
Spencer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 037

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Brown 27	Burnett	Burns	Carpenter
Conway 10	Curtis	Ellington	Franks Jr	Gray
Harris	Kendrick	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Runions	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 031

Baringer	Brown 94	Butler	Cookson	Davis
Dohrman	Ellebracht	Evans	Francis	Green
Kidd	Kolkmeier	Lant	Lavender	Lichtenegger
McDaniel	Mitten	Muntzel	Peters	Rehder
Reiboldt	Reisch	Roden	Ross	Rowland 29

Shaul 113	Shull 16	Smith 85	Smith 163	Swan
Walker 74				

VACANCIES: 001

On motion of Representative Schroer, **HB 1265** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Schroer:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Fitzpatrick	Fitzwater	Fraker
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Knight
Kolkmeyer	Korman	Lauer	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reisch	Remole	Revis	Rhoads	Roberts
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Burnett	Ellington	Nichols	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 025

Baringer	Brown 94	Butler	Cookson	Curtis
Davis	Ellebracht	Evans	Francis	Green
Kidd	Lant	Lavender	Lichtenegger	McDaniel
Mitten	Peters	Reiboldt	Roden	Rowland 29
Shaul 113	Shull 16	Smith 85	Swan	Walker 74

VACANCIES: 001

THIRD READING OF HOUSE BILLS - INFORMAL

HCS HBs 1288, 1377 & 2050, with House Committee Amendment No. 1, relating to tax credits for certain benevolent organizations, was taken up by Representative Engler.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Haefner, **House Committee Amendment No. 1** was adopted.

Representative Christofanelli assumed the Chair.

On motion of Representative Engler, **HCS HBs 1288, 1377 & 2050, as amended**, was read the third time and passed by the following vote:

AYES: 121

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Baringer	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Messenger	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 027

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Curtis	Ellington	Franks Jr	Gray
Kendrick	Lavender	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Moon	Morgan	Mosley
Newman	Pogue	Quade	Razer	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 014

Arthur	Brown 94	Butler	Carpenter	Ellebracht
Evans	Green	McGee	Mitten	Nichols
Peters	Rowland 29	Smith 85	Walker 74	

VACANCIES: 001

Representative Christofanelli declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1708 - Government Efficiency
HB 1717 - Government Efficiency
HB 1789 - Elementary and Secondary Education
HB 1916 - Crime Prevention and Public Safety
HB 1963 - Crime Prevention and Public Safety
HB 2014 - Budget
HB 2017 - Budget
HB 2018 - Budget
HB 2019 - Budget
HB 2038 - Local Government
HB 2320 - Budget
HB 2351 - Financial Institutions
HB 2380 - Professional Registration and Licensing
HB 2406 - Budget
HB 2434 - Special Committee on Litigation Reform
HB 2468 - Health and Mental Health Policy
HB 2480 - Conservation and Natural Resources
HB 2505 - Pensions
HB 2506 - Special Committee on Innovation and Technology
HB 2513 - General Laws
HB 2522 - Special Committee on Tourism
HB 2523 - General Laws
HB 2524 - General Laws
HB 2527 - General Laws
HB 2528 - Elementary and Secondary Education
HB 2529 - Elementary and Secondary Education
HB 2535 - Budget
HB 2537 - Crime Prevention and Public Safety
HB 2543 - Special Committee on Tourism
HB 2545 - Transportation

REFERRAL OF SENATE BILLS

The following Senate Bill was referred to the Committee indicated:

SS SCS SB 775 - Budget

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCR 60**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HCR 70**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1483**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2061** and **HB 2219**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2194**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Baringer, Hannegan, Hill, Lauer, Newman and Phillips

Noes (0)

Absent (5): Barnes (60), Dogan, Franks Jr., McDaniel and Rhoads

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1313**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Grier, Miller, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Lant and Washington

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1594**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Grier, Miller, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Lant and Washington

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1248**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Schroer and Taylor

Noes (0)

Absent (2): Evans and Roeber

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1249**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Schroer and Taylor

Noes (0)

Absent (2): Evans and Roeber

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1262**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Schroer and Taylor

Noes (0)

Absent (2): Evans and Roeber

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1510**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (0)

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2322**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Black, Brown (27), Brown (57), Kendrick, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (1): Moon

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2335**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Black, Brown (27), Brown (57), Kendrick, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (1): Moon

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1574**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Walker (74) and White

Noes (0)

Absent (2): Peters and Sommer

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2221**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (1): Peters

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2233**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Walker (74) and White

Noes (0)

Absent (2): Peters and Sommer

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 1799**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Beck, Brown (57), Dohrman, Frederick, Houx, Mosley, Remole, Runions and Walsh

Noes (0)

Absent (4): Bahr, Hansen, May and Pogue

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 2438**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Beck, Brown (57), Dohrman, Frederick, Houx, Mosley, Remole, Runions and Walsh

Noes (0)

Absent (4): Bahr, Hansen, May and Pogue

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1944**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Corlew, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Phillips, Pike, Remole, Stevens (46), Toalson Reisch, Walsh and Washington

Noes (0)

Absent (2): Beard and Carpenter

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 2339**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Beck, Brattin, Conway (10), Dohrman, Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (3): Davis, Gray and Kelley (127)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1517**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Washington

Noes (0)

Absent (3): Kelly (141), Razer and Trent

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1573**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1893**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2043**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2243**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2318**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2330**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2347**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Kelly (141) and Razer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1273**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1485**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Corlew, Engler, Mathews, Runions, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Evans and Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1499**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1714**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1837**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (3): Arthur, Carpenter and Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2105**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2127**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Runions and Unsicker

Absent (1): Roeber

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2200**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (1): Roeber

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1257**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1264**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1364**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1368**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1369**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1461**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1614**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1633**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1635**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1828**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Absent (5): Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Eggleston, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Fitzwater and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2179**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (1): Lavender

Absent (6): Bondon, Brown (94), Butler, Curtis, Fitzwater and Rone

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Agriculture Policy has been authorized to introduce upon report a House Committee Bill relating to Agriculture.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Agriculture Policy has been authorized to introduce upon report a House Committee Bill relating to Agriculture Education.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE APPOINTMENTS

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jeff Knight to the Standing Committee on Agriculture Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Mike Revis to the House Committee on Conservation and Natural Resources.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jeff Knight to the Standing Committee on Economic Development.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Dinkins to the Standing Committee on Financial Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Mike Revis to the House Committee on Government Efficiency.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Peggy McGaugh to the Standing Committee on Local Government.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Chris Dinkins to the Standing Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

February 27, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Kevin Austin from the Standing Committee on Elections and appoint Representative Peggy McGaugh.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 27, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Bruce Franks from the House Committee on Workforce Development and appoint Representative Mike Revis.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

WITHDRAWAL OF HOUSE BILLS

February 27, 2018

Adam Crumbliss
Chief Clerk of the Missouri House of Representatives
201 W. Capitol Avenue
Jefferson City, MO 65101

Mr. Crumbliss,

After careful review and consideration of **House Bill No. 2253**, I respectfully ask that it be withdrawn.

Thank you for your time and consideration.

Kindest regards,

/s/ Mike Stephens
State Representative
District 128

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 28, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, February 28, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Office of Administration budget presentation regarding supplemental, re-appropriations, maintenance and repair and capital improvements. Testimony from the Missouri Board of Pharmacy and Missouri Charter School Commission. Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET

Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2396

Executive session will be held: HB 1311, HB 1722

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HJR 87

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2198

Executive session may be held on any matter referred to the committee.

CANCELLED

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1599, HB 1909, HB 2313

Executive session will be held: HB 1423

Executive session may be held on any matter referred to the committee.

ETHICS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Pursuant to the authority under Article III, Section 18 of the Missouri Constitution,
House Resolution 74, Rule 5E and 610.021(3), RSMo, portions of this meeting may be closed.

FISCAL REVIEW

Thursday, March 1, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1626, HB 2384, HCB 15

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1474, HB 1811, HB 2348, HB 2360

Executive session will be held: HB 1520

Executive session may be held on any matter referred to the committee.

Removed HB 2408.

AMENDED

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1st Quarter Meeting.

Presentation of 2018 Annual Report.

LOCAL GOVERNMENT

Wednesday, February 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2383, HB 2356, HB 2352, HB 1431

Executive session will be held: HB 1929, HB 2030, HB 2186

Executive session may be held on any matter referred to the committee.

House Bill 2329 removed from calendar. Executive session may be held first.

AMENDED

RULES - ADMINISTRATIVE OVERSIGHT

Wednesday, February 28, 2018, 9:30 AM, House Hearing Room 7.

Executive session will be held: HCS HB 1973, HCS HB 2041

Executive session may be held on any matter referred to the committee.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1266, HCS HB 1289, HB 1296, HB 1397, HCS HB 1667, HB 1795, HCS HB 1870, HB 1906, HCS HB 2031, HB 2039, HCS HB 2171, HCS HB 2249, HCS HBs 2337 & 2272

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 2324

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: HCR 62, HB 1697, HB 1698

Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their annual report prior to the public testimony on the above-mentioned bills.

AMENDED

SUBCOMMITTEE ON TAX CREDIT REVIEW

Wednesday, February 28, 2018, 1:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Discussion on tax credit review. Corrected to change time to 1:00 PM.

CORRECTED

TRANSPORTATION

Wednesday, February 28, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1692, HB 2268, HB 2307, HB 2180, HCB 13

Executive session will be held: HB 2274, HB 2153, HB 2080, HB 2368, HB 1444, HR 4839, HB 2287

Executive session may be held on any matter referred to the committee.

This will be a work session on HCB 13. Removed HB 2432.

AMENDED

UTILITIES

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1595, HB 1878, HB 2289

Executive session will be held: HB 1999, HB 2265

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HB 1742

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-SECOND DAY, WEDNESDAY, FEBRUARY 28, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 96 and HCR 97

HOUSE BILLS FOR SECOND READING

HB 2570 through HB 2609

HOUSE BILLS FOR PERFECTION

HCS HB 2104 - Frederick

HB 1797 - Fitzwater

HCS HB 1907 - Spencer

HCS HB 1525 - Pfautsch

HB 1250 - Plocher

HCS HB 1358 - Davis

HCS HB 2116 - Ross

HCS HB 1457 - Lauer

HCS HB 1623 - Fitzwater

HB 2102 - Rhoads

HB 1646 - Eggleston

HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman
HCS HB 1456 - Lauer
HB 1600 - Higdon
HB 2110 - Rone
HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE RESOLUTIONS

HR 4907 - Shumake
HR 5565 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-SECOND DAY, WEDNESDAY, FEBRUARY 28, 2018

The House met pursuant to adjournment.

Representative Kelly (141) in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 035

Alferman	Anders	Basye	Bernskoetter	Black
Bondon	Brattin	Brown 27	Cookson	Cross
Curtman	DeGroot	Dinkins	Fraker	Grier
Hannegan	Houghton	Hurst	Justus	Korman
Love	Matthiesen	McGaugh	Morris 140	Morse 151
Phillips	Pogue	Rehder	Reisch	Remole
Revis	Shull 16	Taylor	Walsh	White

NOES: 000

PRESENT: 058

Anderson	Austin	Bahr	Baringer	Barnes 28
Beard	Berry	Brown 57	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Davis	Dogan
Dohrman	Eggleston	Evans	Fitzwater	Gray
Haahr	Haefner	Helms	Higdon	Houx
Johnson	Kelly 141	Knight	Kolkmeyer	Lant
Lynch	Marshall	Mathews	Meredith 71	Messenger
Miller	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pietzman	Pike	Razer
Ross	Ruth	Shaul 113	Shumake	Smith 163
Sommer	Swan	Unsicker	Vescovo	Walker 3
Walker 74	Wessels	Wiemann		

ABSENT WITH LEAVE: 069

Adams	Andrews	Arthur	Bangert	Barnes 60
Beck	Brown 94	Burnett	Burns	Butler
Carpenter	Chipman	Curtis	Ellebracht	Ellington
Engler	Fitzpatrick	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Hansen
Harris	Henderson	Hill	Kelley 127	Kendrick
Kidd	Lauer	Lavender	Lichtenegger	May
McCann Beatty	McCreery	McDaniel	McGee	Merideth 80
Muntzel	Neely	Peters	Pfautsch	Pierson Jr
Plocher	Quade	Redmon	Reiboldt	Rhoads

Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Schroer	Smith 85	Spencer
Stacy	Stephens 128	Stevens 46	Tate	Trent
Washington	Wilson	Wood	Mr. Speaker	

VACANCIES: 001

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

God is not far from each one of us: for in Him we live, and move, and have our being. (Acts 17:27-28)

O God, we bow before You reverently and humbly as we begin the work of another day. You are with us every moment of every day. Help us, we pray to You, to be aware of Your presence as we strive to lead our people in right and good paths.

We thank You for brave words and courageous deeds which have made our State great. In this moment we pray for those who are working and serving to keep our State great in this day - our leaders in the House and Senate, the men and women in the Armed Forces, those who labor for peace and freedom.

Give truth to our minds, love to our hearts, courage to our spirits, and strength to our hands that we may make patriotism shine with loyalty, love, and life.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the thirty-first day was approved as printed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzwater	Fraker	Francis	Franks Jr
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McGaugh	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Rhoads	Roberts	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer

Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Ellington

PRESENT: 000

ABSENT WITH LEAVE: 015

Bondon	Brown 94	Carpenter	Curtis	Ellebracht
Fitzpatrick	Franklin	Frederick	Green	Gregory
May	McDaniel	Peters	Roden	Rowland 29

VACANCIES: 001

Speaker Richardson assumed the Chair.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 98, introduced by Representative Kidd, relating to Shingles Awareness and Prevention Month in Missouri.

HCR 99, introduced by Representative Miller, relating to the Missouri Wind Energy Task Force.

HCR 100, introduced by Representative Beck, relating to national banking policies.

HCR 101, introduced by Representative Walsh, relating to the School Violence Task Force.

HCR 102, introduced by Representative Rehder, relating to a ballot measure regarding legislation passed in 2017.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 96, introduced by Representative Reiboldt, relating to a motor fuel tax, with a delayed effective date.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2610, introduced by Representative Lavender, relating to the extreme risk protection order act, with penalty provisions.

HB 2611, introduced by Representative Smith (163), relating to inspections by the department of mental health.

HB 2612, introduced by Representative Davis, relating to accessibility of insurance carrier provider directories.

HB 2613, introduced by Representative Helms, relating to tax credits for contributions to certain benevolent organizations.

HB 2614, introduced by Representative Bangert, relating to instruction in cursive writing.

HB 2615, introduced by Representative Bangert, relating to firearms in motor vehicles.

HB 2616, introduced by Representative Rhoads, relating to video service providers.

HB 2617, introduced by Representative Trent, relating to broadband communications services provided by rural electric cooperatives.

HB 2618, introduced by Representative DeGroot, relating to the regulation of utilities.

HB 2619, introduced by Representative Brattin, relating to school employee retirement systems.

HB 2620, introduced by Representative Curtman, relating to the department of taxation and revenue.

HB 2621, introduced by Representative Curtman, relating to the state agency efficiency fund.

HB 2622, introduced by Representative Evans, relating to prescriptions for controlled substances, with penalty provisions.

HB 2623, introduced by Representative Brattin, relating to federal holidays, with penalty provisions.

HB 2624, introduced by Representative Roden, relating to unpaid leave for firefighters.

HB 2625, introduced by Representative Rowland (155), relating to educational services for neglected or delinquent children.

HB 2626, introduced by Representative Burnett, relating to higher education tuition.

HB 2627, introduced by Representative Burnett, relating to a child's right to counsel.

HB 2628, introduced by Representative Cookson, relating to the governor.

HB 2629, introduced by Representative Cookson, relating to security measures for public schools.

HB 2630, introduced by Representative Cookson, relating to state aid for schools, with a contingent effective date.

HB 2631, introduced by Representative Dinkins, relating to the use of a hand-held wireless communications device while in a school zone, with penalty provisions.

HB 2632, introduced by Representative Dinkins, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2633, introduced by Representative Dinkins, relating to school employee retirement, with an emergency clause.

HB 2634, introduced by Representative Berry, relating to wind energy.

HB 2635, introduced by Representative Reiboldt, relating to the silica claims priorities act.

HB 2636, introduced by Representative Reiboldt, relating to criminal proceedings involving persons with mental illnesses.

HB 2637, introduced by Representative Houghton, relating to captive cervids.

HB 2638, introduced by Representative Smith (163), relating to taxable income of corporations.

HB 2639, introduced by Representative Green, relating to assistance for minority business enterprises.

HB 2640, introduced by Representative Smith (163), relating to sexual offenders, with penalty provisions.

HB 2641, introduced by Representative Hurst, relating to taxation, with a delayed effective date.

HB 2642, introduced by Representative Basye, relating to termination of lease agreements involving land used for agricultural purposes.

HB 2643, introduced by Representative Miller, relating to lead testing in certain elementary school buildings.

HB 2644, introduced by Representative Rowland (29), relating to sheltered workshops, with an emergency clause.

HB 2645, introduced by Representative Trent, relating to valuation of bids for state contracts.

HB 2646, introduced by Representative Davis, relating to training for school protection officers.

HB 2647, introduced by Representative Quade, relating to sexual assault policies of institutions of higher education.

HB 2648, introduced by Representative Cookson, relating to driver's licenses and nondriver's identification.

HB 2649, introduced by Representative Rowland (155), relating to tuition at public higher education institutions.

HB 2650, introduced by Representative McCreery, relating to fees in connection with sewer lines.

HB 2651, introduced by Representative Roden, relating to law enforcement tactical zones, with penalty provisions.

HB 2652, introduced by Representative Stacy, relating to condominium property.

HB 2653, introduced by Representative Pietzman, relating to electronic monitoring of certain sexual offenders while relocating.

HB 2654, introduced by Representative Bangert, relating to a tax credit for providing child care.

HB 2655, introduced by Representative Wilson, relating to county commissions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 96, relating to Move Over or Slow Down Awareness Month.

HCR 97, relating to the St. Louis region.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2570, relating to civil forfeitures.

HB 2571, relating to the first-time business owner savings account act.

HB 2572, relating to the Missouri Juneteenth heritage and jazz festival and memorial.

HB 2573, relating to pesticides.

HB 2574, relating to boards of adjustment.

HB 2575, relating to the office of broadband advocate.

HB 2576, relating to corporate income taxation.

HB 2577, relating to transient guest taxes.

HB 2578, relating to property tax relief for senior citizens.

HB 2579, relating to landlord tenant actions.

HB 2580, relating to certificate of need requirements.

HB 2581, relating to bail bond agents, with a penalty provision.

HB 2582, relating to campaign finance.

HB 2583, relating to mandatory driver's education and training, with a contingent effective date.

HB 2584, relating to expungement of records relating to the offense of unlawful use of a weapon.

HB 2585, relating to certain department of revenue registration requirements.

HB 2586, relating to workers' compensation premiums.

HB 2587, relating to driver's license issuance.

HB 2588, relating to campaign finance, with penalty provisions.

HB 2589, relating to exercising constitutional rights in public.

HB 2590, relating to notaries public, with penalty provisions and a delayed effective date.

HB 2591, relating to child custody arrangements.

HB 2592, relating to consent for a minor to obtain an abortion.

HB 2593, relating to safety belts.

HB 2594, relating to concession agreements.

HB 2595, relating to labor organizations.

HB 2596, relating to development of electric vehicle charging stations.

HB 2597, relating to nursing assistant training programs.

HB 2598, relating to emergency services.

HB 2599, relating to unfunded policy changes.

HB 2600, relating to a miles per gallon based vehicle registration fee.

HB 2601, relating to state funding for rest areas.

HB 2602, relating to driver's license fees.

HB 2603, relating to state lottery winners.

HB 2604, relating to bail bond agents.

HB 2605, relating to the removal from the sex offender registry.

HB 2606, relating to unlawful discriminatory practices.

HB 2607, relating to meat.

HB 2608, relating to the sexual offender registry.

HB 2609, relating to the supervision of certain persons.

THIRD READING OF HOUSE BILLS

HCS HB 1873, relating to poaching, was taken up by Representative Taylor.

On motion of Representative Taylor, **HCS HB 1873** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Davis	Dinkins	Dogan	Dohrman
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houx	Justus	Kelley 127
Kendrick	Knight	Kolkmeier	Lant	Lauer

Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 019

Bahr	Brown 57	Curtman	Eggleston	Houghton
Hurst	Johnson	Kelly 141	Kidd	Korman
Marshall	Moon	Neely	Pietzman	Pogue
Rehder	Ross	Spencer	Tate	

PRESENT: 000

ABSENT WITH LEAVE: 013

Black	Brown 94	Curtis	DeGroot	Ellebracht
Green	Haefner	McDaniel	Peters	Rone
Rowland 29	Smith 85	Washington		

VACANCIES: 001

Speaker Richardson declared the bill passed.

HB 1428, relating to vacancies in county elected offices, was taken up by Representative Muntzel.

On motion of Representative Muntzel, **HB 1428** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 127	Kelly 141	Kendrick

Kidd	Knight	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Moon Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Curtis	Ellebracht	Ellington	Green
Haefner	McDaniel	Neely	Peters	Rowland 29
Smith 85				

VACANCIES: 001

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 2104, relating to the authority to engage in certain investigative practices, was taken up by Representative Frederick.

On motion of Representative Frederick, the title of **HCS HB 2104** was agreed to.

Representative Frederick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2104, Page 6, Section 542.405, Line 83, by deleting the word "**obtain**" and inserting in lieu thereof the word "**procure**"; and

Further amend said bill, Page 10, Section 542.418, Line 6, by deleting the word "**obtained**" and inserting in lieu thereof the word "**procured**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Frederick, **House Amendment No. 1** was adopted.

Representative Brattin offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2104, Page 1, Section A, Line 4, by inserting the following after all of said line:

"1.500. 1. This section shall be known and may be cited as the "Fourth Amendment Rights Protection Act".

2. As used in this section, the following terms mean:

(1) "Electronic data", information related to an electronic communication or the use of an electronic communication service including, but not limited to, the contents, sender, recipients, or format of an electronic communication; the precise or proximate location of the sender or recipients of an electronic communication at any time during the communication; the time or date the communication was created, sent, or received; and the identity of an individual or device involved in the communication including, but not limited to, an internet protocol address. The term "electronic data" shall not include subscriber information;

(2) "Metadata", information generally not visible when an electronic document is printed describing the history, tracking, or management of an electronic document, including information about data in the electronic document that describes how, when, and by whom the data were collected, created, accessed, or modified and how the data are formed. The term "metadata" shall not include a spreadsheet formula, a database field, an externally or internally linked file, or a reference to an external file or hyperlink.

3. This state and its agencies, political subdivisions, special districts, or employees shall not assist, participate with, or provide material support or resources to a federal agency to enable it to collect or facilitate in the collection or use of a person's electronic data or metadata unless one or more of the following circumstances apply:

(1) The person has given informed consent;

(2) The action is pursuant to a warrant that is based upon probable cause and particularly describes the person, place, or thing to be searched or seized; or

(3) The action is in accordance with a legally recognized exception to the warrant requirement.

4. The attorney general shall enforce the provisions of this section in accordance with the Constitution of the United States and the Constitution of Missouri."; and

Further amend said bill, Page 10, Section 542.420, Line 7, by inserting the following after all of said line:

"Section B. Because immediate action is necessary to protect the privacy of the citizens of this state, section 1.500 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 1.500 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 2** was adopted.

On motion of Representative Frederick, **HCS HB 2104, as amended**, was adopted.

On motion of Representative Frederick, **HCS HB 2104, as amended**, was ordered perfected and printed.

HB 1797, relating to the nuclear power plant security guard act, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HB 1797** was agreed to.

Representative Korman offered **House Amendment No. 1.***House Amendment No. 1*

AMEND House Bill No. 1797, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

- (1) "Commission", the public service commission;
- (2) "Department", the department of natural resources;
- (3) "Electric utility", any electrical corporation as defined by section 386.020;
- (4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; ~~and~~

~~[(5)]~~ (6) "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel**, methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

- (1) No less than two percent for calendar years 2011 through 2013;
- (2) No less than five percent for calendar years 2014 through 2017;
- (3) No less than ten percent for calendar years 2018 through 2020; and
- (4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate

increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

393.1130. 1. This section shall be known and may be cited as "The Nuclear Energy Standard".

2. As used in this section, the following terms shall mean:

(1) "Commission", the public service commission;

(2) "Small modular nuclear reactor", a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) "Utility", any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility's total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility."; and

Further amend said bill, Page 3, Section 578.534, Line 34, by inserting immediately after all of said section and line the following:

"620.3080. 1. As used in this section, the following terms shall mean:

(1) "Job creation, worker training, and infrastructure development programs", the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

On motion of Representative Fitzwater, **HB 1797** was ordered perfected and printed.

HCS HB 1907, relating to working animals, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS HB 1907** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1907, Page 1, Section 262.760, Lines 2-5, by deleting all of said lines and inserting in lieu thereof the following:

"regulation prohibiting the use of a working animal unless such use poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each political subdivision may adopt reasonable rules and regulations governing such animals so long as such rules and regulations are not intended to ban the use of such working animals for entertainment, transportation, or educational exhibits.

2. No political subdivision shall impose any order, ordinance, policy, or regulation prohibiting working animals on public streets unless such street, or time of day for a particular street, poses a reasonable threat to public health, safety, or welfare, or to the health and welfare of the working animal, but each political subdivision may adopt orders, ordinances, policies, and regulations that further the public health, safety, and welfare.

3. The provisions of subsection 2 of this section shall not apply to:

- (1) Mounted peace officers;
- (2) Parades and public celebrations;
- (3) Horses or ponies measuring less than forty inches as measured from the last hairs of the mane, which are at the withers.

4. For the purposes of this section, "working animal" shall mean the use of any animal"; and

Further amend said bill, page and section, Lines 6-7, by deleting the words "**business, commerce, or service, including but not limited to, animals in entertainment**" and inserting in lieu thereof the words "**entertainment, transportation, or educational exhibits**"; and

Further amend said bill and page, Section B, Lines 1-6, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Spencer, **House Amendment No. 1** was adopted.

On motion of Representative Spencer, **HCS HB 1907, as amended**, was adopted.

On motion of Representative Spencer, **HCS HB 1907, as amended**, was ordered perfected and printed.

HCS HB 1525, relating to unclaimed property, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HCS HB 1525** was agreed to.

On motion of Representative Pfautsch, **HCS HB 1525** was adopted.

On motion of Representative Pfautsch, **HCS HB 1525** was ordered perfected and printed.

HB 1250, relating to fiduciary access to digital assets, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HB 1250**, relating to trust and estates, was agreed to.

Representative Cornejo offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1250, Page 1, Section A, Line 4, by inserting immediately after all of said section and line the following:

"456.006. 1. Where a trust or custodial account constitutes a health savings account, as defined in the Internal Revenue Code of 1986, as amended, a trust may be created by any of the following:

- (1) A transfer of moneys to the trustee or custodian holding such trust or custodial account;**
- (2) The documentation of the creation of such trust or custodial account in the records of the trustee or custodian holding such trust or custodial account; or**

(3) The execution of a trust or custodial agreement with respect to such trust or custodial account.

2. In any case, a trust or custodial account shall be deemed to have been established on the first day on which the individual who is the beneficiary of such trust or custodial account is an eligible individual, as defined in the Internal Revenue Code of 1986, as amended, in that calendar year in which such trust or custodial account is created in accordance with this section.

456.4-414. 1. After notice to the qualified beneficiaries, the trustee of a trust consisting of trust property having a total value less than [~~one hundred thousand~~] **two hundred fifty thousand** dollars may terminate the trust if the trustee concludes that the value of the trust property is insufficient to justify the cost of administration.

2. The court may modify or terminate a trust or remove the trustee and appoint a different trustee if it determines that the value of the trust property is insufficient to justify the cost of administration.

3. Upon termination of a trust under this section, the trustee shall distribute the trust property in a manner consistent with the purposes of the trust.

4. This section does not apply to an easement for conservation or preservation.

456.4-420. 1. If a trust instrument containing a no-contest clause is or has become irrevocable, an interested person may file a petition to the court for an interlocutory determination whether a particular motion, petition, or other claim for relief by the interested person would trigger application of the no-contest clause or would otherwise trigger a forfeiture that is enforceable under applicable law and public policy.

2. The petition described in subsection 1 of this section shall be verified under oath. The petition may be filed by an interested person either as a separate judicial proceeding, or brought with other claims for relief in a single judicial proceeding, all in the manner prescribed generally for such proceedings under this chapter. If a petition is joined with other claims for relief, the court shall enter its order or judgment on the petition before proceeding any further with any other claim for relief joined therein. In ruling on such a petition, the court shall consider the text of the clause, the context to the terms of the trust instrument as a whole, and in the context of the verified factual allegations in the petition. No evidence beyond the pleadings and the trust instrument shall be taken except as required to resolve an ambiguity in the no-contest clause.

3. An order or judgment determining a petition described in subsection 1 of this section shall have the effect set forth in subsections 4 and 5 of this section, and shall be subject to appeal as with other final judgments. If the order disposes of fewer than all claims for relief in a judicial proceeding, that order is subject to interlocutory appeal in accordance with the applicable rules for taking such an appeal. If an interlocutory appeal is taken, the court may stay the pending judicial proceeding until final disposition of said appeal on such terms and conditions as the court deems reasonable and proper under the circumstances. A final ruling on the applicability of a no-contest clause shall not preclude any later filing and adjudication of other claims related to the trust.

4. An order or judgment, in whole or in part, on a petition described in subsection 1 of this section shall result in the no-contest clause being enforceable to the extent of the court's ruling, and shall govern application of the no-contest clause to the extent that the interested person then proceeds forward with the claims described therein. In the event such an interlocutory order or judgment is vacated, reversed, or otherwise modified on appeal, no interested person shall be prejudiced by any reliance, through action, inaction, or otherwise, on the order or judgment prior to final disposition of the appeal.

5. An order or judgment shall have effect only as to the specific trust terms and factual basis recited in the petition. If claims are later filed that are materially different than those upon which the order or judgment is based, then to the extent such new claims are raised, the party in whose favor the order or judgment was entered shall have no protection from enforcement of the no-contest clause otherwise afforded by the order and judgment entered under this section.

6. For purposes of this section, a "no-contest clause" shall mean a provision in a trust instrument purporting to rescind a donative transfer to, or a fiduciary appointment of, any person, or that otherwise effects a forfeiture of some or all of an interested person's beneficial interest in a trust estate as a result of some action taken by the beneficiary. This definition shall not be construed in any way as determining whether a no-contest clause is enforceable under applicable law and public policy in a particular factual situation. As used in this section, the term "no-contest clause" shall also mean an "in terrorem clause".

7. A no-contest clause is not enforceable against an interested person in, but not limited to, the following circumstances:

(1) Filing a motion, petition, or other claim for relief objecting to the jurisdiction or venue of the court over a proceeding concerning a trust, or over any person joined, or attempted to be joined, in such a proceeding;

(2) Filing a motion, petition, or other claim for relief concerning an accounting, report, or notice that has or should have been made by a trustee, provided the interested person otherwise has standing to do so under applicable law, including, but not limited to, section 456.6-603;

(3) Filing a motion, petition, or other claim for relief under chapter 475 concerning the appointment of a guardian or conservator for the settlor;

(4) Filing a motion, petition, or other claim for relief under chapter 404 concerning the settlor;

(5) Disclosure to any person of information concerning a trust instrument or that is relevant to a proceeding before the court concerning the trust instrument or property of the trust estate, unless such disclosure is otherwise prohibited by law;

(6) Filing a motion, pleading, or other claim for relief seeking approval of a nonjudicial settlement agreement concerning a trust instrument, as set forth in section 456.1-111;

(7) **Filing a motion, pleading, or other claim for relief concerning a breach of trust by a trustee including, but not limited to, a claim under section 456.10-1001. For purposes of this subdivision, "breach of trust" means a trustee's violation of the terms of a trust instrument, a violation of the trustee's general fiduciary obligations, or a trustee's violation of a duty that equity imposes on a trustee;**

(8) **Filing a motion, pleading, or other claim for relief concerning removal of a trustee including, but not limited to, a claim for removal under section 456.7-706; and**

(9) To the extent a petition under subsection 1 of this section is limited to the procedure and purpose described therein.

8. In any proceeding brought under this section, the court may award costs, expenses, and attorneys' fees to any party, as provided in section 456.10-1004."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

On motion of Representative Plocher, **HB 1250, as amended**, was ordered perfected and printed.

HCS HB 1358, relating to password protection, was taken up by Representative Davis.

On motion of Representative Davis, the title of **HCS HB 1358** was agreed to.

Representative Davis offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1358, Page 1, Section 407.1700, Line 1, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 17, by inserting after the phrase "**by a**" the phrase "**password, pin number, or other**"; and

Further amend said bill, page and section, Page 2, Line 21, by deleting the phrase "**employer; or**" and inserting in lieu thereof the phrase "**employer**"; and

Further amend said bill, page and section, Line 24, by deleting the word "**institution**;" the following:

"institution; or

(c) Accessed at an educational institution using the educational institution's resources;"; and

Further amend said bill and page, Section 407.1710, Line 2, by deleting the phrase "**, request,**"; and

Further amend said bill, page and section, Line 11, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, Page 3, Section 407.1720, Line 2, by deleting the phrase "**, request,**"; and

Further amend said bill, page and section, Line 13, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, Page 4, Section 407.1730, Line 11, by inserting after the phrase "**observe the**" the word "**nonpublic**"; and

Further amend said bill, page and section, Line 26, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and page, Section 407.1740, Line 1, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and section, Page 5, Line 7, by deleting the phrase "**requesting or**"; and

Further amend said bill, page and section, Line 11, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 18, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 24, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 31, by deleting the phrase "**requesting or**"; and

Further amend said bill, page and section, Line 35, by inserting after the word "**obligations**" the phrase "**or adopted policies or procedures**"; and

Further amend said bill, page and section, Line 42, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, Page 6, Section 407.1750, Lines 8-11, by deleting all of said lines and inserting in lieu thereof the following:

- "(1) **Is not liable for obtaining, possessing, or otherwise having the information;**
- (2) **Shall not use the information to access the personal online account of the employee, applicant, student, prospective student, tenant, or prospective tenant without the individual's express written consent;**
- (3) **Shall not share the information with any other person or entity, unless such disclosure is required by law; and**"; and

Further amend said bill and page, Section 407.1760, Line 2, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 4, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 6, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and section, Page 7, Line 10, by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill, page and section, Line 12 by deleting the number "**407.1770**" and inserting in lieu thereof the number "**407.1760**"; and

Further amend said bill and page, Section 407.1770, Lines 1-4, by deleting all of said lines and removing said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Davis, **House Amendment No. 1** was adopted.

On motion of Representative Davis, **HCS HB 1358, as amended**, was adopted.

On motion of Representative Davis, **HCS HB 1358, as amended**, was ordered perfected and printed.

HCS HB 2116, relating to boat passengers, was taken up by Representative Ross.

On motion of Representative Ross, the title of **HCS HB 2116** was agreed to.

Representative Wood offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2116, Page 1, Section A, Line 2, by inserting immediately after said section and line the following:

- "306.100. 1. For the purpose of this section, vessels shall be divided into four classes as follows:
- (1) Class A, less than sixteen feet in length;
 - (2) Class 1, at least sixteen and less than twenty-six feet in length;
 - (3) Class 2, at least twenty-six and less than forty feet in length;
 - (4) Class 3, forty feet and over.
2. All vessels shall display from sunset to sunrise the following lights when under way, and during such time no other lights, continuous spotlights or docking lights, or other nonprescribed lights shall be exhibited:
- (1) Vessels of classes A and 1:
 - (a) A bright white light aft to show all around the horizon;
 - (b) A combined light in the forepart of the vessel and lower than the white light aft, showing green to starboard and red to port, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on their respective sides;
 - (2) Vessels of classes 2 and 3:
 - (a) A bright white light in the forepart of the vessel as near the stem as practicable, so constructed as to show the unbroken light over an arc of the horizon of twenty points (225 degrees) of the compass, so fixed as to throw the light ten points (112 1/2 degrees) on each side of the vessel; namely, from right ahead to two points (22 1/2 degrees) abaft the beam on either side;
 - (b) A bright white light aft to show all around the horizon and higher than the white light forward;
 - (c) On the starboard side a green light so constructed as to show an unbroken light over an arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on the starboard side; on the port side a red light so constructed as to show an unbroken light over an arc of the horizon of ten points (112 1/2 degrees) of the compass, so fixed as to throw the light from right ahead to two points (22 1/2 degrees) abaft the beam on the portside. The side lights shall be fitted with inboard screens so set as to prevent these lights from being seen across the bow;
 - (3) Vessels of classes A and 1 when propelled by sail alone shall exhibit the combined light prescribed by this section and a twelve point (135 degree) white light aft. Vessels of classes 2 and 3, when so propelled, shall exhibit the colored side lights, suitably screened, prescribed by this section and a twelve point (135 degree) white light aft;
 - (4) All vessels between the hours of sunset and sunrise that are not under way, moored at permanent dockage or attached to an immovable object on shore so that they do not extend more than fifty feet from the shore shall display one three-hundred-sixty-degree white light visible three hundred sixty degrees around the horizon;
 - (5) Every white light prescribed by this section shall be of such character as to be visible at a distance of at least two miles. Every colored light prescribed by this section shall be of such character as to be visible at a distance of at least one mile. The word "visible" in this subsection, when applied to lights, shall mean visible on a dark night with clear atmosphere;
 - (6) When propelled by sail and machinery every vessel shall carry the lights required by this section for a motorboat propelled by machinery only.
3. Any watercraft not defined as a vessel shall, from sunset to sunrise, carry, ready at hand, a lantern or flashlight showing a white light which shall be exhibited in sufficient time to avert collision.
4. Any vessel may carry and exhibit the lights required by the federal regulations for preventing collisions at sea, in lieu of the lights required by subsection 2 of this section.
5. All other watercraft over sixty-five feet in length and those propelled solely by wind effect on the sail shall display lights prescribed by federal regulations.

6. Any watercraft used by a person engaged in the act of sport fishing is not required to display any lights required by this section if no other vessel is within the immediate vicinity of the first vessel, the vessel is using an electric trolling motor and the vessel is within fifty feet of the shore.

7. Every vessel, except those in class A, shall have on board at least one wearable personal flotation device of type I, II or III for each person on board and each person being towed who is not wearing one. Every such vessel shall also have on board at least one type IV throwable personal flotation device.

8. All class A motorboats and all watercraft traveling on the waters of this state shall have on board at least one type I, II, III or IV personal flotation device for each person on board and each person being towed who is not wearing one.

9. All lifesaving devices required by subsections 7 and 8 of this section shall be United States Coast Guard approved, in serviceable condition and so placed as to be readily accessible. **The operator of any watercraft in violation of this subsection or subsections 7 or 8 of this section is guilty of an infraction and shall be fined not more than twenty-five dollars.**

10. Every vessel which is carrying or using flammable or toxic fluid in any enclosure for any purpose, and which is not an entirely open vessel, shall have an efficient natural or mechanical ventilation system which must be capable of removing resulting gases prior to and during the time the vessel is occupied by any person.

11. Motorboats shall carry on board at least the following United States Coast Guard approved fire extinguishers:

(1) Every class A and every class 1 motorboat carrying or using gasoline or any other flammable or toxic fluid, one B1 type fire extinguisher;

(2) Every class 2 motorboat:

(a) Two B1 type fire extinguishers; or

(b) One B2 type fire extinguisher; or

(c) A fixed fire extinguishing system and one B1 type fire extinguisher; and

(3) Every class 3 motorboat:

(a) Three B1 type fire extinguishers; or

(b) One B2 type and one B1 type fire extinguisher; or

(c) A fixed fire extinguishing system and one B2 type fire extinguisher; or

(d) A fixed fire extinguishing system and two B1 type fire extinguishers.

12. All class 1 and 2 motorboats and vessels shall have a sounding device. All class 3 motorboats and vessels shall have at least a sounding device and one bell.

13. No person shall operate any watercraft which is not equipped as required by this section.

14. A water patrol division officer may direct the operator of any watercraft being operated without sufficient personal flotation devices, fire-fighting devices or in an overloaded or other unsafe condition or manner to take whatever immediate and reasonable steps are necessary for the safety of those aboard when, in the judgment of the officer, such operation creates a hazardous condition. The officer may direct the operator to return the watercraft to the nearest safe mooring and to remain there until the situation creating the hazardous condition is corrected.

15. A water patrol division officer may remove any unmanned or unattended watercraft from the water when, in the judgment of the officer, the watercraft creates a hazardous condition.

16. Nothing in this section shall prohibit the use of additional specialized lighting used in the act of sport fishing.

306.125. 1. Every person shall operate a motorboat, vessel or watercraft in a careful and prudent manner and at a rate of speed so as not to endanger the property of another or the life or limb of any person and shall exercise the highest degree of care.

2. No person shall operate a motorboat, vessel or watercraft at any time from a half-hour after sunset until an hour before sunrise the following day at a speed exceeding thirty miles per hour.

3. Vessels shall not be operated within one hundred feet of any dock, pier, occupied anchored boat or buoyed restricted area on any lake at a speed in excess of slow-no wake speed. **The operator of any watercraft in violation of this subsection is guilty of an infraction and shall be fined not more than twenty-five dollars; however, if the operator cannot be identified, the owner of the watercraft shall be subject to such penalty.**

4. **The department of public safety shall promulgate all necessary rules and regulations for the implementation and administration of a no wake cove for class 3 vessels in a cove with its main juncture less than 800 feet, measured from shore to shore, at the main channel. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become**

effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

5. Subsection 1 of this section shall not apply to a motorboat or other boat race authorized under section 306.130."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 1** was adopted.

On motion of Representative Ross, **HCS HB 2116, as amended**, was adopted.

On motion of Representative Ross, **HCS HB 2116, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 051

Alferman	Anders	Austin	Barnes 60	Basye
Beard	Beck	Bondon	Brown 27	Burns
Cookson	Cross	Curtman	DeGroot	Dinkins
Engler	Fraker	Francis	Franks Jr	Gannon
Gray	Green	Hannegan	Hansen	Henderson
Hurst	Justus	Kelley 127	Kelly 141	Korman
Lant	Lauer	Lichtenegger	McGaugh	Morris 140
Morse 151	Muntzel	Neely	Phillips	Pogue
Quade	Redmon	Reiboldt	Remole	Revis
Rhoads	Roeber	Rowland 29	Taylor	Walsh
White				

NOES: 001

Curtis

PRESENT: 076

Anderson	Andrews	Bahr	Baringer	Barnes 28
Berry	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Davis
Dohrman	Eggleston	Ellebracht	Evans	Fitzpatrick
Fitzwater	Gregory	Haahr	Haefner	Harris
Helms	Higdon	Hill	Houghton	Houx
Johnson	Knight	Kolkmeyer	Lavender	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery

McDaniel	Meredith 71	Messenger	Miller	Moon
Morgan	Mosley	Nichols	Pfautsch	Pietzman
Pike	Plocher	Rehder	Reisch	Roberts
Rone	Ross	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Sommer	Stacy
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 034

Adams	Arthur	Bangert	Bernskoetter	Black
Brattin	Brown 94	Butler	Cornejo	Dogan
Ellington	Franklin	Frederick	Grier	Kendrick
Kidd	Marshall	May	McGee	Merideth 80
Mitten	Newman	Peters	Pierson Jr	Razer
Roden	Rowland 155	Smith 85	Smith 163	Spencer
Stephens 128	Stevens 46	Washington	Wessels	

VACANCIES: 001

Reverend Monsignor Robert A. Kurwicki, Chaplain, offered a prayer in memory of former Representative Keith English.

God, lover of souls, You hold dear what You have made and spare all things, for they are Yours. Look gently on Your servant and by the blood of the cross forgive the sins and failings of this life.

The souls of the just are in the hand of God, and no torment shall touch them. They seemed, in the view of the foolish, to be dead; and their passing away was thought an affliction and their going forth from us, utter destruction. But they are in peace.

Lord, as we mourn the sudden death of our friend and colleague, Keith, show us the immense power of Your goodness and strengthen our belief that he has entered into Your presence.

And the House says, "Amen!"

PERFECTION OF HOUSE BILLS

HCS HB 1457, relating to computer science education, was placed on the Informal Calendar.

HCS HB 1623, relating to elementary and secondary education, was taken up by Representative Fitzwater.

On motion of Representative Fitzwater, the title of **HCS HB 1623** was agreed to.

Representative Fitzwater offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1623, Pages 1 to 2, Section 170.018, Lines 5-20, by deleting all of said lines and inserting in lieu thereof the following:

"(2) The department of elementary and secondary education shall, before July 1, 2020, develop a high school graduation policy that allows a student to fulfill one unit of academic credit with a district-approved computer science course offered in any school year after the 2019-20 school year for any math, science, or practical arts unit required for high school graduation. The policy shall require that all students have either taken all courses that require end of course exams or are on track to take all courses that require end of course exams under the Missouri School Improvement Program.

(3) A school district shall communicate to students electing to use a computer science course for a mathematics unit that some institutions of higher education may require four units of academic credit in mathematics for college admission. The parent, guardian, or legal custodian of each student who chooses to take a computer science course to fulfill a fourth unit of academic credit in mathematics shall sign and submit to the school district a document containing a statement acknowledging that taking a computer science course to fulfill a fourth unit of academic credit in mathematics may have an adverse effect on college admission decisions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

Representative Burnett raised a point of order that members were in violation of Rule 85.

The point of order was withdrawn.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 100

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Knight
Kolkmeyer	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wilson	Wood

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick

Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Nichols
Quade	Razer	Revis	Roberts	Rowland 29
Runions	Stevens 46	Unsicker	Walker 74	Washington

PRESENT: 000

ABSENT WITH LEAVE: 022

Brown 94	Butler	DeGroot	Dogan	Fraker
Franklin	Houx	Kidd	Korman	Lauer
Lichtenegger	McDaniel	Mitten	Newman	Peters
Pierson Jr	Shaul 113	Smith 85	Spencer	Wessels
Wiemann	Mr. Speaker			

VACANCIES: 001

On motion of Representative Fitzwater, **House Amendment No. 1** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Curtman
Davis	Dinkins	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Kelley 127	Kelly 141	Knight	Kolkmeier
Korman	Lant	Love	Lynch	Marshall
Mathews	Matthiesen	McGaugh	Messenger	Moon
Morris 140	Morse 151	Muntzel	Pfausch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shull 16	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Green	Kendrick	Lavender
McCann Beatty	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Quade	Razer	Revis	Roberts
Rowland 29	Runions	Stevens 46	Unsicker	Walker 74
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 029

Brown 94	Butler	Cornejo	Cross	DeGroot
Franklin	Harris	Higdon	Justus	Kidd
Lauer	Lichtenegger	May	McCreery	McDaniel
Miller	Mitten	Neely	Newman	Nichols
Peters	Pierson Jr	Reisch	Roden	Shaul 113
Smith 85	Spencer	Swan	Wessels	

VACANCIES: 001

On motion of Representative Fitzwater, **HCS HB 1623, as amended**, was adopted.

On motion of Representative Fitzwater, **HCS HB 1623, as amended**, was ordered perfected and printed.

HB 2102, relating to property classification, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HB 2102** was agreed to.

On motion of Representative Rhoads, **HB 2102** was ordered perfected and printed.

HB 1646, relating to brush control on county roads, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 1646** was agreed to.

On motion of Representative Eggleston, **HB 1646** was ordered perfected and printed.

HB 2238, relating to a social innovation grant program, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HB 2238** was agreed to.

Representative Ross assumed the Chair.

On motion of Representative Mathews, **HB 2238** was ordered perfected and printed.

HCS HB 1895, relating to death investigations, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HCS HB 1895** was agreed to.

On motion of Representative Neely, **HCS HB 1895** was adopted.

On motion of Representative Neely, **HCS HB 1895** was ordered perfected and printed.

HB 1613, relating to driver's licenses, was taken up by Representative Kelley (127).

On motion of Representative Kelley (127), the title of **HB 1613** was agreed to.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1613, Page 1, Section 302.205, Line 12, by inserting immediately after all of said section and line the following:

"302.355. Prior to January 1, 2019, the department of revenue's Missouri Driver Guide shall contain educational material concerning vehicular stops and subsequent searches made by law enforcement, which shall include, but not be limited to, the following information advising drivers of their personal rights if stopped by law enforcement:

- (1) You have the right to remain silent; if you wish to exercise that right, say it out loud;
- (2) You have the right to refuse to consent to a search of yourself or your car;
- (3) If you are not under arrest, you have a right to calmly leave;
- (4) You have the right to an attorney if you are arrested and should ask for one immediately;
- (5) Regardless of your immigration status, you have constitutional rights;
- (6) You have the right to remain silent and do not have to discuss your immigration status or citizenship status with law enforcement officers, immigration agents, or any other government officials. You do not have to answer questions about where you were born, whether you are a United States citizen, or how you entered the United States. Separate rules, however, apply at international borders and airports, and for individuals on certain nonimmigrant visas, including tourists and business travelers;
- (7) If you are not a United States citizen and an immigration agent requests your immigration papers, you are required to show the papers if you have them with you. If you are eighteen years of age or older, carry your immigration documents with you at all times; if you do not have immigration papers, you should state that you want to remain silent;
- (8) Police misconduct cannot be challenged on the street; do not physically resist officers or threaten to file a complaint;
- (9) Write down everything you remember, including law enforcement officer badge and patrol car numbers, the agency the officers were from, and any other pertinent details. Obtain contact information for witnesses. If you are injured, take photographs of your injuries, but seek medical attention first;
- (10) File a written complaint with the law enforcement agency's internal affairs division or civilian complaint board; in many cases, such complaint may be filed anonymously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Roberts offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1613, Page 1, Line 10, by deleting said line; and

Further amend said amendment and page, Line 11, by deleting the number "(4)" and inserting in lieu thereof the number "(5)"; and

Further amend said amendment and page, Line 12, by deleting the number "(5)" and inserting in lieu thereof the number "(6)"; and

Further amend said amendment and page, Line 13, by deleting the number "(6)" and inserting in lieu thereof the number "(7)"; and

Further amend said amendment and page, Line 19, by deleting the number "(7)" and inserting in lieu thereof the number "(8)"; and

Further amend said amendment and page, Lines 23-29, by deleting said lines and inserting in lieu thereof the following:

"(9) If you feel that your rights have been violated, you have the right to file a complaint with the law enforcement agency's internal affairs division or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 1 to House Amendment No. 1** was adopted.

Representative Ellington moved that **House Amendment No. 1, as amended**, be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Lauer:

AYES: 050

Adams	Anders	Arthur	Bangert	Barnes 28
Beck	Black	Brattin	Brown 27	Burnett
Burns	Conway 10	Cross	Curtis	Dogan
Ellebracht	Ellington	Franks Jr	Gray	Harris
Helms	Kelley 127	Kendrick	Korman	Lavender
Love	Matthiesen	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Nichols	Pierson Jr	Quade	Razer	Revis
Roberts	Ross	Rowland 29	Runions	Shull 16
Stevens 46	Taylor	Unsicker	Washington	White

NOES: 089

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Bondon
Brown 57	Chipman	Christofanelli	Conway 104	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dohrman
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Henderson
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Knight	Kolkmeier	Lant
Lauer	Lichtenegger	Lynch	Marshall	Mathews
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Roden	Roeber
Rone	Rowland 155	Ruth	Schroer	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 023

Baringer	Barnes 60	Brown 94	Butler	Carpenter
Cookson	Corlew	Franklin	Gannon	Green
Higdon	Kidd	McDaniel	Mitten	Newman
Peters	Plocher	Rhoads	Shaul 113	Smith 85
Walker 74	Wessels	Wood		

VACANCIES: 001

On motion of Representative Kelley (127), **HB 1613** was ordered perfected and printed.

HCS HB 1947, relating to the sale of utilities in fourth class cities, was placed on the Informal Calendar.

HCS HB 1456, relating to emergency communication services, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HCS HB 1456** was agreed to.

Representative Lauer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1456, Page 2, Section 70.210, Lines 4-5, by deleting the words "**governmental entities**,"; and

Further amend said bill, Pages 2-4, Section 70.220, Lines 1-45, by deleting all of said section and lines from the bill; and

Further amend said bill, Page 7, Section 190.327, Line 39, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, page and section, Lines 53, 58, 60, 62, and 65, by deleting all instances of the word "**who**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 9, Section 190.334, Line 4, by inserting immediately after the number "**190.470**" a comma ","; and

Further amend said bill, Page 14, Section 190.420, Line 17, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Pages 15 and 16, Section 190.455, Lines 12, 16, 26, 27, and 48, by inserting immediately after each instance of the word "**provider**" the words "**or communications service provider**"; and

Further amend said bill and section, Page 16, Line 49, by inserting immediately after the word "**collection**" a comma ","; and

Further amend said bill, page and section, Line 69, by deleting the word "**persons**," and inserting in lieu thereof the word "**persons**"; and

Further amend said bill, page and section, Line 73, by deleting the word "**that**" and inserting in lieu thereof the word "**who**"; and

Further amend said bill and section, Page 18, Line 123, by inserting immediately after the number "190.335" the words "**and 190.339**"; and

Further amend said bill, page and section, Lines 131 and 134, by deleting the words "**as defined in section 190.300**" and inserting in lieu thereof the words "**, as defined in section 190.300,**"; and

Further amend said bill and section, Page 19, Lines 168-169, by deleting the words "**as defined in section 190.300**" and inserting in lieu thereof the words "**, as defined in section 190.300,**"; and

Further amend said bill, page, and section, Line 177, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 20, Section 190.460, Line 9, by deleting the words "**which service**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill, Page 27, Section 650.330, Line 63, by deleting the word "and" and inserting in lieu thereof the word "**[and]**"; and

Further amend said bill and section, Pages 27-28, Lines 67-101, by deleting all of said lines and inserting in lieu thereof the following:

"messages containing text, images, video, or data;

(16) Administer and authorize grants and loans under section 650.335 to those counties and any home rule city with more than fifteen thousand but fewer than seventeen thousand inhabitants and partially located in any county of the third classification without a township form of government and with more than thirty-seven thousand but fewer than forty-one thousand inhabitants that can demonstrate a financial commitment to improving 911 services by providing at least a fifty percent match and demonstrate the ability to operate and maintain ongoing 911 services. The purpose of grants and loans from the 911 service trust fund shall include:

(a) Implementation of 911 services in counties of the state where services do not exist or to improve existing 911 systems;

(b) Promotion of consolidation where appropriate;

(c) Mapping and addressing all county locations;

(d) Ensuring primary access and texting abilities to 911 services for disabled residents; and

(e) Implementation of initial emergency medical dispatch services, including prearrival medical instructions in counties where those services are not offered as of July 1, 2019;

(17) Develop an application process including reporting and accountability requirements, withholding a portion of the grant until completion of a project, and other measures to ensure funds are used in accordance with the law and purpose of the grant, and conduct audits as deemed necessary;

(18) Set the percentage rate of the prepaid wireless emergency telephone service charges to be remitted to a county or city as provided under subdivision (5) of subsection 3 of section 190.460;

(19) Approve a proposal of a county or city to impose a fee of more than one dollar under section 190.455;

(20) Retain in its records proposed county plans developed under subsection 11 of section 190.455 and notify the department of revenue that the county has filed a plan that is ready for implementation; and

(21) Notify any communications service provider, as defined in section 190.400, that has voluntarily submitted its contact information when any update is made to the centralized database established under section 190.475 as a result of a county or city establishing or modifying a tax or monthly fee no less than ninety days prior to the effective date of the establishment or modification of the tax or monthly fee."; and

Further amend said bill, Page 29, Section 650.335, Line 27, by deleting the word "**which**" and inserting in lieu thereof the word "**that**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 1** was adopted.

Representative Roden offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1456, Page 1, Section A, Line 6, by inserting immediately after said section and line the following:

"**43.225. 1. A record of the disposition in any court proceeding involving any criminal offense that resulted in a felony conviction shall be forwarded to the department of revenue within seven days by the clerk of the court in which the proceeding was held. The records shall be forwarded by the department of revenue, within fifteen days of receipt, to the Missouri state highway patrol and shall be entered by the highway patrol in the Missouri uniform law enforcement system records. Dispositions that shall be reported are guilty pleas, findings of guilt, suspended execution of sentence, conditional sentences, sentences of confinement, and any other such felony dispositions that may be required under state or federal regulations. The record forwarded by the clerk shall clearly state the name of the court, the court case number, the name and address of the person who is the subject of the proceeding, the code or number identifying the particular arrest, and any court action or requirements pertaining thereto.**

2. All records received by the Missouri state highway patrol or the department of revenue under the provisions of this section shall be entered in the Missouri uniform law enforcement system records and maintained by the Missouri state highway patrol. Records placed in the Missouri uniform law enforcement system under the provisions of this section shall be made available to any law enforcement officer in this state, any prosecuting or circuit attorney in this state, or to any judge of a municipal or state court upon request.

3. A person commits the offense of refusal to furnish records of disposition if he or she is required to furnish records to the Missouri state highway patrol or department of revenue under this section and purposely refuses to furnish such records. The offense of refusal to furnish records of disposition is a class D misdemeanor."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

On motion of Representative Lauer, **HCS HB 1456, as amended**, was adopted.

On motion of Representative Lauer, **HCS HB 1456, as amended**, was ordered perfected and printed.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

HB 2110, relating to rewards by county commissions, was taken up by Representative Rone.

On motion of Representative Rone, the title of **HB 2110** was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Rone, **HB 2110** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1947, relating to the sale of utilities in fourth class cities, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HCS HB 1947** was agreed to.

Representative Alferman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1947, Page 2, Section 88.770, Line 36, by inserting at the end of said line the following:

"In the event the board of aldermen determines the proposed sale of a water or wastewater system shall be placed before voters, a public informational meeting shall be held at least thirty days prior to any vote on the matter. The municipality in question shall notify its customers of the informational meeting via radio, television, newspaper, regular mail, electronic mail, or any combination of notification methods to most effectively notify customers at least fifteen days prior to the informational meeting."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 1** was adopted.

On motion of Representative Alferman, **HCS HB 1947, as amended**, was adopted.

On motion of Representative Alferman, **HCS HB 1947, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE REVISION BILLS

The following House Revision Bill was referred to the Committee indicated:

HRB 2 - Special Committee on Government Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1237 - Ways and Means
HB 1238 - Ways and Means
HB 1362 - Ways and Means
HB 1479 - Ways and Means
HB 1505 - Ways and Means
HB 1601 - Ways and Means
HB 1661 - Ways and Means
HB 1666 - Ways and Means
HB 1730 - Ways and Means
HB 1758 - Ways and Means

HB 1775 - Ways and Means
HB 1793 - Special Committee on Litigation Reform
HB 1824 - Ways and Means
HB 1836 - Ways and Means
HB 1855 - Ways and Means
HB 1964 - Ways and Means
HB 2162 - Ways and Means
HB 2168 - Ways and Means
HB 2169 - Ways and Means
HB 2269 - Ways and Means
HB 2314 - Ways and Means
HB 2340 - Ways and Means
HB 2350 - Judiciary
HB 2377 - Ways and Means
HB 2390 - Ways and Means
HB 2412 - Higher Education
HB 2453 - Local Government
HB 2540 - Ways and Means
HB 2562 - Judiciary
HB 2564 - Special Committee on Tourism
HB 2576 - Ways and Means

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2234**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Cookson, Franklin, Gannon, Justus, Neely, Newman, Ruth, Unsicker and Walker (74)

Noes (2): Moon and Stacy

Absent (0)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2306**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Beard, Engler, Harris, Houx, Love, Phillips, Remole, Revis and Taylor

Noes (1): Meredith (71)

Absent (1): Pierson Jr.

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1739**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Hannegan, Hill, Lauer, Newman, Phillips and Rhoads

Noes (0)

Absent (4): Barnes (60), Dogan, Franks Jr. and McDaniel

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1256**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Cross and Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1326**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (2): Evans and Mathews

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1865**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Cross, Mathews, Roeber and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Evans and Schroer

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1936**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Evans

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1937**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Anderson, Basye, Cornejo, Cross, Roeber, Schroer and Taylor

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (2): Evans and Mathews

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1486**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Curtman, Frederick, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Kidd, Quade and Revis

Absent (3): Johnson, Peters and Pogue

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1565**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Curtman, Frederick, Matthiesen, Rhoads and Sommer

Noes (4): Baringer, Kidd, Quade and Revis

Absent (3): Johnson, Peters and Pogue

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1919**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Curtman, Frederick, Kidd, Matthiesen, Quade, Revis, Rhoads and Sommer

Noes (0)

Absent (3): Johnson, Peters and Pogue

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2274**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2188**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Christofanelli, Cross, Curtman, Eggleston, Kelley (127), Schroer and Shull (16)

Noes (2): Brown (27) and Mosley

Absent (4): Ellington, Gray, Rhoads and Roden

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1973**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1973** by the following vote:

Ayes (8): Arthur, Barnes (60), Carpenter, Corlew, Evans, Mathews, Roeber and Runions

Noes (1): Unsicker

Present (1): Wiemann

Absent (4): Austin, Berry, Engler and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2041**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 2041** by the following vote:

Ayes (8): Arthur, Barnes (60), Carpenter, Corlew, Evans, Runions, Unsicker and Wiemann

Noes (1): Mathews

Absent (5): Austin, Berry, Engler, Roeber and Sommer

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1469, HB 1968, HB 2187, and HB 2196.**

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Economic Development has been authorized to introduce upon report a House Committee Bill relating to Tax Credits.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Insurance Policy has been authorized to introduce upon report a House Committee Bill relating to Insurance Proceedings.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Corrections and Public Institutions has been authorized to introduce upon report a House Committee Bill relating to Corrections.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Judiciary has been authorized to introduce upon report a House Committee Bill relating to Conservatorships.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 28, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Judiciary has been authorized to introduce upon report a House Committee Bill relating to Guardianships.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Austin, the House adjourned until 10:00 a.m., Thursday, March 1, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 2396
Executive session will be held: HB 1311, HB 1722
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, March 6, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HCB 12
Executive session may be held on any matter referred to the committee.
The committee will have a working session on HCB 12.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 2198
Executive session may be held on any matter referred to the committee.
CANCELLED

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454
Executive session will be held: HB 2336, HB 1591
Executive session may be held on any matter referred to the committee.
Removed HB 1393 and added HB 2454.
AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 6, 2018, 8:00 AM, House Hearing Room 7.
Public hearing will be held: HCR 77, HB 2201
Executive session will be held: HB 1609, HB 2334
Executive session may be held on any matter referred to the committee.

ETHICS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
Pursuant to the authority under Article III, Section 18 of the Missouri Constitution, House Resolution 74, Rule 5E and 610.021(3), RSMo, portions of this meeting may be closed.

FISCAL REVIEW

Thursday, March 1, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

CANCELLED

GOVERNMENT EFFICIENCY

Tuesday, March 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1717, HB 2263, HB 2416

Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

1st quarter meeting.

Presentation of 2018 Annual Report.

Please note room change to House Hearing Room 1.

CORRECTED

JUDICIARY

Thursday, March 1, 2018, 12:30 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session will be held: HB 1255, HB 1491, HB 1689, HB 1987, HB 2185, HB 1509, HB 1590, HB 2101

Executive session may be held on any matter referred to the committee.

Members, please let the Chair know if you are unable to attend.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, March 5, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2089, HB 2108, HB 2434

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-THIRD DAY, THURSDAY, MARCH 1, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 98 through HCR 102

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 96

HOUSE BILLS FOR SECOND READING

HB 2610 through HB 2655

HOUSE BILLS FOR PERFECTION

HCS HB 2062 - White
HCS HB 1868 - Kelley (127)
HB 1625 - Morris (140)
HB 1442 - Alferman
HB 1679 - Chipman
HCS HBs 1729, 1621 & 1436 - Justus
HCS HB 1645 - DeGroot
HB 1892 - Wilson
HB 1953 - Neely
HCS HB 2140 - Haefner
HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeier
HCS HB 1457 - Lauer
HB 1600 - Higdon

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)
HCS HB 1928 - Ross
HB 1945 - Anderson
HCS HB 2079 - Houx
HB 1265 - Schroer

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE RESOLUTIONS

HR 4907 - Shumake
HR 5565 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTY-THIRD DAY, THURSDAY, MARCH 1, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If thou shall seek the Lord thy God, thou shalt find him, if thou seek Him with all thy heart and with all thy soul.
(Deuteronomy 4:29)

Almighty God, without whom no one can live wisely and well, clearly reveal to us Your will and show us Your way in the problems of these demanding and unsettled times. As we draw near to You in prayer, so draw near us, that in all the decisions we make we may be mindful of Your presence, eager to do Your will, and ready to walk in Your way for the good of our beloved State. Enlighten our understanding, purify our desires, strengthen every moral purpose, and make us diligent among the stressful duties of this day.

Give to us the willingness to listen to the voices of our times and with that the greater willingness to listen to You as we seek what is right and good for the people and to lead them in the ways of peace. May our lips praise You, our lives bless You, and our works glorify only You.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Danny Shelton, Lilyan Shelton, Elianna Shelton, and Zoey Shelton.

The Journal of the thirty-second day was approved as printed.

HOUSE RESOLUTIONS

Representative Bernskoetter offered House Resolution No. 5589.
Representative Curtis offered House Resolution No. 5590.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 103, introduced by Representative Marshall, relating to amending the Constitution of the United States.

HCR 104, introduced by Representative Dinkins, relating to the construction of a wall along the United States border with Mexico.

HCR 105, introduced by Representative Fitzwater, relating to the Missouri Bicentennial Commission.

HCR 106, introduced by Representative Shull (16), relating to a new conservatory building at the University of Missouri - Kansas City.

HCR 107, introduced by Representative Rowland (29), relating to the General Assembly.

HCR 108, introduced by Representative Rowland (29), relating to persons with cognitive disabilities.

HCR 109, introduced by Representative Curtis, relating to the U.S. Department of Education.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 97, introduced by Representative Reiboldt, relating to a motor fuel tax, with a delayed effective date.

HJR 98, introduced by Representative Plocher, relating to the general assembly.

HJR 99, introduced by Representative Plocher, relating to the general assembly.

HJR 100, introduced by Representative Plocher, relating to the general assembly.

HJR 101, introduced by Representative Smith (85), relating to the selection of judges.

HJR 102, introduced by Representative Corlew, relating to toll roads.

HJR 103, introduced by Representative Taylor, relating to labor organizations.

HJR 104, introduced by Representative Pogue, relating to the state budget.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2656, introduced by Representative Schroer, relating to the designation of a memorial highway.

HB 2657, introduced by Representative Helms, relating to unsecured loans of five hundred dollars or less.

HB 2658, introduced by Representative Marshall, relating to custody of in vitro human embryos.

HB 2659, introduced by Representative Smith (163), relating to operating standards promulgated by the Missouri dental board.

HB 2660, introduced by Representative Miller, relating to school employee retirement.

HB 2661, introduced by Representative Swan, relating to condemnation proceedings.

HB 2662, introduced by Representative Brattin, relating to school protection officers.

HB 2663, introduced by Representative Anders, relating to property values.

HB 2664, introduced by Representative Green, relating to the extreme risk protection order act, with penalty provisions.

HB 2665, introduced by Representative Mosley, relating to marriage licenses.

HB 2666, introduced by Representative Remole, relating to the approval of development applications.

HB 2667, introduced by Representative Green, relating to the sale of assault weapons, with penalty provisions.

HB 2668, introduced by Representative Hannegan, relating to county convention authorities.

HB 2669, introduced by Representative Austin, relating to benefit corporations.

HB 2670, introduced by Representative Morris (140), relating to prescription drug distribution.

HB 2671, introduced by Representative Hill, relating to the state legal expense fund.

HB 2672, introduced by Representative DeGroot, relating to workers' compensation.

HB 2673, introduced by Representative Mathews, relating to statewide mechanical contractor licenses, with penalty provisions.

HB 2674, introduced by Representative Rehder, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2675, introduced by Representative McCreery, relating to actions by persons knowingly infected with communicable diseases, with penalty provisions.

HB 2676, introduced by Representative Houghton, relating to the sale of eggs.

HB 2677, introduced by Representative Chipman, relating to counties.

HB 2678, introduced by Representative Kelley (127), relating to concealed carry permits.

HB 2679, introduced by Representative Walker (74), relating to the adverse childhood experience questionnaire.

HB 2680, introduced by Representative Green, relating to a study on gun violence.

HB 2681, introduced by Representative Corlew, relating to driver's licenses compliant with the federal REAL ID Act.

HB 2682, introduced by Representative Bangert, relating to child care deserts.

HB 2683, introduced by Representative Matthiesen, relating to sales tax on trade-in purchases.

HB 2684, introduced by Representative Rowland (29), relating to the compensation of jurors.

HB 2685, introduced by Representative Rowland (29), relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 2686, introduced by Representative Rowland (29), relating to hand-held electronic wireless communications devices.

HB 2687, introduced by Representative Rowland (29), relating to public agency contracts.

HB 2688, introduced by Representative Rowland (29), relating to school bus operators.

HB 2689, introduced by Representative Dogan, relating to the designation of highways.

HB 2690, introduced by Representative Dogan, relating to vacancies in public office.

HB 2691, introduced by Representative Messenger, relating to taxation, with penalty provisions and an effective date.

HB 2692, introduced by Representative Ellebracht, relating to closed meetings of governmental bodies.

HB 2693, introduced by Representative Gray, relating to false alarm fees in certain cities.

HB 2694, introduced by Representative Gray, relating to the establishment of a council for community education.

HB 2695, introduced by Representative Gray, relating to the establishment of a task force on police officer presence in schools and communities.

HB 2696, introduced by Representative Gray, relating to a task force to study community-based policing.

HB 2697, introduced by Representative Gray, relating to community relations training for peace officers.

HB 2698, introduced by Representative Gray, relating to the joint committee on police practices.

HB 2699, introduced by Representative Gray, relating to disclosures by peace officer applicants.

HB 2700, introduced by Representative Gray, relating to peace officers' cultural competency.

HB 2701, introduced by Representative Gray, relating to the establishment of a task force on civilian review boards.

HB 2702, introduced by Representative Gray, relating to the investigation of deaths involving a law enforcement officer.

HB 2703, introduced by Representative Gray, relating to the use of force by law enforcement officers.

HB 2704, introduced by Representative Gray, relating to the establishment of a program on police officer presence in schools and communities.

HB 2705, introduced by Representative Rone, relating to alternative special needs services.

HB 2706, introduced by Representative Bernskoetter, relating to dietitians.

HB 2707, introduced by Representative Ellington, relating to motor vehicle registration.

HB 2708, introduced by Representative Lavender, relating to fund balances.

HB 2709, introduced by Representative Swan, relating to prisoner complaints against a psychologist's license.

HB 2710, introduced by Representative Smith (85), relating to the state vehicle fleet.

HB 2711, introduced by Representative Wilson, relating to an excise tax on developed land.

HB 2712, introduced by Representative Knight, relating to a sales tax dedicated to public safety.

HB 2713, introduced by Representative Quade, relating to nursing home administrator license renewals.

HB 2714, introduced by Representative Butler, relating to the education and job training television broadcasting district act.

HB 2715, introduced by Representative Moon, relating to protests outside health care facilities.

HB 2716, introduced by Representative Hurst, relating to the department of mental health.

HB 2717, introduced by Representative Fraker, relating to facilities of historic significance.

HB 2718, introduced by Representative Pike, relating to health care providers.

HB 2719, introduced by Representative Washington, relating to a tax credit for the purchase of blighted property.

HB 2720, introduced by Representative McCreery, relating to livestock production contracts, with penalty provisions.

HB 2721, introduced by Representative Korman, relating to transportation funds.

HB 2722, introduced by Representative Korman, relating to highway construction.

HB 2723, introduced by Representative Korman, relating to boards of adjustment.

HB 2724, introduced by Representative Korman, relating to annexation procedures.

HB 2725, introduced by Representative Korman, relating to the emergency services board.

HB 2726, introduced by Representative Korman, relating to the cost savings programs.

HB 2727, introduced by Representative Morgan, relating to condominium property, with a penalty provision.

HB 2728, introduced by Representative Arthur, relating to school employee retirement systems.

HB 2729, introduced by Representative Rowland (29), relating to automobile liability insurance.

HB 2730, introduced by Representative Andrews, relating to public works contracts.

HB 2731, introduced by Representative Smith (163), relating to terminal illnesses, with penalty provisions.

HB 2732, introduced by Representative Rowland (29), relating to hand-held electronic wireless communications devices.

HB 2733, introduced by Representative Pogue, relating to income taxes.

HB 2734, introduced by Representative Morgan, relating to individual income tax, with a referendum clause.

HB 2735, introduced by Representative Roberts, relating to peace officer training on use of force.

HB 2736, introduced by Representative Washington, relating to tax increment financing.

HB 2737, introduced by Representative Pogue, relating to use of state revenues.

HB 2738, introduced by Representative Pogue, relating to income tax rates.

HB 2739, introduced by Representative Pogue, relating to custody of in vitro human embryos.

HB 2740, introduced by Representative Curtis, relating to employee assistance programs for first responders.

HB 2741, introduced by Representative Curtis, relating to sexual assault policies of institutions of higher education.

HB 2742, introduced by Representative Curtis, relating to the protection of vulnerable persons.

HB 2743, introduced by Representative Curtis, relating to the implementation of the disparity study recommendations, with an emergency clause.

HB 2744, introduced by Representative Curtis, relating to the consolidation of political subdivisions.

HB 2745, introduced by Representative Curtis, relating to the St. Louis Airport Oversight Commission.

HB 2746, introduced by Representative Curtis, relating to intoxicating liquor, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 98, relating to Shingles Awareness and Prevention Month in Missouri.

HCR 99, relating to the Missouri Wind Energy Task Force.

HCR 100, relating to national banking policies.

HCR 101, relating to the School Violence Task Force.

HCR 102, relating to a ballot measure regarding legislation passed in 2017.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 96, relating to a motor fuel tax, with a delayed effective date.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2610, relating to the extreme risk protection order act, with penalty provisions.

HB 2611, relating to inspections by the department of mental health.

HB 2612, relating to accessibility of insurance carrier provider directories.

HB 2613, relating to tax credits for contributions to certain benevolent organizations.

HB 2614, relating to instruction in cursive writing.

HB 2615, relating to firearms in motor vehicles.

HB 2616, relating to video service providers.

HB 2617, relating to broadband communications services provided by rural electric cooperatives.

HB 2618, relating to the regulation of utilities.

HB 2619, relating to school employee retirement systems.

HB 2620, relating to the department of taxation and revenue.

HB 2621, relating to the state agency efficiency fund.

HB 2622, relating to prescriptions for controlled substances, with penalty provisions.

HB 2623, relating to federal holidays, with penalty provisions.

HB 2624, relating to unpaid leave for firefighters.

HB 2625, relating to educational services for neglected or delinquent children.

HB 2626, relating to higher education tuition.

HB 2627, relating to a child's right to counsel.

HB 2628, relating to the governor.

HB 2629, relating to security measures for public schools.

HB 2630, relating to state aid for schools, with a contingent effective date.

HB 2631, relating to the use of a hand-held wireless communications device while in a school zone, with penalty provisions.

HB 2632, relating to a prohibition on certain telecommunications items being possessed in correctional facilities, with penalty provisions.

HB 2633, relating to school employee retirement, with an emergency clause.

HB 2634, relating to wind energy.

HB 2635, relating to the silica claims priorities act.

HB 2636, relating to criminal proceedings involving persons with mental illnesses.

HB 2637, relating to captive cervids.

HB 2638, relating to taxable income of corporations.

HB 2639, relating to assistance for minority business enterprises.

HB 2640, relating to sexual offenders, with penalty provisions.

HB 2641, relating to taxation, with a delayed effective date.

HB 2642, relating to termination of lease agreements involving land used for agricultural purposes.

HB 2643, relating to lead testing in certain elementary school buildings.

HB 2644, relating to sheltered workshops, with an emergency clause.

HB 2645, relating to valuation of bids for state contracts.

HB 2646, relating to training for school protection officers.

HB 2647, relating to sexual assault policies of institutions of higher education.

HB 2648, relating to driver's licenses and nondriver's identification.

HB 2649, relating to tuition at public higher education institutions.

HB 2650, relating to fees in connection with sewer lines.

HB 2651, relating to law enforcement tactical zones, with penalty provisions.

HB 2652, relating to condominium property.

HB 2653, relating to electronic monitoring of certain sexual offenders while relocating.

HB 2654, relating to a tax credit for providing child care.

HB 2655, relating to county commissions.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was taken up by Representative Higdon.

On motion of Representative Higdon, the title of **HB 1600** was agreed to.

Representative Higdon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1600, Page 1, Section 304.823, Line 2, by deleting the number "**2017**" and inserting in lieu thereof the number "**2018**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Higdon, **House Amendment No. 1** was adopted.

Representative Rhoads offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1600, Page 2, Section 304.823, Line 19, by deleting all of said line and inserting in lieu thereof the following:

"dispatcher or incoming passenger, or to engage in a device's directional functionality, if the device is mounted on the windshield, dashboard, or center console of the vehicle in a manner that does not hinder the person's view of the road."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rhoads, **House Amendment No. 2** was adopted.

Representative Christofanelli offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1600, Page 3, Section 304.823, Line 63, by inserting immediately after all of said line the following:

"14. No person shall be stopped, inspected, or detained solely to determine compliance with this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 112

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	McGaugh	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfausch
Phillips	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 044

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Pogue	Quade
Razer	Revis	Roberts	Rowland 29	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 006

Barnes 60	Brown 94	Ellington	Peters	Runions
Smith 85				

VACANCIES: 001

On motion of Representative Christofanelli, **House Amendment No. 3** was adopted by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 082

Anderson	Austin	Bahr	Bernskoetter	Brattin
Brown 27	Brown 57	Butler	Chipman	Christofanelli
Curtis	Curtman	Davis	DeGroot	Dinkins
Dogan	Dohrman	Eggleston	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Franks Jr	Frederick
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Harris	Helms	Hill	Houghton
Hurst	Johnson	Justus	Kelly 141	Kolkmeyer
Korman	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McDaniel	McGaugh
Meredith 71	Messenger	Miller	Moon	Morris 140
Mosley	Neely	Nichols	Pierson Jr	Pietzman
Plocher	Rehder	Reisch	Remole	Roberts
Rone	Ross	Schroer	Shaul 113	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Taylor
Trent	Vescovo	Walsh	Wessels	Wiemann
Wood	Mr. Speaker			

NOES: 073

Adams	Alferman	Anders	Andrews	Arthur
Bangert	Baringer	Barnes 28	Basye	Beard
Beck	Berry	Black	Bondon	Burnett
Burns	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Ellebracht	Fraker	Francis
Franklin	Gannon	Green	Hansen	Henderson
Higdon	Houx	Kelley 127	Kidd	Knight
Lant	Lauer	Lavender	McCann Beatty	McCreery
McGee	Merideth 80	Mitten	Morgan	Morse 151
Muntzel	Newman	Pfausch	Phillips	Pike
Pogue	Quade	Razer	Redmon	Reiboldt
Revis	Rhoads	Roden	Roeber	Rowland 155
Rowland 29	Ruth	Shull 16	Shumake	Stevens 46
Swan	Tate	Unsicker	Walker 3	Walker 74
Washington	White	Wilson		

PRESENT: 002

Carpenter	Kendrick
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ABSENT WITH LEAVE: 005

Barnes 60	Brown 94	Peters	Runions	Smith 85
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VACANCIES: 001

On motion of Representative Higdon, **HB 1600, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 1896, relating to the practice of psychology, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1896** was read the third time and passed by the following vote:

AYES: 150

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGaugh	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Revis	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Baringer	Brown 94	Cross	Ellington	Gannon
Harris	Johnson	Peters	Rhoads	Runions
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1607, relating to natural resources funds, was taken up by Representative Korman.

On motion of Representative Korman, **HB 1607** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	Dinkins
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Knight
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Rehder	Reiboldt	Reisch
Remole	Revis	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 005

DeGroot	Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 011

Austin	Barnes 60	Brown 94	Cross	Ellington
Johnson	Peters	Redmon	Rhoads	Runions
Smith 85				

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1618, relating to the disposal of unused controlled substances, was placed on the Informal Calendar.

HCS HB 1928, relating to professional registration, was taken up by Representative Ross.

On motion of Representative Ross, **HCS HB 1928** was read the third time and passed by the following vote:

AYES: 150

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Knight	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Rehder	Reiboldt	Reisch	Remole	Revis
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 010

Anders	Barnes 60	Brown 94	Cross	Johnson
Peters	Razer	Redmon	Runions	Smith 85

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1945, relating to the confiscation of animals, was taken up by Representative Anderson.

On motion of Representative Anderson, **HB 1945** was read the third time and passed by the following vote:

AYES: 113

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dinkins	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Knight	Kolkmeyer
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McDaniel
McGaugh	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remote	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Franks Jr	Gray	Green	Hannegan	Harris
Kendrick	Lavender	May	McCann Beatty	McCreery
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Revis	Roberts	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 94	Cross	Johnson	McGee	Peters
Runions	Smith 85			

VACANCIES: 001

Speaker Pro Tem Haahr declared the bill passed.

HB 1429, relating to a tax credit for homeless shelter contributions, was placed back on the House Bills for Third Reading Calendar.

Speaker Richardson resumed the Chair.

HOUSE RESOLUTIONS

HR 5565, relating to the Special Investigative Committee on Oversight, was taken up by Representative Barnes (60).

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Resolution No. 5565, Page 4, Line 93, by deleting the word "of" and inserting in lieu thereof the word "or"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 1** was adopted.

Representative Marshall offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Resolution No. 5565, Page 1, Line 10, by deleting the number, "forty" and inserting in lieu thereof the word, "thirty"; and

Further amend said page, Lines 11 and 12, by deleting all of said lines and inserting in lieu thereof the words, "committee being appointed; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Marshall moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Barnes (60), **HR 5565, as amended**, was adopted by the following vote:

AYES: 154

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Knight	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Cross	Helms	Johnson	McGee
Peters	Runions	Smith 85		

VACANCIES: 001

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1456 - Fiscal Review
HCS HB 1623 - Fiscal Review
HB 2238 - Fiscal Review
HB 2573 - Agriculture Policy

REFERRAL OF SENATE BILLS

The following Senate Bills were referred to the Committee indicated:

SS SCS SB 549 - Economic Development
SB 563 - Budget
SB 569 - Financial Institutions
SB 573 - Veterans
SB 581 - General Laws
SS SCS SB 593 - Insurance Policy
SB 594 - Insurance Policy
SCS SB 623 - Financial Institutions

SB 625 - General Laws
SB 626 - Economic Development
SCS SB 629 - Economic Development
SB 649 - Conservation and Natural Resources
SB 708 - Insurance Policy
SCS SB 718 - Health and Mental Health Policy
SCS SBs 807 & 577 - Higher Education
SS SCS SB 826 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1722**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (28): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Davis, Fitzpatrick, Gregory, Haefner, Hill, Kelly (141), Kendrick, Korman, Lavender, Lichtenegger, Pierson Jr., Quade, Razer, Redmon, Rone, Ross, Rowland (155), Smith (163), Swan, Trent, Walsh and Wood

Noes (2): McGee and Merideth (80)

Absent (5): Butler, Conway (104), May, Spencer and Taylor

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1359**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Franks Jr., Hansen, Henderson, Higdon, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (1): Conway (104)

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1423**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Alferman, Higdon, Marshall, McGaugh, Shumake, Stacy and Toalson Reisch

Noes (2): Adams and Conway (10)

Absent (2): Newman and Shaul (113)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1915**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Evans

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2125**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128) and Wiemann

Noes (3): Arthur, Stevens (46) and Walker (74)

Absent (0)

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2077**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2225**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Ellebracht

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2270**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Ellebracht

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2421**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Ellebracht

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2080**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (1): Hurst

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2368**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1266**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Curtis and Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (2): Curtis and Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1296**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1397**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1667**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1795**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1870**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1906**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2031**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2039**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (1): Curtis

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2249**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Houx, Lavender, Rhoads, Shull (16) and Shumake

Noes (0)

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 2337 & 2272**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Curtis, Eggleston, Fitzwater, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (5): Brown (94), Butler, Haahr, Rone and Wessels

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 574** entitled:

An act to repeal section 198.070, RSMo, and to enact in lieu thereof one new section relating to abuse or neglect reporting in long-term care facilities, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SB 597** entitled:

An act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to chiropractic services.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 644** entitled:

An act to repeal sections 447.562 and 447.581, RSMo, and to enact in lieu thereof two new sections relating to unclaimed property, with penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 681** entitled:

An act to repeal section 167.225, RSMo, and to enact in lieu thereof one new section relating to school instruction in Braille.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 695** entitled:

An act to repeal sections 161.032, 161.042, 161.052, 161.072, and 161.082, RSMo, and to enact in lieu thereof seven new sections relating to boards and commissions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 727** entitled:

An act to amend chapter 620, RSMo, by adding thereto one new section relating to the comprehensive state energy plan.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 769** entitled:

An act to repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof fifteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 787** entitled:

An act to amend chapter 208, RSMo, by adding thereto one new section relating to the Missouri senior farmers' market nutrition program.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 806** entitled:

An act to repeal sections 475.050, 475.070, 475.075, 475.290, and 475.320, RSMo, and to enact in lieu thereof five new sections relating to the appointment of a guardian or conservator for certain persons.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 818** entitled:

An act to repeal section 208.225, RSMo, and to enact in lieu thereof one new section relating to Medicaid per diem reimbursement rates, with an emergency clause.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 918** entitled:

An act to amend chapter 262, RSMo, by adding thereto one new section relating to working animals.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 951** entitled:

An act to repeal sections 197.052 and 536.031, RSMo, and to enact in lieu thereof two new sections relating to hospital regulations.

In which the concurrence of the House is respectfully requested.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, March 5, 2018.

COMMITTEE HEARINGS

BUDGET

Tuesday, March 06, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: SS SCS SB 775

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, March 06, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HCB 12

Executive session may be held on any matter referred to the committee.

The committee will have a working session on HCB 12.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, March 06, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2070, HB 1254, HB 1642, HB 2454

Executive session will be held: HB 2336, HB 1591

Executive session may be held on any matter referred to the committee.

Removed HB 1393 and added HB 2454.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, March 06, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HCR 77, HB 2201

Executive session will be held: HB 1609, HB 2334

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, March 07, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 1.

Public hearing will be held: HB 2333, HB 2358

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, March 05, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 7.

Public hearing will be held: HB 1363, HB 1493

Executive session will be held: HB 1435, HB 1569, HB 1348, HB 2129, HB 2192,

HB 2411, HB 1245, HB 1664

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, March 06, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2351, SB 569, SCS SB 623

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, March 05, 2018, 2:00 PM, South Gallery.

Executive session will be held: HB 2238

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, March 06, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1717, HB 2263, HB 2416

Executive session will be held: HB 1631, HB 2211, HJR 80, HB 1644

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 05, 2018, 3:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

First quarter meeting.

Presentation of 2018 Annual Report.

Please note room change to House Hearing Room 1.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, March 05, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session will be held: HCS HB 1261, HCS HB 1388, HCS HB 1574, HB 1673,
HB 1719, HB 1801, HB 1831, HCS HB 2088, HCS HB 2157, HB 2183, HB 2184, HB 2208,
HCS HB 2210, HCS HB 2216, HCS HB 2255, HCS HBs 2277 & 1983, HCS HBs 2280, 2120,
1468 & 1616, HCS HB 2233, HCS HB 2274, HB 2286, HB 2322

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, March 05, 2018, 2:30 PM, House Hearing Room 3.

Executive session will be held: HB 1249, HCS HB 1443, HCS HB 1486, HCS#2 HB 1503,
HCS HB 1654, HB 1832, HB 2194, HCR 70, HCR 73

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, March 07, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2506

Executive session will be held: HB 1432

Executive session may be held on any matter referred to the committee.

Amended to remove HB 2256.

AMENDED

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, March 05, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2089, HB 2108, HB 2434

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, March 05, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 1321

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, March 05, 2018, 12:30 PM, House Hearing Room 7.

Public hearing will be held: HB 2422, HCB 11

Executive session will be held: HB 2027, HB 1440, HB 2040, HB 1441

Executive session may be held on any matter referred to the committee.

Removed HB 2175 and HB 1875.

Work session for HCB 11 will be held.

AMENDED

TRANSPORTATION

Wednesday, March 07, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2207

Executive session will be held: HB 2268, HB 2180, HR 4839

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, March 06, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: SB 573

Executive session will be held: HB 1290

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, March 05, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2540

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTY-FOURTH DAY, MONDAY, MARCH 5, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 103 through HCR 109

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 97 through HJR 104

HOUSE BILLS FOR SECOND READING

HB 2656 through HB 2746

HOUSE BILLS FOR PERFECTION

HCS HB 2062 - White

HCS HB 1868 - Kelley (127)

HB 1625 - Morris (140)

HB 1442 - Alferman

HB 1679 - Chipman

HCS HBs 1729, 1621 & 1436 - Justus

HCS HB 1645 - DeGroot

HB 1892 - Wilson

HB 1953 - Neely

HCS HB 2140 - Haefner

HB 2122 - Engler
HB 1344 - Hill
HB 1800 - Miller
HB 1874 - Taylor
HCS HB 1364 - Kidd
HCS HB 1713 - Phillips
HCS HB 1714 - Phillips
HB 2026 - Wilson
HB 2043 - Tate
HCS HB 2042 - Bahr
HCS HB 1991 - Rhoads
HCS HB 1614 - Reiboldt
HCS HB 1461 - Anderson
HCS HB 1802 - Miller
HCS HB 1872 - Johnson
HB 1485 - Brown (57)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1578 - Kolkmeier
HCS HB 1457 - Lauer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/28/2018)

HB 1517 - McCann Beatty
HB 1573 - Rowland (155)
HB 1893 - Baringer
HB 2243 - Houghton
HB 2318 - Marshall
HB 2330 - Beck
HB 2347 - Davis

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HCS HB 2079 - Houx
HB 1265 - Schroer
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HCS HB 2104 - Frederick

HB 1797 - Fitzwater
HCS HB 1907 - Spencer
HCS HB 1525 - Pfautsch
HB 1250 - Plocher
HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1623, (Fiscal Review 3/1/18) - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238, (Fiscal Review 3/1/18) - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1456, (Fiscal Review 3/1/18) - Lauer
HB 2110 - Rone
HCS HB 1947 - Alferman

HOUSE BILLS FOR THIRD READING - INFORMAL

HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

SENATE BILLS FOR SECOND READING

SCS SB 574
SS SB 597
SCS SB 644
SB 681
SB 695
SB 727
SCS SB 769
SCS SB 787
SB 806
SB 818
SS SCS SB 918
SB 951

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 19, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Jered Taylor.

Lord, we humbly come before You and give You praise and thanks for the many blessings in our life. Thank You for giving us the opportunity to serve You and the people of the state of Missouri. We ask that You give us wisdom. Your word tells us in James 1:5-6: *Now if any of you lacks wisdom, he should ask God, who gives to all generously and without criticizing, and it will be given to him. But let him ask in faith without doubting.* Lord, we ask for wisdom to make decisions that are right in Your eyes. We want to be used by You. We realize there are still many important issues that we face. Lord, teach us humility and forgiveness. We pray that You mend broken relationships so that we can come together to move this state forward.

Thank You for loving us and sending Your son to be the sacrifice for our sins. Let us use that as an example of how to love one another and serve You.

In Your name we pray, and the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-fifth day was approved as printed.

HOUSE RESOLUTIONS

Representative Haefner offered House Resolution No. 5422.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 87, introduced by Representative Basye, relating to department of conservation resident landowner privileges.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2490, introduced by Representative Kelly (141), relating to advanced practice registered nurses.

HB 2491, introduced by Representative Anderson, relating to license plates for disabled persons.

HB 2492, introduced by Representative Franks Jr., relating to absentee voting.

HB 2493, introduced by Representative Mosley, relating to reports made by correctional centers.

HB 2494, introduced by Representative Dogan, relating to elementary and secondary education.

HB 2495, introduced by Representative Justus, relating to private college campus police.

HB 2496, introduced by Representative Reiboldt, relating to the towing of motor vehicles.

HB 2497, introduced by Representative Reiboldt, relating to licensure to operate motor vehicles, with penalty provisions.

HB 2498, introduced by Representative Helms, relating to the health care cost reduction and transparency act.

HB 2499, introduced by Representative Hansen, relating to videoconferencing for parole hearings.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 84, relating to sales taxes dedicated to state highways, with a referendum clause.

HJR 85, relating to toll roads.

HJR 86, relating to the right to marijuana.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 2014, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2018.

HB 2017, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2018, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

HB 2019, to appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2466, relating to the Missouri veterans' commission.

HB 2467, relating to home school education.

HB 2468, relating to radiologic imaging and radiation therapy licensure, with penalty provisions.

HB 2469, relating to boarding of prisoners, with a delayed effective date.

HB 2470, relating to cemetery trust funds.

HB 2471, relating to the ethics commission, with a delayed effective date.

HB 2472, relating to income taxes.

HB 2473, relating to the establishment of a state park.

HB 2474, relating to the establishment of the urban education institute.

HB 2475, relating to a tax credit for reduced pension benefits.

HB 2476, relating to the sunshine law, with penalty provisions.

HB 2477, relating to children's services funds.

HB 2478, relating to elections, with a delayed effective date.

HB 2479, relating to department of natural resources permits.

HB 2480, relating to the yield tax on forestry products.

HB 2481, relating to failure to wear protective headgear, with penalty provisions.

HB 2482, relating to transportation fees.

HB 2483, relating to transportation funding, with a referendum clause.

HB 2484, relating to the I-70 regional transportation district.

HB 2485, relating to motor vehicle decal fees.

HB 2486, relating to the department of transportation utility corridor.

HB 2487, relating to motor vehicle safety inspections.

HB 2488, relating to public nuisance, with penalty provisions.

HB 2489, relating to controlled substances, with a delayed effective date.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HBs 1288, 1377 & 2050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1** by the following vote:

Ayes (10): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (2): Morgan and Unsicker

Present (1): Rowland (29)

Absent (1): Wessels

House Committee Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 13, Section 135.647, Line 78, by inserting after all of said section and line the following:

"Section B. The repeal and reenactment of subsection 3 of section 135.341 and subsection 10 of section 135.562 of this act shall become effective on July 1, 2020."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1606**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Fraker, Haefner, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Morris (140) and Wessels

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1796**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wiemann and Wood

Noes (0)

Absent (1): Wessels

THIRD READING OF HOUSE BILLS

HB 1598, relating to preneed contracts, was taken up by Representative Fraker.

On motion of Representative Fraker, **HB 1598** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remote	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Black	Brattin	Brown 57	Brown 94	Fitzpatrick
Francis	Lichtenegger	May	Mitten	Peters
Rehder	Shull 16	Smith 85	White	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1650, relating to trust instruments, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HB 1650** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Moon	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 002

Ellington Pogue

PRESENT: 000

ABSENT WITH LEAVE: 010

Black	Brattin	Brown 94	Fitzpatrick	May
Mitten	Morgan	Peters	Shull 16	Smith 85

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1329, relating to retirement benefits for public employees, was taken up by Representative Remole.

On motion of Representative Remole, **HB 1329** was read the third time and passed by the following vote:

AYES: 139

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Korman	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 002

Marshall	Pogue
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PRESENT: 006

Alferman	Brown 27	Ellington	Higdon	Morgan
Wilson				

ABSENT WITH LEAVE: 011

Brown 57	Brown 94	Fitzpatrick	Lant	May
Mitten	Peters	Pietzman	Rone	Shull 16
Smith 85				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1371, relating to gifted education, was taken up by Representative Sommer.

On motion of Representative Sommer, **HB 1371** was read the third time and passed by the following vote:

AYES: 148

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 003

Helms	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 94	Conway 10	Fitzpatrick	May	Peters
Shull 16	Smith 85			

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1421, relating to gifted education, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HB 1421** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Fitzpatrick	Helms	May	McGee
Peters	Shull 16	Smith 85		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1455, relating to career options for students, was taken up by Representative Lauer.

On motion of Representative Lauer, **HCS HB 1455** was read the third time and passed by the following vote:

AYES: 143

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Mathews	Matthiesen
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 005

Hurst	Marshall	Moon	Pogue	Wilson
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PRESENT: 000

ABSENT WITH LEAVE: 010

Alferman	Brown 94	Fitzpatrick	Green	Kendrick
May	Mitten	Peters	Shull 16	Smith 85

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1606, relating to elementary and secondary education, was taken up by Representative Gannon.

On motion of Representative Gannon, **HCS HB 1606** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 009

Bahr	Hurst	Marshall	Matthiesen	Moon
Pogue	Roerber	Spencer	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 007

Brown 94	Fitzpatrick	May	Peters	Rone
Shull 16	Smith 85			

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1940, relating to student journalists, was taken up by Representative Corlew.

On motion of Representative Corlew, **HCS HB 1940** was read the third time and passed by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Gannon
Gray	Green	Gregory	Grier	Haahr
Hannegan	Hansen	Harris	Henderson	Higdon
Hill	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Mosley	Muntzel	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 020

Bahr	Curtis	Curtman	Ellington	Frederick
Helms	Houghton	Hurst	Korman	Marshall
Meredith 71	Moon	Morse 151	Neely	Pogue
Reisch	Remole	Roberts	Spencer	Stacy

PRESENT: 000

ABSENT WITH LEAVE: 009

Brown 94	Chipman	Cookson	Fitzpatrick	Haefner
May	Peters	Shull 16	Smith 85	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1291, relating to the county special road tax, was taken up by Representative Henderson.

On motion of Representative Henderson, **HB 1291** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burns	Butler	Carpenter	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Justus	Kelley 127	Kendrick	Kidd	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stevens 46
Swan	Tate	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 009

Brattin	Burnett	Ellington	Hurst	Johnson
Marshall	Moon	Pogue	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Chipman	Conway 10	Cookson	Fitzpatrick
Haefner	Kelly 141	May	Mitten	Peters
Rehder	Shull 16	Smith 85	Stephens 128	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, **HB 1858** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Curtis	Curtman	DeGroot	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Conway 10	Cookson	Cross	Davis
Dogan	Fitzpatrick	Gannon	Haefner	May
Peters	Shull 16	Smith 85	Wessels	

VACANCIES: 005

Speaker Richardson declared the bill passed.

Representative Chipman assumed the Chair.

HB 1630, relating to marriage licenses, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1630** was read the third time and passed by the following vote:

AYES: 095

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Brown 27	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Corlew	Curtman	DeGroot
Dogan	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Francis	Franklin	Franks Jr
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Harris	Helms	Henderson
Hill	Houx	Justus	Kelley 127	Kelly 141
Kendrick	Kolkmeier	Korman	Lant	Lavender
Mathews	Matthiesen	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Miller	Mitten	Morgan
Newman	Nichols	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Rehder	Reiboldt
Rhoads	Roberts	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Smith 163	Stevens 46
Tate	Trent	Unsicker	Vescovo	Walker 74
Washington	Wessels	White	Wiemann	Mr. Speaker

NOES: 050

Beard	Black	Bondon	Brattin	Brown 57
Conway 104	Curtis	Davis	Dohrman	Fraker
Frederick	Gannon	Hansen	Higdon	Houghton
Hurst	Johnson	Kidd	Lichtenegger	Love
Lynch	Marshall	McDaniel	Messenger	Moon
Morris 140	Morse 151	Mosley	Muntzel	Neely
Pfautsch	Pietzman	Pogue	Redmon	Reisch
Remole	Roerber	Rone	Ross	Shumake
Sommer	Spencer	Stacy	Stephens 128	Swan
Taylor	Walker 3	Walsh	Wilson	Wood

PRESENT: 000

ABSENT WITH LEAVE: 013

Austin	Brown 94	Conway 10	Cookson	Cornejo
Cross	Fitzpatrick	Lauer	May	Peters
Roden	Shull 16	Smith 85		

VACANCIES: 005

Representative Chipman declared the bill passed.

HCS HB 1796, relating to the first-time home buyer savings account act, was taken up by Representative Ruth.

On motion of Representative Ruth, **HCS HB 1796** was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beck	Bernskoetter	Berry	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 013

Barnes 60	Beard	Brattin	Eggleston	Frederick
Hurst	Lichtenegger	Marshall	Moon	Pogue
Rehder	Roeber	Taylor		

PRESENT: 000

ABSENT WITH LEAVE: 012

Austin	Brown 94	Conway 10	Cookson	Cornejo
Evans	Fitzpatrick	Green	May	Peters
Shull 16	Smith 85			

VACANCIES: 005

Representative Chipman declared the bill passed.

Speaker Richardson resumed the Chair.

HCS HB 1710, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, **HCS HB 1710** was read the third time and passed by the following vote:

AYES: 146

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 011

Austin	Brown 94	Conway 10	Cookson	Green
Lauer	May	Peters	Shull 16	Smith 85
Walker 74				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1608, relating to the committee on legislative research, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), **HB 1608** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 005

Brown 57	Ellington	Marshall	Meredith 71	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 012

Austin	Brown 94	Conway 10	Cookson	Kelley 127
Lauer	May	Peters	Reisch	Shull 16
Smith 85	Walker 74			

VACANCIES: 005

Speaker Richardson declared the bill passed.

COMMITTEE REPORTS

Committee on Ethics, Chairman Austin reporting:

Mr. Speaker: Your Committee on **Ethics**, to which was referred a review of **House Ethics Complaint No. 17-001**, begs leave to report it has examined the same and has adopted the accompanying report by the following vote:

Ayes (9): Austin, Mitten, Butler, Chipman, Conway (10), Haefner, Kolkmeier, Lynch and McGee

Noes (1): Merideth (80)

Present (0)

Absent (0)

Also attached hereto is Exhibit 1 as well as written comments and an unofficial transcript provided by members of the committee as an attachment to one of said comments.

MISSOURI HOUSE OF REPRESENTATIVES
99TH GENERAL ASSEMBLY, 2ND REGULAR SESSION
HOUSE ETHICS COMMITTEE

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
REPORT OF THE ETHICS COMMITTEE

WHEREON, the Committee on Ethics of the Missouri House of Representatives, pursuant to Rule 11 of House Committee Substitute for House Resolution Number 74 (hereinafter referred to as “HCS HR 74”), reports as follows:

1. On or about September 13, 2017, Representative Gail McCann Beatty filed House Remonstrance One, and Representative Alan K. Green filed a Complaint. Remonstrance One and the Complaint were referred to the Committee on Ethics.
2. Remonstrance One and the Complaint both related to comments made by Representative Warren Love on social media on or about August 30, 2017, to-wit: “Totally against the law. I hope they are found & hung from a tall tree with a long rope. National Veterans Cemetery, Springfield, MO”.
3. On October 16, 2017 the Committee on Ethics met to consider Remonstrance One and the Complaint. At said meeting:
 - a) Remonstrance One and the Complaint were found to comply with the rules established by HCS HR 74;
 - b) Remonstrance One and the Complaint were found to address the same activity and were therefore combined into a single complaint, to wit: HEC 17-001.
4. After determining that the combined complaint was in order, the Committee voted unanimously to proceed to a preliminary hearing.

5. On or about October 16, 2017, Representative Love was informed of the Committee's decision *supra* and that, pursuant to Rule 5(E) of HCS HR 74, he had twenty-one days to respond.

6. On or about November 2, 2017, Representative Love responded in writing. Said response is attached hereto as Exhibit 1 and incorporated herein by reference.

7. On January 4, 2018, at 1:00 p.m, the Committee convened. All members of the Committee were present. After a closed session in an unrelated matter, the Committee went into open session and held a preliminary hearing regarding HEC 17-001.

8. The Chair made a brief opening statement to explain the procedures to be followed at the preliminary hearing and announced that there would be no time limits imposed on opening statements or inquiries.

9. After the Chair administered the oath, and pursuant to HCS HR 74, separate opening statements were made by Representative Green, Representative McCann Beatty, and Mr. Melvin E. Gilbert, attorney for Representative Love.

10. Thereafter, Representatives Green and McCann Beatty responded to inquiries from Members of the Committee.

11. After the Chair administered the oath to Representative Love, Representative Love and his attorney responded to inquiries from Members of the Committee.

12. The Chair then inquired of Representative Love whether he consents to a decision based upon the preliminary hearing as set forth in Rule 7(C)(2) of HCS HR74. Representative Love responded in the affirmative – that he would consent to a decision based upon the preliminary hearing.

13. Representative Mitten moved to decide the case based upon preliminary hearing. That motion passed unanimously.

14. Representative Mitten moved to censure Representative Love and remove him from all committees. The motion failed on a five-to-five vote.

a) Aye: Representatives Mitten, Butler, Conway, McGee, and Merideth;

b) Nay: Representatives Austin, Chipman, Haefner, Kolkmeier, and Lynch.

15. Representative Mitten then moved to reprimand Representative Love and recommend that he be removed from all committees. The motion passed on a six-to-four vote.

a) Aye: Representatives Mitten, Butler, Conway, Haefner, McGee, and Merideth;

b) Nay: Representatives Austin, Chipman, Kolkmeier, and Lynch.

16. After a discussion among the Members, the Chair ruled that Rule 7(D) of HCS HR 74 provides a respondent with a second opportunity to accept or decline the Committee's decision based upon a preliminary hearing. The Chair stated that to rule otherwise would have rendered this portion of Rule 7(D) superfluous, as proper statutory construction requires that every word, phrase and sentence be given meaning. The Chair so inquired of Representative Love who responded that he would not accept the decision of the Committee.

17. Representative Mitten then moved to refer the matter to an investigative hearing. The motion failed on a five-to-five vote.

a) Aye: Representatives Mitten, Butler, Conway, McGee and Merideth;

b) Nay: Representatives Austin, Chipman, Haefner, Kolkmeier and Lynch.

18. The meeting was then adjourned by the Chair.

NOW THEREFORE, the Committee on Ethics concludes that, pursuant to the Rules adopted by HCS HR 74, there is no other action or recommendation that the Committee is required or permitted to take but for submitting this Report.

This preceding Report was adopted by the Committee by a vote of 9 to 1:

Aye: Austin, Mitten, Butler, Chipman, Conway, Haefner, Kolkmeier, Lynch, McGee

Nay: Merideth

Members of the Committee were afforded the opportunity to provide written comments to this Report. Although these Member comments are not a portion of the Report voted upon by the Committee, said comments are attached hereto.

/s/ Kevin Austin
Chair

EXHIBIT 1

November 2, 2017

David Welch
Legislative Counsel
Missouri House of Representatives
201 West Capitol Avenue, Room B-36
Jefferson City, MO 65101

Dear Mr. Welch:

I received your certified letter on Thursday, October 19, 2017. It states that the House Ethics Committee voted to proceed to a preliminary hearing on a combined complaint of House Remonstrance #1 and House Ethics Complaint 17-001. I understand I have 21 days from the date of the initial hearing date of October 16, 2017, to respond.

My response: I plan to attend the preliminary hearing with counsel to ask for a full pardon from the committee with no condemnation. I also request permission to invite and bring to the hearing supporters that are in agreement with my request. My counsel is available during November on the days of November 10, 17, 22, 29 and 30. Should a hearing be scheduled in December, I will inquire at that time when he is available.

Please advise me of the date and time of the preliminary hearing as soon as it is scheduled.

Sincerely,

/s/ Warren D. Love
State Representative
District 125

CC: Speaker Todd Richardson
Chairman Mike Cierpiot, House Ethics Committee

COMMENTS

February 14, 2018

David Welch
201 West Capitol Ave
Room B-36
Jefferson City, MO 65101

Via: Hand Delivery
Re: In the matter of Representative Warren Love
Case No.: HEC 17-001
Desc: Comment

Dear Mr. Welch:

I want to submit this comment regarding the HEC 17-001. This comment briefly addresses a ruling by me as chair on a procedural question should the question arise again.

Toward the end of the hearing, following opening statements and after all inquiries had been completed, I elaborated on the next step in the procedure, which was the possibility of imposing a punishment if the respondent consented to the same.

Rule 7.C. states that "[a] decision based upon a preliminary hearing shall require the consent of the respondent."

I inquired of Representative Love whether he would accept the judgment or resolution of this committee based solely on the preliminary hearing. He answered, yes.

Two motions were set forth and one, a motion to reprimand, was passed. Thereupon, discussion was had by the committee from their seats as well as a meeting behind the seats with members of the committee, including both the chair and vice-chair as well as other members from both the majority and minority as well as staff from both the minority and majority parties. The Rules were reviewed and discussion was had.

I, as chair, announced the final vote on the motion and ruled pursuant to the rules of procedure, respondent was allowed to accept or deny this vote, to which respondent's counsel denied the same.

Allowing respondent to allow or deny this sustained motion was made by me, as chair, based on Rule 7.D. wherein in states in pertinent part, "[i]f the committee decides to make a summary decision of the case and respondent accepts this disposition the Committee may ..."

My ruling was based on two things. First, the rule required the respondent to accept the "disposition" of the case. The plain meaning of "disposition" is a **final** settlement or determination, [emphasis added] *Black's Law Dictionary, 10th Ed.* Final in this context could only mean the ruling on a motion of sanction. Thus, acceptance as contemplated in Rule 7.D. could only be referring to the committee's sustained motion to reprimand and not to some prior motion sustained.

The second basis for my ruling was that consent or acceptance by respondent for a second time after the motion to reprimand was sustained was that the consent and acceptance of respondent was required in not just one subsection but two separate subsections of the rule.

To rule that consent/acceptance was required only once would have rendered this portion of Rule 7.D. superfluous, including the portion that stated that acceptance be had of the disposition. Proper statutory construction requires that every word, phrase and sentence be given meaning. See e.g., *Mantia v. Missouri Dept. of Trans.*, 529 S.W.3d 804 (Mo. banc 2017); *State v. Johnson*, 524 S.W.3d 505 (Mo. banc 2017); *Caplinger v. Rahman*, 529 S.W.3d 326 (Mo.App. S.D. 2017).

To rule otherwise would have ignored the fact that consent and acceptance were required in two different subsections at two different points in committee process. And, further, to rule otherwise would have also violated the above-cited rule statutory construction

Thank you for the inclusion of my comment to the Report.

Sincerely,

/s/ Kevin Austin

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
SUPPLEMENTAL COMMENT TO REPORT OF THE ETHICS COMMITTEE

This comment serves a dual purpose (1) to explain my vote in opposition to the committee report and (2) supplement my democratic colleagues' Joint Statement with which I concur.

First, as noted in the Joint Committee Report, the House Ethics Committee Report HEC 17-001 should not include a statement of the Chairmen's supposed rationale that allowed Rep. Love the opportunity to rescind his consent, given under oath, to the punishment meted out by the Committee.

Second, the Chair's decision to allow Rep. Love an additional opportunity to decline punishment was mistaken, therefore, the outcome of the committee was inappropriate. Given his statement of consent under oath, this Committee should have proceeded with imposing a reprimand, the punishment approved by the Committee.

Instead, the Chair relied on an inappropriate interpretation of the Ethics Rules (H.R. 74, 2016) and the Committee did not impose any punishment on Rep. Love. Because of this, I cannot sign the report.

Additionally, the committee erred in not moving forward with an investigative hearing. In the preliminary hearing Rep. Love did not acknowledge that any mistake had been made, and even stated that he had no idea how anyone could interpret his comment as offensive or racist. Given that, the Committee should have taken the restorative approach and proceeded with an investigative hearing. An investigative hearing would have allowed members of the general public to speak in front of Rep. Love as to how the comment impacted them negatively. Rep. Love's supporters would have also had the opportunity to speak to their interpretation of the comment. This dialogue would have been positive both for the public, the Committee, and for Rep. Love.

Due to the Chair's reliance on an incorrect interpretation of the Rules, a failure to impose punishment on Rep. Love and the Committee's decision to refuse to move forward with an investigative hearing, I am voting no on this Report.

SUBMITTED BY:

/s/ Rep. Peter Merideth

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
HEC 17-001
COMMENT TO REPORT OF THE ETHICS COMMITTEE

Pursuant to the report approved by the House Committee on Ethics ("Committee") on February 7, 2018, below are the comments submitted by the Vice Chair and undersigned Members to the Committee. In addition, attached hereto, and incorporated to these comments herein by reference, is a transcript of the preliminary hearing proceedings held by the Committee on January 4, 2018 regarding Complaint HEC 17-001 (the "Complaint").

In Paragraph 16 of the Report of the Ethics Committee accompanying HEC 17-001 (the "Report"), the Chair attempts to bolster his decision allowing the Respondent to the Complaint to first consent to the Complaint's disposition at the conclusion of the preliminary hearing, and then subsequently reverse such affirmation once the Committee's disposition to reprimand was rendered. In a single sentence, the Chair provided an ex post facto explanation, that "proper statutory construction requires that every word, phrase and sentence be given meaning"

First, it is important to note that although the Report purports to be a factual recitation of the events that transpired at the preliminary hearing, the Chair's explanatory language in paragraph 16 is not accurate. Neither the videotaped recordings of the hearing, nor the transcript (also provided as a comment to this Report) show the Chair making *any* statement as to the basis for his ruling to allow the Respondent *two* opportunities to "consent" to the Committee taking disciplinary action based upon the preliminary hearing. This is significant to the extent that it indicates an attempt to inject information into the final Report that was not provided at the preliminary hearing.

"[T]he starting point [in determining the meaning of a statute] is the plain language of the statute itself." *Jones v. Director of Revenue*, 981 S.W.2d 571, 574 (Mo. banc 1998), citing *International Business Machines Corp. v. Director of Revenue*, 958 S.W.2d 554, 557 (Mo. banc 1998). Additionally, where a statute's language is clear and unambiguous, there is no room for construction. *Metro Auto Auction v. Director of Revenue*, 707 S.W.2d 397, 401 (Mo. banc 1986). Further, when interpreting a statute, provisions in the statutes are to be considered together, not read in isolation. *Alberici Constructors, Inc., Revenue*, 452 S.W. 3d 632 (Mo. banc. 2015) (citing *Union Elec. Co. v. Dir. Of Revenue*, 425 S.W. 3d 118 (Mo. banc. 2014)).

Here, the Committee conducted a preliminary hearing, at the conclusion of which the Committee decided the case based upon that preliminary hearing. Deciding the case in this fashion requires the consent of the party before the Committee (Ethics Resolution, H.R. 74, 2017, hereinafter "HR74"). If a Respondent does not give consent – the only option for the Committee would be to dismiss the complaint, or proceed by way of investigative hearing. Here, the Respondent, under oath, consented to the disposition of the Committee, and the Committee subsequently moved to reprimand the party, by a majority vote. At which point the Chair read into Rule 7D of HR74 an additional opportunity for the party before the Committee to consent to a sanction which had already been adopted.

The canon of statutory construction, in the manner employed by the Chair, distorted the clear meaning of HR74 and rendered the plain language and clear meaning of HR74 both illogical and impractical.

Even assuming some ambiguity in the relevant portion of HR74, the canon of construction – presumption against absurd results – would have demanded an opposite result than that reached by the Chair. By allowing the Respondent to the Complaint to thwart the sanction levied by the Committee through a subsequent veto authority frustrates the purpose of the Committee’s authority.

SUBMITTED BY:

/s/ Rep. Gina Mitten, Vice-Chair
 /s/ Rep. Pat Conway
 /s/ Rep. Michael Butler
 /s/ Rep. DaRon McGee
 /s/ Rep. Peter Merideth

IN THE MATTER OF REPRESENTATIVE WARREN LOVE
 HEC 17-001
 COMMENT TO REPORT OF THE ETHICS COMMITTEE
 TRANSCRIPT OF PRELIMINARY HEARING HELD JANUARY 4, 2018

Rep. Kevin Austin: Only members can ask the questions. I have no intention of setting any sort of time limits on the opening statements or on the inquiry. Now, I would also like to thank the vice chair, the ranking minority member, uh Representative Mitten for us working on these procedures a little bit. As far as my interpretation of them, my understanding is that uh the Missouri House of Representatives, we've never had a preliminary hearing. We, you, [inaudible] there was one? Well we're both incorrect on that. When was it?

Rep. Gina Mitten: Umm was it 2010?

Audience: No 2009.

Rep. Kevin Austin: 2009, okay.

[Laughter]

Rep. Kevin Austin: Well in the case of term limits, nobody here has had a preliminary hearing. Okay thanks. Would you like to give any kind of opening remarks, Representative Mitten?

Rep. Gina Mitten: No thank you.

Rep. Kevin Austin: All right before we go on, I've got to go backwards just a little bit. The vote in closed session has to be announced in open session, and that vote, House complaint 17-03 was dismissed by a vote of 10 to 0. With that, we now ask for opening statements. We first go to the complainants, and I'd say one at a time and I don't care who goes first. Representative feel free, or Representative Green.

Rep. Gail McCann Beatty: Mr. Chair I'm going to have Representative Green go first.

Rep. Kevin Austin: Okay, that's fine. Representative Green. Tell me when you're ready sir and I will have you sworn in.

Rep. Alan Green: I'm ready.

Rep. Kevin Austin: Thank you. Do you swear or affirm that the testimony you will give before this committee in the matter now under consideration will be the truth the whole truth and nothing but the truth so help you god?

Rep. Alan Green: I do.

Rep. Kevin Austin: Thank you sir. Begin when you are ready.

Rep. Alan Green: Mr. Chairman, committee, I just wanted to begin with uh, as the Chair of the uh Missouri Legislative Black Caucus, I just wanted to, it's why I'm sitting here too, the reason why this was filed too. Let me just begin with too, uh stating why this was very [inaudible] to file too, because Warren Love, I've spent a lot of time with. I want to begin with that. I've spent time in his office. We talked about history. I'm a history buff too. So we're talking about these monuments, history, [inaudible], diplomacy, I've traveled this nation looking at history and I've talked with Warren in his office about various pieces that he has, pictures, and all that history. So I understand why he feels the way he feels. But we also have to look at too, we're legislators, and that holds us to a much higher standard. And I emphasize that. We are legislators, and there are certain things and actions that we do and we take, the entire state watches us. And I emphasize that. So there are certain things that we cannot do and we cannot say. And those actions pose consequences. And I point that out. I noticed recently in my office there were some people that dropped off some information on the memorials and they were talking about protecting the memorials, again I have grown up looking at memorials all over this country. I was part of the East Texas Historical Society, you know

while I was in college, I mean I understand why people feel what they feel. But I also understand to why people say again why these monuments. I want to read you, it says monuments and markers shall respect what a people have sought to honor historical events, veterans, and the significance of the sacrifice of the veterans. Okay, people often sacrifice and struggle to fund these memorials for the veterans. Many memorials were years in the making due to planning, fundraising, and the actual construction and settlements of the memorials. Monuments show us the value society had of our character, sacrifice of the veterans during our history or honoring events of historical monuments. If you look at history you will find that these same people. If you look at history, I've done a lot of research in this area. Also, if you look at from the 1800s to 1968, where there was mass crowds that showed up this was a public spectacle. Where you had lynchings and it was an event. It was like a carnival affair. And you have to remember, why does this affect African Americans so much? Cause I get that question a lot because people say that's old history. Well I hear it a lot, that's old history. Well you have to look at the 1800s all the way to 1968, and specifically up to 1937, a lot of those individuals that showed up at those I say events are still alive today. So they have that history. Then you also have to remember too, that the photographs, the postcards, all that information was sent out like it was a regular event. Come to this event. Or at the event they took pictures and they sent that to family members across the country. Those photographs and postcards are still around. Still around. So this is nothing, when we talk about the past, this is the present too. Then you also have to look at too, the history of lynchings. We're talking about over 4743 people were lynched from the 1800s to 1968. That's a tremendous amount of people. You also have to look at too, why did these lynchings occur? The reason why these lynchings occurred was to make sure that people understood, make sure you stay in your place. Make sure you stay in your place. The reason why it's so important too why you have to understand, is I grew up in a family from Mississippi from Georgia and they had talked about that history. So I can sit here and say that I know about that history because family members passed it down from one generation to another. So I sit here saying that, at 57, I still know that history because it was passed down. Why it's important. Also I would like to say too I would, people kept talking about why these monuments. I had this conversation with Warren and he was saying that he wanted to do a policy piece on these monuments. He brought that to me before we ended in May. And I said I don't think that's gonna fly. The reason why is not because I don't love monuments. Not because I don't love history. I do. Because there is a piece in history that I do not love. I teach a course at the art museum, beauty and bias, and that's through the anti-defamation league and I'm also trained by the National Conference, and I've traveled this nation on racism and anti-bias training. One of the pieces that we teach at the library is that we take these kids from throughout St. Louis County, we take them around the art museum, and then we sit them down in a conference room, and then we have them draw pictures of what they seen. Then what we do is we ask them the question: What is beauty to you, and what is bias? Everybody has a different idea of what looks good to them and what doesn't. That's the same with these monuments. If you go around and you talk to African Americans, there's a reason why they want these monuments removed. If you talk to others probably, there's a reason why they want them to stay up. That's exactly why the beauty and bias training is so important. Because see, what offends one, may not offend another. And I hope you all think about that, because this is something that is very very important as we look at why it was so important that Warren- or what Warren said what he was talking about on Facebook. Why did it offend so many people? But it wasn't just Warren. I did some research and found out there was another legislator in Mississippi that said one and the same thing, lynch something. Someone should be lynched. So this is not typical. But how do we address this in 2018? For the ethics committee, that's your decision. But as a- as the chair of a Black Caucus here- and I'm saying that as a legislature, we should do better than that. And I'll end with that.

Rep. Kevin Austin: Thank you gentleman. I appreciate that. As said, we will go now for the opening statement of Representative McCann Beatty. We'll call you back up for inquiry. Thank you. Representative McCann Beatty let me know when you are ready to go so I can swear you in and then we'll let you being.

Rep. Gail McCann Beatty: I'm ready, thank you.

Rep. Kevin Austin: All right. Do you solemnly swear or affirm that the testimony you will give before this committee in the matter now under consideration will be the truth the whole truth and nothing but the truth so help you God?

Rep. Gail McCann Beatty: I do.

Rep. Kevin Austin: Thank you Lady, please begin.

Rep. Gail McCann Beatty: Thank you, Mr. Chairman. We are here today because Representative Warren Love chose to publically call for the extrajudicial murder of the petty criminals who had upset him by throwing paint on a Confederate statue in Springfield. Responding to a news story about the vandalism, Representative Love on August 30th, posted the following comment on Facebook. This is totally against the law. I hope they are found and hung from a tall tree with a long rope. Vandalism is against the law, but so is lynching. It is not appropriate to respond to one crime by hoping that a far worse crime is committed. And when a call for political violence comes from an elected official, that official has forfeited the moral authority to hold office. And let's be perfectly clear. Lynching is

a brutal act of political violence. It is especially disturbing that Representative Love believes that lynching to be an appropriate punishment for vandalizing a monument to the Confederacy, giving that lynching was the method former Confederates and their white supremacist successors used for generations following the end of the Civil War to terrorize and subjugate African Americans. According to the 2017 edition of the Equal Justice Initiatives Report: *Lynching in America Confronting the Legacy of Racial Terror*, between 1877 and 1950 there were at 4084 documented terror lynchings of African Americans in the South, plus another 341 terror lynchings in 8 non-southern states. In Missouri, there were 60 documented terror lynchings, second most among non-Southern states. Now Representative Love disingenuously claims that he never called for a lynching because he never used the word. Well, statutorily authorized punishment for vandalism in Missouri is not to be hung from a tall tree with a long rope. When you hang someone without legal authority, that's a lynching. If for lunch you have a grilled ground beef patty with a slice of melted cheese on top served on a bun, you're eating a cheeseburger, regardless of whether you choose to call it that. Representative Love called for a lynching, simple as that, and four months later he still doesn't understand why this is a problem. And while Representative Love did initially express some regret for his reprehensible post, his later actions and statements, including his refusal to take down the post, exposed his insincerity. Just over two weeks ago, on December 18, 2017, the St. Louis Post Dispatch story, Representative Love fully reversed course and defended his comments. I quote, my case is going to be no condemnation, he said. I made a crude statement but I called out a crime, and I was the only legislator in the state that called out a crime that took place in the nation's veteran's cemetery. To repeat, calling out a relatively minor offense by hoping that a far worse and more brutal crime is committed is not a legitimate defense. And that raises another point. Despite what Representative Love may claim, this is not a free speech issue, as incitement to violence is not protected under the first amendment. Before I close, I wanted to add that when Senator Maria Chappelle Nadal, a Democrat, made a social media post this summer hoping for political violence, I was among the first to call on her to resign. I took a lot of heat from some fellow Democrats, but I did it because it was the right thing to do. So when Representative Love made a similar post not long after, I likewise called for him to resign. But the voices of Republican lawmakers who loudly demanded that Senator Chappelle Nadal be expelled if she refused to resign, fell strangely silent when it came to Representative Love. It seems there is one standard for black, Democratic women and another for white Republican men. And to be clear, while I still believe Representative Love should resign, I never called for his expulsion, and in fact I didn't even pursue an ethics complaint against him. I filed House Remonstrance One in hope of getting a simple up or down vote, or a non-binding resolution that would have done nothing more than state that the House believed Representative Love's comments were wrong. That's it. And that would have been an even lesser sanction than the Senate's unprecedented censure of Senator Chappelle Nadal in September. Instead, House Republican leadership chose to treat my remonstrance as an ethics complaint, and after repeated delays, here we are. At this point, it should be no secret. I am deeply disappointed with how House Republican leadership has handled this matter over the last few months. As a result, I have little confidence that any action will be taken. But nonetheless, I respectfully ask the committee to send the message that violent political discourse by Missouri State Representatives will not be tolerated.

Rep. Kevin Austin: Thank you, Lady. And of course we'll be calling you back after the completion of the opening statements for more inquiry. Representative Love, I believe you're represented by counsel. Either you or he may now give the opening statement.

Melvin Lee (Attorney for Rep. Warren Love): [inaudible]

Rep. Kevin Austin: Counselor, hold on just a second, I'm sorry. Even attorneys have to be sworn in under our rules of procedure. Now I know that's a little unusual at least in court but- So if you would, raise your right hand. Do you solemnly swear or affirm that your testimony you will give before this committee on the matter now under consideration will be the truth the whole truth and nothing but the truth so help you God?

Melvin Lee Gilbert: I do.

Rep. Kevin Austin: Thank you. Would you state your full name and we do have a witness form we'll need for you to fill out.

Melvin Lee Gilbert: Thank you. I'm Melvin Lee

Rep. Kevin Austin: Oh, can you use the microphone? I think they're going to help you out.

Melvin Lee Gilbert: Melvin Lee Gilbert is my full name. I'm an attorney down in Buffalo, Missouri.

Rep. Kevin Austin: I'm sorry counselor to continue to interrupt. Is the a little green button lit, cause I don't think you're coming through.

Rep. Gina Mitten: Maybe you need to get a little closer. You're kind of- They're tricky.

Melvin Lee Gilbert: How about now? Okay, we'll go with Melvin Lee Gilbert, I'm the attorney for Warren Love in this case and I'm proud to be here to represent him. Some may look at me as a hired gun, I don't believe that's gonna be accurate for a couple of reasons. First, hiring gives the impression of money being spent to hire. I'm not charging

Warren a penny in attorney's fees in this matter. I have a general practice in Buffalo, the closest thing to a specialty is small government law but I'm currently on retainer for 20 government entities from Camden County down to Stone County, from Webster County over to Newton County. And I'm told that representing 20 government bodies is the most of any solo practitioner in the state. And I'm not tooting my horn here because it's actually relevant to this because there are many dozens if not hundreds of cities within Missouri that have various statues and monuments that need to be protected as well. Why would I come up here to help Warren? One reason is that I know Warren's language. Warren is from St. Clara County, Missouri. My family, past FDR and Truman democrats, have known Warren for decades. My great grandparents, grandparents, and dad owned land in St. Clara County and lived within 15 miles from Warren as the crow flies, if that country saying can still be used these days. I suppose even a negative connotation could be made of that old country saying, under the current political climate. Today's saying that this issue had is hanging from the highest tree. That's one I was exposed to over 50 years ago. Never ever was it used in a racial context. It was used in the context of punishment. And that is how corrects today. Was it racially motivated or was it punishment motivated? There's been absolutely no evidence of Warren's statement was anything other than an adage for punishment. It couldn't even be racial unless Warren knew the race of the criminal in this case. And it's impossible for us to prove a negative proposition; but fortunately in America that burden does not lie on the accused but the accuser. The same type of protection will exist at even a higher constitutional level for the criminal that did the monument vandalism in Springfield. And yes it was a crime. That seems to be lost in the paint at times. And at times Warren seems to be treated worse than the criminals in this case. Who else beside Warren has admonished this crime? The lack of some condemning this crime only gives credence to the criminal act and by that silence only encourages similar criminal acts for the future. By condoning this act of vandalism where does it stop unless we are united to condemn it. This time was damaging a monument in a national cemetery. So one day a monument in a national cemetery, next time a monument at a national park, like Mt. Rushmore, defacing Washington and Jefferson. They were slave owners, so where does this all stop? I guess it could all be done in the name of civil disobedience to some people, whereas the true definition of this is actually criminal destructive disobedience. I guess some could deface the memorial of Lincoln in DC in the name of civil disobedience, a national park monument, the Martin Luther King monument in DC, a national park monument. Statues, plaques, and memorials that depict the birth of Brown Education or the Little Rock Nine, they have monuments at each of these places, both national park sites. Where does it all stop unless there is a condemnation of some type for this act that was done in Missouri? Because it can go both ways. And that hurts all of America in the long run. I've mentioned national parks several times. I have visited all 88 of the Missouri state parks, and 413 of the national parks. Probably didn't realize there were that many. Warren surprised me last session by presenting me with a resolution for being the only person in the world to visit all of the Missouri state parks and all of the national parks that were open on the centennial. So between most state parks and national parks, I have visited many many dozens of historical sites. And that brings me to the other reason that I'm here for free to support Warren, and that's because of our passions for history. Warren has filed for two years and pre-filed for a third year the Missouri veterans heritage protection act. There is statewide support as shown in this room by all of the veterans that are here today. Warren is a member of both organizations of Sons of Confederacy and Sons of the Union. He had family members on both sides. He is not racist. Warren and I have also worked together to designate the Butterbelt Stagecoach through the national historic trail in America. At 2900 miles is the longest state trail in world history and it started right down the road in Tipton. He's invited me two different times to come up and testify for the support of that proposition. One third of all national historic trails do go through Missouri. We've also worked together for several years on the 1800 themed pioneer heritage days in Warsaw, Missouri. Warren thinks 1800s old west a lot. That's where I also have the similar language to Warren. When hanging from the highest tree is said, I think of the cattle wrestlers in the old west. That is where Warren's motives lie, in punishment and not anything racial. And I stated here earlier, where does it all stop in being too politically correct to correct America's sins of history? There is the good bad and ugly in American history, but it is the truth. One cannot spray-paint over the truth of history. If this is not all stopped, then are we going to change the name of the city we're in today? Can't be Jefferson can it? Thank you very much.

Rep. Kevin Austin: Thank you counselor. That concludes opening statements. I would now ask Representative McCann Beatty and Representative Green to come for inquiry. You both have already been sworn so you remain sworn. Any inquiry? Representative.

Rep. Michael Butler: Thank you Mr. Chair. To inquire? Um, Representative McCann Beatty, are you familiar with an incident in this body um where Representative Love referred to another member as a black negro?

Rep. Gail McCann Beatty: I was not actually in that hearing, um, but it is my understanding that it was a conversation in which um he said prevailing wage is good for the negro.

Rep. Michael Butler: Okay. When you heard of that incident what were your actions post that?

Rep. Gail McCann Beatty: Um, actually very similar to my reaction to this. Um, I immediately went and had a conversation with the Speaker. Um, the Speaker assured me that he would have a conversation with Representative Love and that it would be dealt with.

Rep. Michael Butler: You professionally and internally tried to handle that situation with the Speaker of the House?

Rep. Gail McCann Beatty: Yes.

Rep. Michael Butler: Representative Green, are you familiar with that incident as well?

Rep. Alan Green: No.

Rep. Michael Butler: Thank you. Thank you Mr. Chair.

Rep. Kevin Austin: Thank you. Any further inquiry? Representative Lynch.

Rep. Steve Lynch: It's good to see you representatives. Representative Green, when you went to Representative Love, what did he tell you he meant?

Rep. Alan Green: Well, per say we didn't specifically talk about the incident that occurred, uh we never actually talked about that incident. We haven't.

Rep. Steve Lynch: Okay, but then you wrote a letter.

Rep. Alan Green: Yes. We're Facebook people- we're connected on Facebook. So actually when he writes various things or- and you can see it on Facebook, or we have- we're connected together.

Rep. Steve Lynch: I understand, you know but if I was offended which you were, to write the letter. I would want to go to the person, and because there was already some explanations being given and ask him what they meant. But that didn't happen, I guess that's what you're saying.

Rep. Alan Green: Let me just correct myself. At veto session- after veto session we did talk a little bit about that, and he did apologize for that, but we didn't talk much about that.

Steve Lynch: Did he apologize for the statement or because you misunderstood what he was saying?

Rep. Alan Green: We never talked about me misunderstanding what he said, no.

Rep. Steve Lynch: And Representative McCann Beatty, what did Warren tell you that he meant?

Rep. Gail McCann Beatty: I have not spoken one word to Representative Love since the incident.

Rep. Steve Lynch: Okay. Do either one of you have any understanding of what he has said that he meant?

Rep. Gail McCann Beatty: I can't tell you- I can tell you how I felt. I can tell you what I saw, what I have experienced from reading it. But I can't- like I said I have not had any conversation with him so I can't tell you necessarily what is in his mind. What I can say is that we have seen a number of statements from Representative Love that definitely suggest that these are racist statements.

Rep. Steve Lynch: So you've had no contact to ask him? What did you mean one-

Rep. Gail McCann Beatty: I've only had one conversation with Representative Love since I've been in the legislature and it was about these Confederate Monuments.

Rep. Steve Lynch: Okay. And what do the people that committed the crime look like? (28:04)

Rep. Gail McCann Beatty: I have no idea what they look like. And let's be clear, at no point in time have I said anything that these people should not be punished. And let's also be clear, my remonstrance has zero to do with the fact that the monument was defaced. My remonstrance has to do with Representative Love's response. We need to stop changing the narrative. It was inappropriate for a legislator to call for a lynching.

Rep. Steve Lynch: But a response that you never have talked to him about that some of us may have differently. And yet you say that he is being racist and the comments he is making even though my understanding is we have no clue- I don't think anyone has been arrested, or been charged with this crime just yet. So we don't know what group- it could be any group of any ethnicity or color.

Rep. Gail McCann Beatty: First of all calling for a lynching is inappropriate period.

Rep. Steve Lynch: Well I believe we can look at that in a bit. But I just wanted- You don't know who-

Rep. Gail McCann Beatty: Wasn't there.

Rep. Steve Lynch: Okay.

Rep. Kevin Austin: Representative Green.

Rep. Alan Green: Let me address part of that. First of all, I have never in that area talk about after veto session, the lynching part. But I have sat in Warren's office many a day and I enjoyed talking to Warren. He has a lot of historical pieces on his wall. He has a lot of historical books. We'd talk about those things. I was shocked; I'll be honest, when this came up, because I did not perceive that of Warren. I was actually thrown back. So that's I'm appalled at how did- When we're talking about hanging someone from the longest rope and a tall tree, I couldn't even imagine that. Because those are not the conversations that I have with Warren. I have them talking about the history and the monuments and pictures and cowboys you know ranches cows, all that horses, we talk about all of that. So this threw me off when that piece came up because that is not the piece that we talk about on a daily basis.

Rep. Steve Lynch: Yeah it's not- and believe me Warren is more than happy to talk to you about history. As you know. But you got to know him when he was up here, but maybe not to really know him how he is really from his area and the way that they may talk out in that area as well. And what the statements they make.

Rep. Alan Green: Still on that point I do a lot of training around the nation talking about those areas you're talking about right now. See the way you perceive it may not be the way we perceive it, and that is that piece again of understanding. And so that understanding piece is why we would be offended.

Rep. Steve Lynch: And I think that is the very point of this, is that understanding where a person is coming from when they make some of these statements. Believe me I understand that some statements that we may make in rural Missouri folks in the city have lived there all their lives, may not understand what we are saying. It also works the other way. I have things believe me I could be offended as well, if I wanted to be, if I didn't want to be understanding. There are things that some of our representatives do, I don't agree with, I don't understand, but I understand I don't understand everything about them either or the situation that we're working with or what they're trying to do in their district. There has to be some understanding of that and some give of that where we're all able to say that maybe we are offended in this country we're gonna get offended from time to time, but to try to understand why they have said that and then accept the truth of why they say they said.

Rep. Alan Green: Let me address that piece.

Rep. Steve Lynch: Yes.

Rep. Alan Green: One of the big pieces I love to talk about too is that I spent five years in Texas working on a ranch. So I shoveled a lot of manure. So I understand when I'm hearing manure. Okay. So what I'm also saying too is that when we look at these understandings because I was in a rural area for so many years, I can't use that piece that it's only the suburban or the urban core, because I've been in the core areas of the country too. And so I see things from that point of view too. So I just had to put that out there.

Rep. Steve Lynch: Yeah and the shoveling wasn't a reference to me I'm hoping.

[laughter]

Rep. Steve Lynch: Thank you.

Rep. Kevin Austin: Further inquiry? Gentleman.

Rep. Peter Merideth: Thank you. Thank you both for your prior statements. I really appreciate the thoughtfulness you put into them. Um, I want to follow up, Representative Beatty, um it's hard to ignore the sort of underlying racism in this situation, right? Um, whether it was intentional or conscious we can all argue about here. Um, we've talked a lot about Representative Love's knowledge of history. Um, you gave us numbers of the history of lynching in America and in Missouri, and would it be your understanding that if you have knowledge of history you also have a decent knowledge of the racial history of lynching in America?

Rep. Gail McCann Beatty: Representative I would agree. Um if you understand history, you understand history, and you should also understand why something like this is so offensive.

Rep. Peter Merideth: For sure.

Rep. Gail McCann Beatty: And we as a legislature, we have to come up here and work together on a daily basis. Um, and we do have to understand each other, um, but unfortunately for Representative Love even once he found out that it was offensive, it didn't really matter. Which tells me he didn't care and the Gentleman asked, have I had a conversation with him. No I have not. He didn't think to seek me out um for an apology or anything else and his half-hearted apology that we read in the newspaper he even retracted that.

Rep. Peter Merideth: Now given the context that this was in response to defacing a Confederate memorial, um does that add to the sort of obviousness that there is some racial element to this?

Rep. Gail McCann Beatty: It absolutely does because lynching was a form of intimidation um and then there was another comment after that that referred to the term strange fruit. Strange fruit was what they called when they saw an African American hanging from a tree. They were called strange fruit.

Rep. Peter Merideth: That seems to be a pretty decent knowledge of history. And what the terms mean.

Rep. Gail McCann Beatty: I would agree, yeah.

Rep. Peter Merideth: Um, now, stepping back I don't want to ignore the racial part of this but it seems to be an area of dispute in our committee so I'm going to ask you, assuming there was no racism underlying this at all, and that this was um an expression used, does that change whether or not it was appropriate for a legislator to call for a lynching?

Rep. Gail McCann Beatty: It does not because as a legislator we should not be calling for violence period.

Rep. Peter Merideth: So calling for extrajudicial violence as a response to a small crime

Rep. Gail McCann Beatty: Is inappropriate.

Rep. Peter Merideth: Is in appropriate for a legislator whether it's racist or not.

Rep. Gail McCann Beatty: Whether it's racist or not.

Rep. Peter Merideth: So we can pull aside the racism for those who don't believe there was racism involved um, well we may contest that, and still say that there is a serious problem with a legislator calling for violence.

Rep. Gail McCann Beatty: Absolutely.

Rep. Peter Merideth: Okay. Um, I would add, you brought up Senator Chappelle Nadal in this situation

Rep. Gail McCann Beatty: Yes

Rep. Peter Merideth: And there was I guess a somewhat comparable situation although lots of differences and lots of contrasts are important as well. Um, and our message to the public is that her call for political violence is unacceptable. Her call for violence with someone she is upset with, someone she is personally offended by, wasn't acceptable.

Rep. Gail McCann Beatty: Correct.

Rep. Peter Merideth: And so she was

Rep. Gail McCann Beatty: She was swiftly punished.

Rep. Peter Merideth: Did she have a lawyer in that process, when she was swiftly punished?

Rep. Gail McCann Beatty: I don't know that.

Rep. Peter Merideth: Okay. Um, it seems there is a significant contrast with how these are both handled. And I realize that some of that is procedural with the different houses. Do you think that there is a message being sent to the public if we have one response for Senator Chappelle Nadal, and a different response in a case like this for two public calls for violence by elected officials?

Rep. Gail McCann Beatty: I think it absolutely says something to the public, especially when one is an African American female and one is a white male. And the fact that many of my Republican colleagues were incredibly outraged by Senator Chappelle Nadal and went to social media immediately wanting her removed from the Senate, but yet when it happened with Representative Love we heard absolutely nothing.

Rep. Peter Merideth: Sure.

Rep. Gail McCann Beatty: And now here we are four months later and absolutely there has been no response from our Republican leadership.

Rep. Peter Merideth: Go ahead if you have something to add.

Rep. Alan Green: I just wanted to address from the Black Caucus too off of Senator Nadal. We also put out a press statement that we did not condone her statements.

Rep. Peter Merideth: Of course, of course. Thank you. Um, now so to talk about the contrast there. And you mentioned that she's an African American woman versus a white male. And we've got the context of racial undertones with all of this, um but again pulling the racial undertones aside for a minute, um I guess we're saying that the message to the public would be best-case scenario for a democrat there's one standard and for a republican there's another. And then the worst-case scenario is that for a black woman there is one standard and for a white male there is another.

Rep. Gail McCann Beatty: That's true.

Rep. Peter Merideth: And the reality is the public is gonna perceive that based on our response, whether you all think it's true or not, right?

Rep. Gail McCann Beatty: Absolutely.

Rep. Peter Merideth: Okay, one other point that um, from some of the previous uh conversation. Uh, we've heard a little bit about how this is sort of just language from his community that he represents. Um, if my community, my constituents, say things like they want Donald Trump assassinated and horrible unacceptable things, does that justify me saying it as a legislator?

Rep. Gail McCann Beatty: No it absolutely does not because we are held to a higher standard.

Rep. Peter Merideth: So this isn't about whether a regular person can say offensive things, this is about whether a legislator can call for political violence.

Rep. Gail McCann Beatty: Absolutely, yes.

Rep. Peter Merideth: Thanks.

Rep. Kevin Austin: Further inquiry? Representative.

Rep. Gina Mitten: "Briefly, if I may, thank you. Um, and either of you guys can answer this, but to sort of refresh everyone's memory, tell me if I'm correct in this if memory serves, it was the Democratic Floor Leader who removed Representative Chappelle-Nadal from all her committees. Am I misremembering that?"

Rep. Gail McCann Beatty: "I believe that is correct."

Rep. Gina Mitten: "So basically a member of her own- Senator Walsh's own caucus, engaged in some behavior that I think we can universally agree was inappropriate was pretty swift, if memory serves, dealt some consequences from within. Is that a fair characterization? And then I understand, I guess there was a formal censure that occurred on veto session, which would have been September 13th."

Rep. Gail McCann Beatty: “Correct, and had my remonstrance been dealt with in a normal fashion, we could have also dealt with it on the floor, as well.”

Rep. Gina Mitten: “On September 13th?”

Rep. Gail McCann Beatty: “Absolutely”

Rep. Gina Mitten: “...and again, I think it’s fair to say though that the same meeting of consequences has not occurred in in this case.”

Rep. Gail McCann Beatty: “There has been no consequences for Representative Love.”

Rep. Gina Mitten: “Okay thank you so much, thank you Mr. Chair.”

Rep. Kevin Austin: “Further inquiry? Seeing none, thank you representatives.” “Now inquiry of Representative Love. Gentleman would you please come forward and your counsel can come with you.” “Before we begin, Representative Love you have not been sworn in so let me do that now. Do you solemnly swear or affirm that the testimony you will give before this committee is the truth, the whole truth, and nothing but the truth so help you God?”

Rep. Warren Love: “I do.”

Rep. Kevin Austin: “Thank you sir. Inquiry?”

Rep. Gina Mitten: “I’ll start, good afternoon. So let’s just start, if we can, with the facts. The way I read the Facebook page said is that you said, ‘I hope they are found and hung from a tall tree with a long rope.’ Is that a fair characterization, is that a quote of what your post said? Yes?”

Rep. Warren Love: “Yes.”

Rep. Gina Mitten: “And do you remember, wasn’t that posted on August 30th or the end of August 2017?”

Rep. Warren Love: “Yes, ma’am.”

Rep. Gina Mitten: “Can you help me to understand, was that Facebook post ever removed?”

Rep. Warren Love: “No, ma’am.”

Rep. Gina Mitten: “It was not? ‘Cus um...could you help me understand why, and I’m going to read from some of your quotes in the newspaper, and I would love if you could help me, well help all of us, understand whether these are accurate quotes or not. Because there was originally an article in the Springfield News Leader in which you said that you thought that the post had been taken down. And then you clarified that it was still up, but you had not been able to access it due to poor internet connectivity. Is that a fair characterization of your comments to the Springfield News Leader?”

Rep. Warren Love: “That is correct.”

Rep. Gina Mitten: “Okay, so can you tell me why you thought it was down and then said that you couldn’t get to it? I guess you decided on October..excuse me August 31st that you’re not going to take it down. Is that a fair characterization?”

Rep. Warren Love: “Let me explain about the confusion. I was in route to the bootheel of Missouri that afternoon, I arrived there about dark and I pulled over. I seen a wave of inquiries from newspapers and I thought I am going to try to put out some fires. So in the area that I pulled over in.”

Rep. Gina Mitten: “Yeah these don’t work so well do they?” *holds up phone*

Rep. Warren Love: “Yea, I didn’t have internet connection but I did have phone connection, so I was asked by a reporter if I had taken the post down, and I commented, ‘It may have been taken down...because someone else may have been, one of my children actually, may have taken it down, I don’t know because I can’t access Facebook so there was some misunderstanding about whether it was taken down or not. It was actually the next day before I knew.”

Rep. Gina Mitten: “Okay, did you not tell the reporter, and I’m going to quote, ‘That you had not been able to access it due to poor internet connectivity and that that was the reason it was not take down?”

Rep. Warren Love: “I basically was confused, I didn’t know if it was or if it had been.”

Rep. Gina Mitten: “Then I’m gonna move forward to another article also dated October, excuse me, August 31st, in which you indicated that you would not take it down and that it, quote ‘It starts a dialogue’. Is that an accurate quote of your statement to the Post Dispatch?”

Rep. Warren Love: “I don’t remember”

Rep. Gina Mitten: “Okay, but do you have any reason to believe that the Post Dispatch did not quote you accurately in that article? In that you’re saying it starts a dialogue?”

Rep. Warren Love: “No.”

Rep. Gina Mitten: “Ok, so again my understanding is that you said to the Post Dispatch on the 31st of August that you could take it down, but that you’re not going to because it’s already out and it starts a dialogue and later that afternoon, The Kansas City Star has an article also about these posts in which you say you will not delete the post, the Facebook post.”

Rep. Warren Love: “I did, and can I explain why?”

Rep. Gina Mitten: “Well, I just have some more questions and I think you will get to that. I guess my question is, what dialogue did you hope to start?”

Rep. Warren Love: “I don’t remember ever saying the word ‘dialogue’, you know, and if I did I cannot remember.”

Rep. Gina Mitten: “Okay, so you’re not sure why you said that to the Post Dispatch, because you said that you have no reason to believe that they misquoted you.”

Rep. Warren Love: “I don’t even remember using the word dialogue, it’s not a normal word in my vocabulary. I just wanted to let you know that.”

Rep. Gina Mitten: “Okay, and they’re quoting you, ‘I could take it off but I’m not because it’s already out and it will start a dialogue’. That’s the quote. So um, so I guess then you’re saying now that you didn’t hope to start a dialogue.”

Rep. Warren Love: “No, here’s why I did not remove it okay, if I may now in front of the committee”

Rep. Gina Mitten: “Well right now I’m not asking you about the removal I’m asking about the dialogue, so again you’re quoted saying you wanted to start a dialogue. Now you’re saying you didn’t want to start a dialogue, I’m just trying to understand.”

Rep. Warren Love: “I do not remember quoting or saying that I wanted to start a dialogue.”

Rep. Gina Mitten: “Okay, okay so then is it safe to say that you did not hope to start a dialogue by leaving the post up?”

Rep. Warren Love: “I would say yes, ma’am.”

Rep. Gina Mitten: “Okay so you left the post up but you had no desire to start a dialogue about the contents or maybe the reaction to that post.”

Rep. Warren Love: “The reason why I left the post up is because it had already been snapshotted, everybody in the world’s seen it, there’s no taking it down. Also, if you will look at that Facebook post, I don’t even know how to go back and find it, you will see my next statement was I did not mention race nor gender nor age.

Rep. Gina Mitten: “Mhmm, I understand that.”

Rep. Warren Love: “And I want that to be on there. Because I did not mention those things.”

Rep. Gina Mitten: “Mhmm, I understand. You-- you’ve already confirmed what the quote actually says so I think that’s already kind of clear. So again you said--and I’m going to go to another article, and this was a week later on September the 8th, you apparently contacted Steve Pokin of the Springfield News Leader to again, clarify your comments, and um, in that article you are quoted as saying ‘If you get’--and I’m not going to use the word--‘If you get feces on your boots you might as well keep it there ‘cus you can’t wipe away the smell’. Is that an accurate quote?”

Rep. Warren Love: “That’s right.”

Rep. Gina Mitten: “Okay so again, I’m kinda confused about that but could you explain to the committee how calling for a lynching is akin to getting feces on your boots?”

Rep. Warren Love: “Ma’am if I may, I did not use the word ‘lynching’. And I will ask you, is there a difference, dictionary, between the words ‘lynching’ and ‘hanging’?”

Rep. Gina Mitten: “And--and if I’m ever sitting in that seat I welcome you to do so, but right now, unfortunately I am the one that’s asking the questions at this juncture. So, and again I’m going to say, can you explain to the committee how calling for someone-- without a trial, without an arrest, without a jury-- to be hung from a tall tree, which I think one can argue is the equivalent of lynching. Could you explain to the committee how that is akin to getting feces on your boots?”

Rep. Warren Love: “Did I mention there would be no trial, no uh, civil matter in that statement?”

Rep. Gina Mitten: “Okay so can you explain to the committee how hanging someone from a tall tree with a long rope is akin to getting feces on your boots?”

Rep. Warren Love: “That no diff--no relationship.”

Rep. Gina Mitten: “No relationship.”

Rep. Warren Love: “No relationship whatsoever.”

Rep. Gina Mitten: “But yet that’s the language that you’ve chose. Those are quotes that you’ve admitted are quotes.”

Rep. Warren Love: “I could’ve said ‘take ‘em to the woodshed’, or uh you know, ‘nail your hide to the wall’ or any numerous of things.”

Rep. Gina Mitten: “Mhmm.”

Rep. Warren Love: “And since we’re here in front of God and everybody, let me tell you what I almost put..”

Rep. Gina Mitten: “You could’ve also put ‘arrested and prosecuted to the full extent of the law’.

Rep. Warren Love: “That’s what I meant.”

Rep. Gina Mitten: “But those aren’t the words that you used.”

Rep. Warren Love: “You know something, sometimes when you want to make a point you use an expression called a colloquial statement”

Rep. Gina Mitten: “Ohhh, okay.”

Rep. Warren Love: “Okay, I almost wrote ‘This is a crime, totally against the law’. My granddaddy used to say when somebody done something like that they ought to have their back split and their leg run through it. That’s what I almost wrote, so now everybody knows.”

Rep. Gina Mitten: “But you chose not to do that.”

Rep. Warren Love: “Pardon me?”

Rep. Gina Mitten: “You chose not to write that in your post.”

Rep. Warren Love: “I didn’t want to face my wife with making that kind of statement.”

Rep. Gina Mitten: Ahh, that’s interesting. So you didn’t want to face your wife with that kind of statement but it was okay to hang folks from a tall tree. Okay. Um, look I’m a city person, I think we’ve already established that we may look at things differently depending on our regions. Um, you also have some quotes in the Post Dispatch’s August 31st article in which you referred to ‘them’ and ‘the minorities’ in that you said, “I probably have a better relationship with the minorities than any of them up at the legislature.” You also said, “I play softball with ‘them’, I’m good friends with ‘them’, I sit on the same side of the isle as ‘them’, and ‘they’ are on my softball team”. Um, I’m assuming by ‘them’ you meant persons of color or African Americans that work or serve in this building?

Rep. Warren Love: “What word should I have used?”

Rep. Gina Mitten: “Well I would have called them your--my colleagues.”

Rep. Warren Love: “Who was the article referring about? Who has charged against me?”

Rep. Gina Mitten: “Well I think the article at the time was referring to your comments, which we’ve already established, were to hang somebody from a tall tree with a long rope. So the article was about those comments and I’m just wanting to clarify your quotes to that article and clarify that those were in fact your words and to confirm that what you meant by those words were persons of color or African Americans that work and serve in this building.”

Melvin Lee Gilbert: “I would just like for the record to note that you had preferenced that with his relationship with minority representatives in this building and that had already been designated and “them” each time used after that, referred back to the minority--”

Rep. Gina Mitten: “Which is why I’m asking the person that made the statements to clarify, I’m sure we’re all understanding exactly what he meant.”

Rep. Warren Love: “That is correct.”

Rep. Gina Mitten: “Thank you. Now I’m curious about the timeline of your apology, or not apology, or retraction of an apology. Um, it looks to me like you know, again on August 31st at 8:30 in the morning you said you could not recall the apology that you had written on Facebook and declined to give one over the phone. Um, do you remember that conversation, and it would’ve been with the Kansas City Star, do you remember that conversation in which you declined to apologize with a telephone interview with the Kansas City Star?”

Rep. Warren Love: “Not that I declined, I will say this, I was interviewed by many different news medias. And I maybe made a statement of an apology over the phone to some, some not. But it was not until the following day that I drafted a formal apology with sincere meaning can ask to be excused from the comment that I made because I realize it had offended people and I’m sorry.”

Rep. Gina Mitten: “MmK. And then again on the next day then you also um, again--have you retracted your apology?-- let’s just go there. In other words, my understanding is that you did ultimately issue an apology and sort of now just restated it. Was that apology ultimately retracted?”

Rep. Warren Love: “No, it was submitted to all the news media and put out, I posted it on my Facebook. Uhh it’s still there, I hope that everyone received it. I know uh, what our intent was.”

Rep. Gina Mitten: “Okay, so it’s still there along with the post.”

Rep. Warren Love: “It’s not on the same post. It’s probably the following day.”

Rep. Gina Mitten: “Okay, then um, I’m gonna ask you a little bit about sort of words and consequences. Do you think there should be consequences for using words that are offensive or hateful?”

Rep. Warren Love: “Well the reality is, yes.”

Rep. Gina Mitten: “Okay. So for instance if a child or a grandchild were to, as we in the city say, “drop an F bomb or take the Lord’s name in vain, I’m assuming you believe there should be some consequences for that?”

Rep. Warren Love: “I believe there is consequences for everything that we do.”

Rep. Gina Mitten: “Well and again, if your children or grandchildren were to use profane or otherwise inappropriate language would you punish them?”

Rep. Warren Love: “If I felt it was inappropriate.”

Rep. Gina Mitten: “If it was inappropriate? Okay, so you would. So I’m assuming things like an F bomb as we would say or four letter words you find to be inappropriate, coming from a child?”

Rep. Warren Love: “Yes.”

Rep. Gina Mitten: “I suspect you may find it inappropriate even coming from me..Um, why would you punish them, why would you punish a child or anybody, for using poor language, inappropriate language? Why do we do that?”

Rep. Warren Love: “Well I could quote Bible scripture, Proverbs come to mind, that if you raise up a child in that way that he or she go when they’re older, they will-- they’ll turn into that.”

Rep. Gina Mitten: “So we punish people--there are consequences for our actions, just generally speaking, so that we learn from those mistakes, isn’t that true? I mean, isn’t that how we basically operate?”

Rep. Warren Love: “Yes ma’am.”

Rep. Gina Mitten: “Okay. So um, do you-- well, have you been criticized for making racist statements in the past?”

Rep. Warren Love: “Some have criticized me and taken it out of context and if I could I’d like to address this deal about the prevailing wage committee I was in and clear that up.”

Rep. Gina Mitten: “Well it’s on videotape frankly so I think that’s it’s kind of already been cleared up to the extent that you know, there were statements that were made and I believe that you referred to the black negro as benefiting from a bill and um, if memory serves, I just looked at that video last night in fact, Representative Dunn explained at the time that he found that that was offensive to him.”

Rep. Warren Love: “That is correct.”

Rep. Gina Mitten: “Okay, and that was in January of 2017?”

Rep. Warren Love: “I was reading from a historical article about how Davis Bacon was found.”

Rep. Gina Mitten: “I understand.”

Rep. Warren Love: “And this very day at the town hall there is a commentator-- news writer named Larry Elder-- do you know of him?”

Rep. Gina Mitten: “I do not.”

Rep. Warren Love: “His headline is instead of infrastructure investments, how ‘bout killing Davis Bacon? Okay he writes about this, he uses that same term three times in his news story.”

Rep. Gina Mitten: “And I realize that. And I appreciate that but if we were here talking about that commentator I would really love to hear about that but--”

Rep. Warren Love: “I was only reading from a historical article”

Rep. Gina Mitten: “--from a historical article”

Rep. Warren Love: “The New York workers union, they were being infringed on.”

Rep. Gina Mitten: “I understand that but however, you were criticized openly in a committee hearing for these comments and somebody did indicate to you that he felt it was an offensive comment.”

Rep. Warren Love: “Yes ma’am.”

Rep. Gina Mitten: “Okay. And then about a month later in February 2017 there was a Pitch article in which, I understand again it was a quote but you had a Facebook post in which you quoted some pretty damning comments about President Lincoln, including calling him a tyrant.”

Rep. Warren Love: “I didn’t quote, I just posted an article that was written about 10 things about Lincoln a lot of people don’t know, which I do repaticiously with other people.”

Rep. Gina Mitten: “Right I understand but you took a part of that article and copy and pasted it and put it up and actually it wasn’t in quotations but we were able to clarify that with the press later.”

Rep. Warren Love: “That’s right.”

Rep. Gina Mitten: “So again in January of 2017 we have some racial issues that you’re called out for, you know you were criticized for that at the time, perhaps we disagree about whether it was fair but it’s criticism. And then a month later we have an article in the Pitch that’s sort of calling you out and criticizing you also for some racist comments, is that a fair assessment of what happened last year?”

Rep. Warren Love: “I don’t keep up on that publication.”

Rep. Gina Mitten: “Okay, well I did so, do recall the criticism from both of those comments?”

Rep. Warren Love: “I did.”

Rep. Gina Mitten: “Okay, were there any consequences to you for either of those comments?”

Rep. Warren Love: “No ma’am.”

Rep. Gina Mitten: “No consequences at all. So do you think you should incur any consequences for the language that you’ve used-- what’s the subject of this complaint and remonstrance today?”

Rep. Warren Love: “I’ve apologized and I expect no condemnation.”

Rep. Gina Mitten: “You expect no condemnation, which brings me to something else I thought was sort of interesting, you are quoted in a December 18th article in the Post Dispatch saying “my case is going to be no condemnation”. Is that an accurate quote?”

Rep. Warren Love: “What was the statement again?”

Rep. Gina Mitten: “My case-- meaning you saying-- once again, my case was going to be no condemnation”.

Rep. Warren Love: “I didn’t make that in a statement as an affirmative, I meant that I was going to ask for no condemnation.

Rep. Gina Mitten: “Okay, well that’s not what the quote says so you’re saying that is a misquote?”

Rep. Warren Love: “Evidently”.

Rep. Gina Mitten: “Okay, which is fine, again I just want to clarify that stuff because it’s out in the world and I think you deserve an opportunity to make sure you’re being quoted accurately. Um, so again you believe there should be no condemnation and consequences--

Rep. Warren Love: “Yes”

Rep. Gina Mitten: “--despite the fact that you’ve been called out for racist comments on at least two prior occasions?”

Rep. Warren Love: “Those that call them comments racist comments is nothing but their matter of opinion, I don’t feel like they were racist.”

Rep. Gina Mitten: “Do you feel it appropriate though, once you become a member of the General Assembly that we have to use language that’s respectful to all Missourians?”

Rep. Warren Love: “I think it should be our goal to do that, yes, and I apologized for making some offensive comments that I felt was offensive to others.”

Rep. Gina Mitten: “Okay. Um, have you spoken with any members of this committee about this complaint?”

Rep. Warren Love: “Yes.”

Rep. Gina Mitten: “And could you tell me the substance of those conversations?”

Rep. Warren Love: “What?”

Rep. Gina Mitten: “Could you tell me what was said? What was that conversation?”

Rep. Warren Love: “Just that-- how this procedure is going to be played out and when we would speak and the formalities”

Rep. Gina Mitten: “Right, the process and all that”

Rep. Warren Love: “Yeah.”

Rep. Gina Mitten: “That makes perfect sense. Have you had other conversations with members of the General Assembly about this complaint?”

Rep. Warren Love: “Many.”

Rep. Gina Mitten: “Have you had any conversations in which you were assured you would not be punished?”

Rep. Warren Love: “No ma’am.”

Rep. Gina Mitten: “Have you had any conversations in which it was indicated you would be punished?”

Rep. Warren Love: “No ma’am.”

Rep. Gina Mitten: “No you haven’t. Um, I just want to finally give you an opportunity to respond to some other quotes that we have about your comments. Well, actually, do you agree with what the consequences were for Senator Chappelle Nadal?”

Rep. Warren Love: “That’s another issue and I don’t feel like it has one iota to do with this issue. Not one.”

Rep. Gina Mitten: “I understand, but do you agree with the consequences she faced?”

Rep. Warren Love: “Chairman I have not had any chance to review any of that with my client because it seems to be an issue that wasn’t a part of today’s hearing.”

Rep. Gina Mitten: “Mr.Chair either he thinks that the senator should have faced consequences or he thinks the senator should not have face consequences, it’s a pretty simple question and I suspect that pretty much every person in this room could answer it one way or another.”

Rep. Kevin Austin: “Well I agree that he should answer but I disagree that it could be on way or the other. Maybe he has no opinion, I don’t know but I think that the representative should answer.”

Rep. Warren Love: “Would you repeat the question ma’am?”

Rep. Gina Mitten: “Do you believe Senator Chappelle Nadal should have faced any consequences for the speech that she engaged in, hoping for the assassination of President Trump?”

Rep. Warren Love: “I believe that is up to the Senate and her fellow colleagues to decide.”

Rep. Gina Mitten: “But you wouldn’t mind serving with someone who made those comments?”

Rep. Warren Love: “If you want to chase that rabbit down the road, what we made comments on it would take up all day.”

Rep. Gina Mitten: “So you don’t find offensive at all to serve with somebody who had made that comment?”

Rep. Warren Love: “No.”

Rep. Gina Mitten: “Okay then, some members of your own party have called for some consequences onto you and I’m curious what your response is to those comments.”

Rep. Warren Love: “I’ll tell ya like this, when you quail hunt and you flush up a covey of quail, they’re all together and when they land they’re all individually in their own place. Whatever they say, they’re going to have to suffer because of them are going to get flushed up, some of them are going to get shot, and some of them are going to live. Now that’s a colloquial statement I hope you understand.”

Rep. Gina Mitten: “Are you referring to your colleagues that made comments about your statements?”

Rep. Warren Love: “Yes ma’am”

Rep. Gina Mitten: “That some of them are going to get shot?”

[some crowd upset]

Rep. Kevin Austin: “Hold it, hold it, hold it, hold it.”

Rep. Gina Mitten: “Help me to understand what that means.”

Rep. Warren Love: “There’s consequences when they land on their own with what decision to make, we do that everyday as legislatures. You know, we’ll endorse this, or we’ll criticize this, and we have to stand for our decision, whatever we decision we made. If we come out openly, and criticize someone and condemn them, each individual we have to stand for what we say.”

Rep. Gina Mitten: Okay, and so for instance let’s just say that the current majority floor leader that, he was just elected, he has a post saying “Calling for the murder of anyone is unacceptable. Representative Love’s punishment to be equal to any opposed on Senator Maria Chappelle Nadal.” What’s your response to that?

Rep. Warren Love: “I have none.”

Rep. Gina Mitten: You have no response to that? What about Lieutenant Governor Parson who said that, “The post is unacceptable and inexcusable” ?

Rep. Warren Love: “I have none.”

Rep. Gina Mitten: What about Governor Eric Greitens who said that “Leaders of Missouri need to do better and I don’t think Senator Chappelle Nadal or Representative Love should be representing the people of Missouri, both should face the same consequences”?

Rep. Warren Love: “I have none.”

Rep. Gina Mitten: Do you have any response to the fact that his spokesperson Parker Briden later clarified those comments in saying, “We think he should resign”.

Rep. Warren Love: “No ma’am.”

Rep. Gina Mitten: “No comments at all. Well I thank you for coming and thank you for your testimony and I have no further questions.”

Rep. Kevin Austin: “Further inquiry?”

[inaudible]

Rep. DaRon McGee: “Good afternoon Gentleman”

Rep. Warren Love: “Good afternoon”

Rep. DaRon McGee: “So, your attorney had stated earlier that this was not meant, not meant to be offensive language based on a historical perspective, correct?”

Rep. Warren Love: “Clarify that one more time.”

Rep. DaRon McGee: The comments that you posted, he stated, “This was not meant to be offensive because the historical nature you were trying to present your comments”, is that correct?

Rep. Warren Love: “Yes.”

Rep. DaRon McGee: “So would you acknowledge that many African Americans across the state would be offended by your comments based on the historical nature of what you were talking about would you at least acknowledge that?”

Rep. Warren Love: “I would and I found that out but why would African Americans be offended by what I said when I did not say race, can you tell me that because that’s what I want to know?”

Rep. DaRon McGee: “Well I think that Representative McCann Beatty gave a pretty good historical context why many African Americans, including myself, would be offended by those comments.”

Rep. Warren Love: “Do you think that white people or that spanish people have never been lynched when you talk about the word ‘lynch’?”

Rep. DaRon McGee: “Were talking in nature of the context of your comments that you posted. I would also ask, in your comments you mentioned I guess the conversation that your attorney or your representative mentioned today in that this was really in terms of political correctness and is that what you’re saying this is really about? About being politically correct? Is that what you’re thinking this is, the outrage about your comments?”

Rep. Warren Love: “I called out a crime and it was a crime. I was one of the only legislatures in this state that called that out.”

Rep. DaRon McGee: “I don’t think we’re debating the crime that took place against the monument. I think we’re debating the comments that you posted.”

Rep. Warren Love: “I did it in a crude way and I wanted to make a point that I hope they are convicted to the fullest extent of the law, now I did not write that, okay but that’s what I meant. And I did not refer anything about race, gender, or age in my statement.”

Rep. DaRon McGee: “Representative Love, after you made those comments, did you talk or consult with any African Americans in your district?”

Rep. Warren Love: “No sir, I don’t have very many, I’m sorry to say. I live in a very predominantly white area as many other rural Missourians do. That’s just the fact.”

Rep. DaRon McGee: “Well that’s interesting, I know there’s plenty of African Americans that live in rural Missouri. But that’s okay. I also wanted to ask you specifically about your comments when you talk to your post that you made, do you think at the very least, even if you acknowledge that your comments could be offensive to African Americans across the state do you believe at the very least that you deserve-- that they deserve an apology for your comments even if you didn’t mean to be offensive-- I know that was not your intent, but they took that as an offensive comment.”

Rep. Warren Love: “I did that exactly. The following day.”

Rep. DaRon McGee: “In what way did you do that?”

Rep. Warren Love: “I did it in written form, it was submitted to newspapers, the news media, I posted it back on my Facebook. Sir, I can only say apology and a half, and have them accept my apologies. I don’t know how else to do it but write it and submit it, and that’s what I did.”

Rep. DaRon McGee: “And I know you said, you had stated earlier with Representative Mitten you had never mentioned a lynching and can you explain for the committee what the difference between being hung and a lynching?”

Rep. Warren Love: “You bet. A lynching is done by vigilante, okay. In Henry County Missouri, where I live, the last lynching was done in the 1930s. And there was a gentleman from Calhoun Missouri that got blamed for molesting a woman, he was hung-- he was lynched by a vigilante mob on the Henry County Courthouse lawn within a matter of 24 hours. That is a vigilante lynching. He did not have a trial. Hanging is done by due process of law. By the way, so we all will know, the last official hanging that happened in Missouri was in 1934, and happened in Fulton, Missouri and it was to George McKeever, for killing Sheriff Roger Wilson, the Boone County Sheriff and First Trooper Ben Booth in Columbia, also McKeever was a white man.”

Rep. DaRon McGee: “Would you agree that using the word in the comments that you posted as they offended many African Americans across the state, would you say that would be the same as making anti-semitic remarks in front of a Jewish audience?”

Melvin Lee Gilbert: “Chairman this is a preliminary hearing on complaint in front of the committee, I just believe that is completely irrelevant and we have not prepared for anything along that line.”

Rep. Kevin Austin: “I understand, if this were a court of law the objection of relevance may be sustained but right here I think we have, and I’m required to grant much greater latitude to the inquiry, so I would ask that the Representative answer if you can.”

Rep. Warren Love: “Okay. Could I ask you to repeat that one more time?”

Rep. DaRon McGee: “Well because my greater point is that--that I think I want to understand-- is that the language you used was offensive to many people across the state and I’m down right offended and I think that I see relevance to using the same sort of language you’re using that offended one group of people and I’m saying that in the same context, in the same way, you could’ve said the same thing and this example I’m using, anti-semitic language in front of a Jewish audience, and just seeing how they could have been offended in using the same sort of language that would incite hate. And I think that you just explained to this committee that there is a difference between a hanging and a lynching and I think there are a lot of people in this state that don’t see the difference between the two.”

Rep. Warren Love: “I don’t know how to answer that. I can see how people can say things they’re accustomed to hearing and knowing and it can be offensive to other people whether they be a race of Indian, Spanish, African American, whatever and Jewish, and not realize it’s offensive.”

Rep. DaRon McGee: “One last question Representative Love, knowing what you know today, would you post those comments again?”

Rep. Warren Love: “I would’ve wrote that other one that I told you I was gonna write.” [crowd laughter]

Rep. Kevin Austin: “Representative Brown, I mean--”

Rep. Michael Butler: “Butler, it’s fine. Representative you mentioned, when was the last hanging in the state of Missouri, you gave us a fact, when did that occur?”

Rep. Warren Love: “I did what now?”

Rep. Michael Butler: “You mentioned when the last lynching if an African American in the state of Missouri?”

Rep. Warren Love: “It wasn’t a lynching it was a hanging.”

Rep. Michael Butler: “The hanging.”

Rep. Warren Love: “Justifiable by law, yes.”

Rep. Michael Butler: “But the you also mentioned the last lynching done by a vigilante group was done. You mentioned that as well.”

Rep. Warren Love: “Yes, we have a newspaper reporter down in Henry, Missouri who publishes the Clinton Daily Democrat, his name is Dan Miles, he may have sent all of you a letter. He actually about a month ago published the 3 actual lynchings that had happened in Henry County, and two of them was back in the 1800s, and the one in the 1930s. They were done in Henry County Missouri.”

Rep. Michael Butler: “Okay so, thank you for that for clarifying your statement. I thought you meant that was the actual last vigilante lynching in the state of Missouri. You meant just in Henry County, because the last actual lynching--”

Rep. Warren Love: “--Yes. By the way they were all white.”

Rep. Michael Butler: “Okay, because the last actual lynching in the state of Missouri was in 1942.”

Rep. Warren Love: “That I don’t know.”

Rep. Michael Butler: “In Sikeston, Missouri.”

Rep. Warren Love: “Good to know.”

Rep. Michael Butler: “Of the 25--”

Rep. Warren Love: “In 1942.”

Rep. Michael Butler: “In 1942. Okay we’re clarifying because you were mentioning Henry County, okay cool. Representative do you, do you have any remorse for your statements, do you believe you did anything wrong with any of the statements you’ve made over the past General Assembly?”

Rep. Warren Love: “I made a public apology and I’m sorry to those that I’ve offended.”

Rep. Michael Butler: “So you do believe that you have done something wrong?”

Rep. Warren Love: “I’m sure I offended some and I’m sorry.”

Rep. Michael Butler: “Yes sir. With that, you believe you do not deserve any punishment for what you’ve done wrong is that what I’m hearing here today?”

Rep. Warren Love: “That would be correct.”

Rep. Michael Butler: “Is there a reason why you admit you’ve done something wrong but don’t deserve a punishment?”

Rep. Warren Love: “I’m not admitting that I did anything wrong. I am admitting that I made a statement that was taken out of context and offended certain people that took it to mean something it did not mean. And I’m sorry for that,”

Rep. Michael Butler: “Representative, would you agree you have made 3 statements in the past year that have offended people in this body. Would you agree to that?”

Rep. Warren Love: “No.”

Rep. Michael Butler: “So the statement you made in committee about--that a member of this body complained to Republican leadership--would you agree that that offended someone?”

Rep. Warren Love: “I read a historical article about how Davis Bacon was started in New York in 1933 and it referred to that statement about the worker out of the south.”

Rep. Michael Butler: “But you read a racially--”

Rep. Warren Love: “--I read--”

Rep. Michael Butler: “--you read a racially insensitive word and it offended a member of this body, one of your colleagues, and a complaint was made and that complaint was discussed with you. You don’t believe there was anything wrong you did in that instance?”

Rep. Warren Love: “No, I don’t.”

Rep. Michael Butler: “Okay and then the second instance, where members viewed you refer to a former President of this country in a negative way, you don’t believe you did anything wrong in that instance?”

Rep. Warren Love: “I did not refer to him in a negative way, I posted a historical article about a presidential President and people can read that and make their own assumption on it.”

Rep. Michael Butler: “You don’t believe you did anything wrong in that instance?”

Rep. Warren Love: “No sir.”

Rep. Michael Butler: “And then this instance, where you also expressed publicly, and I think your lawyer stated, an adage for punishment. “An adage for punishment”, those exact words. You don’t believe you did anything wrong in that instance as well?”

Rep. Warren Love: “I’m having trouble understanding what that means..outage?”

Rep. Michael Butler: “Okay, your lawyer stated there was nothing racial about your comment, and that you felt it was an adage for punishment.”

Rep. Warren Love: “My statement was an analogy okay, I’m not sure I know the word ‘adage’, okay. But it’s kind of like an analogy or metaphor for punishment to the full extent of the law. You know there was three or four I gave you, talking about ‘take ‘em to the woodshed’ or ‘nail your hide to the wall’, you know, ‘lock up and throw away the key’. All of those are colloquial statements to emphasize a form of punishment. Because it was a crime. I could have wrote any of them, they all meant the same thing.”

Rep. Michael Butler: “Would you agree that they--”

Rep. Warren Love: “You don’t want to take those statements literally, they are not meant to be taken literally, that’s the problem we have. You know I mentioned one day on the floor, if common sense were lard, some people don’t have enough to grease a skillet.”

Rep. Michael Butler: “I’m not taking it literally. I understand, you know there are plenty of things members of this committee never say publicly, folks in this room never say publicly that they say privately that they know are inappropriate. All I’m asking is, you didn’t choose to say those other things, you chose to say something that has-- that you acknowledge was probably offensive to someone-- and quite a few members in this body agree was wrong, and folks in your own party agree was not just offensive, it was actually wrong to say. And I guess why do you think you did--and other folks think you did--something wrong but that you don’t deserve a punishment for?”

Rep. Warren Love: “I apologized for stating a statement, that was a colloquial statement, that basically called for a punishment for the full extent of the law. I don’t know what else I can do.”

Rep. Michael Butler: “Do you believe that you should receive punishment to the full extent of the law for yourself?”

Melvin Lee Gilbert : “I object to that statement because we’re-- this is a question that is asked in a criminal context compared to this committee’s process.”

Rep. Michael Butler: “This committee is bound by law and has certain options by law.”

Rep. Kevin Austin: “Gentleman can you rephrase it with what we can impose here.”

Rep. Michael Butler: “Yes sir. And thank you, that’s what I meant, are you--do you think you should receive punishment to the full extent of this committee’s law?”

Rep. Warren Love: “Many I need to be taken to the woodshed.”

Rep. Michael Butler: “Maybe or you should be?”

Rep. Warren Love: “That’s for up to you all to decide.”

Rep. Michael Butler: “So, that’s not offensive to me, take ‘em to the woodshed in my sense would mean recieve censure. And you would receive a punishment that lasts and is as difficult as this committee sees fit. Do you believe you should receive a censure?”

Rep. Warren Love: “That’s up to you all.”

Rep. Michael Butler: “Thank you Mr. Chair. Thank you Representative.”

Rep. Kevin Austin: “Thank you, Gentleman. Further inquiry? Um, Lady.”

Rep. Marsha Haefner: “To inquire Mr. Chair. Thank you, I want to make a few comments and then direct a question to Mr. Gilbert. The purpose of this hearing and this committee is not to talk about history, or park monuments or reverence to veterans, or defacing monuments. The purpose of this committee and the complaint deals only with the comments made by Representative Love--only, and to try and put all these other issues out there to me is a smoke screen for what we’re really dealing with here and in your last comments, I’m happy you brought it back to what this committee is charged to. You don’t want to talk about anti-semitic comments, you don’t want to talk about criminal proceedings and consequences, you want to keep it to what we’re here to do and I just wanted to make sure that regardless of what this committee decides, it’s not because we don’t care about veterans, we don’t care about monuments, we don’t care about all of the other things we’ve talked about. There’s no one sitting up here that has to make a decision that condones what happened to that statue. Representative Love, I just find it difficult to believe when you talk about colloquial sayings when you go back to August, this summer, what was going on in our country to other Confederate statues, and the reaction on both sides of that issue, I find it almost impossible for you not to connect the dots between hanging someone from a rope from a tree and a lynching. What is a lynching? How is a lynching carried out Representative Love?”

Rep. Warren Love: It’s a question for me? It’s done by vigilante.

Rep. Marsha Haefner: How do they carry the act out?

Rep. Warren Love: They were usually a vigilante. I mean all of the old Western movies I've ever met they went and bust them out of jail and took them out and threw a rope up over a tree... I was talking about hanging. It's an old western term for punishment for stealing horses. There's just some things you just don't do.

Rep. Marsha Haefner: I don't want to talk about stealing horses. I want to talk about the comment you made in the context of defacing a confederate statute...experiencing this issue.

Rep. Warren Love: How long have we served in this House together? We've been here six years together.

Rep. Marsha Haefner: Six years together.

Rep. Warren Love: You know me well enough that if I was going to say lynching, I would have said lynching.

Rep. Marsha Haefner: But you talk about colloquial talk and connotations. The connotation of what you said- I just think you're smarter than thinking it has no meaning in regards to race. It's not cowboy talk in my opinion. Where I come from, this is not cowboy talk, it's not acceptable, and when you take the big picture of what was going on in our nation at that time and the fact that this was defacing a confederate statue I don't understand how you can interpret this any other way but in calling out a race and a punishment. Thank you Mr. Chair.

Rep. Kevin Austin: Thank you. Further inquiry? Representative Lynch.

Rep. Steve Lynch: Good afternoon Representative Love. We've known each other for quite a while, for six years, came in together at the same time, rode the freshman bus together, my first term I was a deputy whip, you were one of my floor whips, we worked closely together, we've remained friends ever since. Including today, occasionally on the floor, in a committee meeting, in the hallways, in my office, out on the street, and in here, you use all kinds of sayings in your everyday speech don't you?

Rep. Warren Love: I do.

Rep. Steve Lynch: You just can't help yourself I don't think sometimes.

Rep. Warren Love: You know another famous man name Mike [indiscernible] does that and they think he's kind of an old southern redneck, and I guess I'm just like that.

Rep. Steve Lynch: Anybody that knows you, knows you talk in, if you want to call it Western talk, or country talk or cowboy talk, I've heard a lot of those phrases that you've used over the years, I may not have used them, but I've heard most of them, you know a lot of them. Let me ask you about this phrase. When you said it, did you mean to literally go out and get whoever committed the crime, because we don't know who committed it, incite a mob, go out and get them and literally hang-lynch- them?

Rep. Warren Love: Absolutely not.

Rep. Steve Lynch: And you know, I understood that from where I am at, that you did not mean that either.

Rep. Warren Love: That's right.

Rep. Steve Lynch: That it was not literally go out and get them.

Rep. Warren Love: That's right.

Rep. Steve Lynch: Because you are correct in my part of the country, I've heard people say 'Well they oughta go out and hang them,' I've heard people say 'Well we oughta shoot them,' I've heard people say 'put them in jail and throw the key away.' None of that was to circumvent the court system, was it?

Rep. Warren Love: That's right.

Rep. Steve Lynch: It is literally to say we are extremely upset about what happened. And you were, because of your passion. And you had every right to be passionate about what you are and to get angry about what you're passionate about. And you used a phrase that I'm sure you've probably used it before, without a thought about being a racist. You used it that they would receive the full extent of the law, is that correct.

Rep. Warren Love: That's correct.

Rep. Steve Lynch: So it wasn't to be taken literally, it wasn't to incite- I've heard- people running out and mobbing together to go do something. It's just a phrase so that people understand something bad has happened, something needs to be done about it, is that correct?

Rep. Warren Love: That's correct

Rep. Steve Lynch: So there's no circumventing the law? It's just an understanding of where you're from and where I'm from, I understood immediately when I read what you meant. And there was no racism in it.

Rep. Warren Love: That's right.

Rep. Steve Lynch: I understand that you were upset and you believed that whoever did that should get the book thrown at them.

Rep. Warren Love: That's right. That's a good colloquial statement.

Rep. Steve Lynch: I'm not throwing the book literally, I'm just saying-

Rep. Warren Love: -What does that mean? Throw the book at them?

Rep. Steve Lynch: It means they get the full extent of the law and I know that you didn't mean any more than that and when you apologized! And the reason you haven't taken your statement down. As I understand it, you tell me if I'm wrong, you don't think the statement is wrong, because you know what you meant

Rep. Warren Love: That's right.

Rep. Steve Lynch: You are apologizing that others misunderstood what you said and were insulted or offended because of it. Is that correct?

Rep. Warren Love: That's correct.

Rep. Steve Lynch: Thank you.

Rep. Kevin Austin: Further Inquiry. Representative.

Rep. Peter Merideth: Thank you. Representative, I'll try to be quick, I know you've answered some of these questions to some extent so I'll try and be brief here. The difference you said between lynching and hanging from a tree is that it's done by vigilante. And you've stressed that that's the difference, right?

Rep. Warren Love: Yes

Rep. Peter Merideth: Is hanging by a tree a punishment for vandalism in Missouri?

Rep. Warren Love: You are trying to take my statement literally and as the representative here just mentioned, I didn't mean that literally. [crosstalk]

Rep. Peter Merideth: Respectfully, if you didn't mean that literally, I'm wondering why you're focused on the difference between whether you said lynching or whether you said hanging and why that was about a vigilante.

Melvin Lee Gilbert: Chairman, the talk about lynching and hanging over and over is not used to say anything [indiscernible] This body, the House of Representatives and the Missouri Senate has never approved lynching in the state of Missouri. They have approved hanging [indiscernible]. There is a difference that has been created by this body right here

Rep. Peter Merideth: So you're saying because hanging by a tree used to be legal, you're saying that that's why it's okay for you to say that they should be hung by a tree?

Melvin Lee Gilbert: What I'm talking about is the different definitions between [modern rule?] and using judicial procedures [indiscernible]

Rep. Peter Merideth: I believe I understand the distinction you're making, my point here is that if that distinction matters, the reality of using any hanging at all is, under Missouri law, that would have to be extra-judicial, because we no longer have hanging in Missouri law and we certainly, I don't believe, have the death penalty for- any kind of death penalty, even lawful death penalties- in response to vandalism. So if that distinction is what matters to you, I guess I'm saying I don't understand why, unless you actually did mean they should be hung from a tree.

Rep. Warren Love: Are you taking my statement literally?

Rep. Peter Merideth: I'm asking if you do because you're focused on the distinction between vigilantism and –

Rep. Warren Love: It has been pointed out numerous times that that was a colloquial statement, metaphor, or whatever. It did not mean that literally.

Rep. Peter Merideth: Okay. I'll move on from that. Thank you. We heard a lot from you about the history of lynching a little bit. You mentioned that the most recent lynching in your county was of a white man. Are you familiar with any of the statistics on how often lynching was used for African Americans versus-

Rep. Warren Love: I sure am. I've read the history books just like everybody else.

Rep. Peter Merideth: Okay.

Rep. Warren Love: I want you all to know that there were a hell of a lot of white people hung.

Rep. Peter Merideth: Sure and from what I've read from statements on various research that I've done just in preparation for this. It seems a lot of those white folks that were hung were also hung because they helped black folks. [Booing from the crowd]

Rep. Kevin Austin: Order, order, order.

Rep. Peter Merideth: This is a historical question we're just talking about here. Over 70% of the lynchings in Missouri were of African Americans and then of those, under 30% that were of Caucasians, they were often because [audio stops] You asked Representative McGee, how in the world African Americans could find this statement offensive. My question for you is, now that you've talked to people about this, it's not really our job in this committee to explain to you what makes this potentially offensive or not. Can you now understand how African American residents of your district, of this state, of my district, and even your colleagues in this building may have found a calling for an extra-judicial hanging, whether metaphorical or not, of vandals who vandalized a confederate monument, might have been deeply offensive, painful, and even frightening? Does that make sense to you that they might feel that way?

Rep. Warren Love: I do understand, I have apologized. Also, how do you feel when Francis Scott Key's monument was vandalized and Thomas Jefferson's monument and Christopher Columbus and Steven Foster and on and on and on. And even stones are dumped down in normal public cemeteries, how does that make you feel?

Rep. Peter Merideth: Certainly doesn't make me feel like lynching the vandals.

Rep. Warren Love: You said the word, I didn't.

Rep. Peter Merideth: Okay. So I think that tells me that you don't actually find that offensive – you don't understand why African Americans might find it offensive.

Rep. Warren Love: I do understand, yes. And hearing their side of the story- and I apologized for that.

Rep. Peter Merideth: I appreciate that. I have not read your apology, I don't think you sent an apology to the other members of this body. I know Senator Chapelle-Nadal sent an apology to all of her colleagues. I'm curious if you can make your apology here, in front of us, so that we can hear what exactly you are sorry for.

Rep. Warren Love: I sincerely apologize to anyone who took offense to my statement that referred to calling out the crime in Springfield National Veterans Cemetery. I am sorry.

Rep. Peter Merideth: So just so I understand correctly, you are sorry they took offense but you don't believe you said anything wrong.

Rep. Warren Love: I do not believe I said anything wrong in calling out a crime. Now if I knew it was going to cause all this [unknown word 1:34:40] I would've said some different term and I shared with you earlier what that term might have been, another term, yes.

Rep. Peter Merideth: So it's our response to your comment that has you regretting it, not the substance of the comment.

Rep. Warren Love: I am sorry I hurt anyone's feelings or infringed upon their beliefs that my statement was taken to mean something I didn't mean it to mean. I guess

Rep. Peter Merideth: I appreciate that. Thank you.

Rep. Kevin Austin: Further inquiry? Alright, seeing none, again, this is a preliminary hearing this committee can impose punishments or a judgement if you will in this case, but only by the consent of the respondent. So with that, I now address to you Representative Love, will you accept the judgement or resolution of this committee based solely on the preliminary hearing.

Rep. Warren Love: No. Yes.

Rep. Kevin Austin: You will?

Rep. Warren Love: I will.

Rep. Kevin Austin: Okay. Having said that, as a committee we now have various options allowed by the rules of procedure and I will be ready to accept any motions that we can take under and discuss. Representative?

Rep. Gina Mitten: Mr. Chair I move that this committee impose punishment of censure, which for those that haven't been familiar with the rules is a 'sanction that the conduct constituted a legal or moral wrong and shall include punishment of denying privileges of office which are then recommended by this committee. Censure is a punishment that requires consideration and vote by the entire House and it would require the presence of Representative Love under our current rules.'

Rep. Kevin Austin: Any discussion? Representative Conway.

Rep. Pat Conway: Just so everyone's clear Mr. Chair, this is a motion submitted by Representative Mitten. Before we vote on this motion, are there alternative options for this committee? That to what degree, we want to, as a committee vote on this issue?

Rep. Kevin Austin: Here's how I understand our options. We can entertain a motion to dismiss. We can entertain a motion to go to an investigative hearing, or we can entertain a motion to decide the case based upon this preliminary hearing. If we decide that third way to decide the case based upon this preliminary hearing, we can have then three forms of punishment: a letter of reproof, a reprimand, or a censure. So I guess, I don't want to put words in your mouth so correct me if I'm wrong, are you saying that a motion for censure at this point is out of line because we haven't had a motion to decide the case upon the preliminary hearing?

Rep. Pat Conway: That's what I'm going with. I think that the committee should have the options of determining this. Representative Love acknowledged that he would be willing to accept what the committee does. From a personal basis, and I think I probably speak for a number of people, if not all on this committee, I don't believe anyone wants to see Representative Love removed from this body. I think Warren to me has been a good representative and I think he has apologized, so whether we go to the most severe of the three options, or one of the others, I think we should at least look at the remonstrance or other issues rather than going directly to the most severe of the three options.

Rep. Gina Mitten: Should we do this by two separate motions?

Rep. Kevin Austin: Let's do that. Will you withdraw your motion?

Rep. Gina Mitten: I will withdraw my motion. I think Representative Conway makes an excellent point. I will withdraw my motion and I will move that we proceed to make a decision based upon the evidence provided or the testimony provided in today's preliminary hearing.

Rep. Kevin Austin: Very well. Any discussion on that motion? Would you mind restating that so I don't mix up what you're saying?

Rep. Gina Mitten: Could I restate it? Sorry, so I move that the Ethics committee make a decision on the complaint based upon the evidence presented today at the preliminary hearing.

Rep. Marsha Haefner: Will that be at a different time? Or—

Rep. Gina Mitten: So I think what happens is no. I think what Representative Conway is saying is that we one, decide to make a decision based on the preliminary hearing instead of moving to go to an investigative hearing and as Representative Austin has pointed out, there are then if my motion is approved, we say yes we're going to make our decision based upon the evidence heard today, then we have three choices, those choices are: censure, remonstrance, letter of reprimand. None of those choices include expulsion.

Rep. Marsha Haefner: So what this motion is is we're going to make a decision based on this hearing and not another investigative hearing.

Rep. Gina Mitten: Correct. I think that that's what Representative Conway wanted us to do is just that as a preliminary motion saying yes that's what we're going to do next and then just again so that everybody understands, Representative Love has indicated that he would accept our decision so to make a decision at the preliminary hearing phase under our rules requires his consent to that. If he does not consent then we can always proceed, assuming a majority of the body wishes to, to an investigative hearing and then at that point the punishment could be imposed without the consent of the respondent.

Rep. Marsha Haefner: But he's already agreed?

Rep. Gina Mitten: Exactly just so that we're all on the same page as to what those rules provide.

Rep. Marsha Haefner: Which I think is the honorable thing to do.

Melvin Lee Gilbert: Chairman, may I address something? Are you speaking that there's only three options at this point?

Rep. Kevin Austin: No, there are not, there are— we can entertain a motion to dismiss, we can entertain a motion to proceed by undertaking an investigative hearing, and we've already sustained the motion that we're going to consider a decision based upon the preliminary hearing [indiscernible] but we will. Then if we do that then there's three possible options: letter of reproof, reprimand, or censure, unless all three of those fail and we will go back to the others is how I view us going through this.

Rep. Gina Mitten: And I agree with the chair's assessment.

Rep. Kevin Austin: Okay. We have not voted on Representative Mitten's motion. Any further discussion on that?

Rep. Gina Mitten: I withdrew the first motion, I made the second motion that we make a decision based upon the preliminary hearing.

Rep. Peter Merideth: I apologize for the procedural confusion. Another procedural question. If we vote to go forward with that, does that preclude the prospect of an investigative hearing?

Rep. Kevin Austin: I do not see that.

Rep. Peter Merideth: Thank you.

Rep. Kevin Austin: No further discussion?

Rep. Jason Chipman: Going with these lines, if we move to agree to Representative Mitten's motion does it negate the ability to dismiss the complaint as well? Because of looking at the subparts of this section, the first is either dismiss or proceed to one of the three for going to the investigative hearing. So you're first step is picking which of the three you're going to do first. Then, if we don't dismiss, if we don't go to investigative, and we choose to decide, then we choose which of the three we're going to do.

Rep. Kevin Austin: I think we take whatever motions are as far as punishment, if those do not pass then we can still go back to the motion to dismiss or the motion to go to investigative hearing, hold on just a second.

[Discussion among the committee]

Rep. Kevin Austin: And decide the case upon the preliminary hearing. That is the motion before us. If that motion passes, then we can entertain motions for a letter of reproof, for reprimand, or censure. If one of those pass, Representative Love gets a chance to say he does not want to accept that and then we'll go back to the first option which is dismiss the complaint, or proceed by an investigative hearing. So right now before the committee, is Representative Mitten's motion to proceed with deciding the case upon the preliminary hearing, did I state that right Representative?

Rep. Gina Mitten: Yes you did. Yes Mr. Chair, I'm sorry.

Rep. Kevin Austin: Any further discussion on Representative Mitten's motion? Seeing no further discussion, I move that Representative Mitten's motion to go to decide the case based upon the preliminary hearing be passed. Madam Secretary would you please call the roll?

Committee Secretary: Representative Austin?

Rep. Kevin Austin: Aye

Committee Secretary: Mitten?

Rep. Gina Mitten: Aye

Committee Secretary: Butler?

Rep. Michael Butler: Aye

Committee Secretary: Chipman?

Rep. Jason Chipman: Aye

Committee Secretary: Conway?

Rep. Pat Conway: Aye

Committee Secretary: Haefner?

Rep. Marsha Haefner: Aye

Committee Secretary: Kolkmeier?

Rep. Glen Kolkmeier: Aye

Committee Secretary: Lynch?

Rep. Steve Lynch: Aye

Committee Secretary: McGee?

Rep. DaRon McGee: Aye

Committee Secretary: Merideth?

Rep. Peter Merideth: Aye

Rep. Kevin Austin: By a vote of 10-0 you have passed Representative Mitten's motion. Any further motions? Representative Mitten.

Rep. Gina Mitten: Thank you Mr. Chair. I move that this committee recommend that Representative Love be censured and I'm going to read this again what that means. A censure is a sanction that recognizes the conduct constituted a legal or moral wrong and shall include punishment of denying privilege of office which are recommended by this committee and requires the consideration and vote by the entire House with the Representative present. My motion is that we recommend censure and we recommend that Representative Love be removed from all his committees.

Rep. Kevin Austin: Any discussion? Representative.

Rep. Marsha Haefner: I would like to know what the other options are. Like what would a reprimand- the other two options-

Rep. Gina Mitten: I have cheat sheets from the rules if you would like to look at them. So a reprimand is a sanction issued by the Speaker that recognizes the conduct constituted a legal or moral wrong and may include punishment of denying privileges of office and we recommend a punishment in our report but that recommendation may or may not be taken. And the recommendation is part of the public record, but it is not done in public session and it does not require a vote of the House. The third option is a letter of reproof and a letter of reproof is a sanction that expresses the disapproval of conduct regardless of whether it constitutes a legal or moral wrong and it's basically just what you put in a committee report, it's nothing, it's just basically the report. It's part of the report that goes in the journal, so you'd have a letter of reproof that goes in your report, but your report goes in the journal anyway. It recommends no consequences. And I will say in support of my motion that censure was what happened to Senator Chappelle-Nadal. Honestly without the process that we've already entertained.

Rep. Kevin Austin: Any further discussion?

Rep. Michael Butler: Mr. Chair, I believe that censure is to the Gentleman's term "take him to the woodshed," I agree with my colleague here that I don't think anybody on this committee wants to rise the censure to the level of expulsion or anything more serious or the current recommendation for removing the Gentleman from committees is similar to other recommendations that have been made in the past. It also still allows the Gentleman to have a voice, to file bills, to vote on the House floor, to pretty much serve in every other capacity as a member rather than just sitting on a committee. More importantly, think about the number three committee, this is the third time that someone has made a complaint, whether informally or formally and to the correct people about Representative Love. I think the Representative has been forthcoming he's agreed to take his punishment and he's been very forthcoming about that. This is not the first time this committee or members of this committee have heard about instances regarding Representative Love. I think the recommendations that the lady has made are fair.

Rep. Kevin Austin: Further discussion? Seeing none. All in favor of the motion to vote censure will vote aye, all opposed vote no. Madam Secretary please call the roll.

Committee Secretary: Representative Austin?

Rep. Kevin Austin: No

Committee Secretary: Mitten?

Rep. Gina Mitten: Aye

Committee Secretary: Butler?

Rep. Michael Butler: Aye

Committee Secretary: Chipman?

Rep. Jason Chipman: No

Committee Secretary: Conway?

Rep. Pat Conway: Aye

Committee Secretary: Haefner?

Rep. Marsha Haefner: No

Committee Secretary: Kolkmeier?

Rep. Glen Kolkmeier: No

Committee Secretary: Lynch?

Rep. Steve Lynch: No

Committee Secretary: McGee?

Rep. DaRon McGee: Aye

Committee Secretary: Merideth?

Rep. Peter Merideth: Aye

Rep. Kevin Austin: By a vote of 5-5 the motion has failed. Representative Mitten?

Rep. Gina Mitten: Thank you Mr. Chair. I move that this committee issue a reprimand for Representative Love. And again a reprimand is a sanction issued by the Speaker, recognizing the conduct constituted a legal or moral wrong and which may include the punishment of denying privileges of office, that recommendation being part of our report. I recommend that our report include a recommendation for reprimand and a recommendation that Representative Love's punishment of the denial of privileges be removal from all of his committees. And again I think that members of the committee can disagree on sort of the relative treatment of the two sort of actions that we've been talking about today and I think we can all sort of agree to disagree about whether that's appropriate or not, we obviously get to control our own process, but I do believe that it is imperative that there be consequences for, as Representative Butler mentioned, we're at the third strike and part of why I asked the Representative some of the questions that I did is that there's a reason that we impose consequences on people for bad language and that is because it could be a mistake sometimes but at some point it becomes active behavior and we want it to stop, it's really what we want and I think it's important that this body send a message about that, so I urge everybody to support this motion.

Rep. Kevin Austin: Further discussion? Representative.

Rep. Marsha Haefner: I just wanted to comment that I appreciate the Lady's motion I do support it. I think that the Speaker will make the right choices as to what the appropriate punishment should be, we all get to weigh in as a committee as to what we believe the punishment should be. But I appreciate the fact that we're not comparing one incident with another, that we're just taking this one on its own merits and making the decision based on what's in front of us now and I do support the motion.

Rep. Kevin Austin: Further discussion? Representative.

Rep. Peter Merideth: Just to speak on the motion. I will say that I'm slightly conflicted on this motion. I'm frustrated to have a message sent to the public that we have a different level of treatment for comments that are offensive like this on Facebook than was held in the Senate. I also am tempted to suggest that we move for an investigative hearing instead. To be honest, based on Representative Love's conversation with Representative McGee and following conversation with myself, I'm not convinced that he understands why somebody would be offended by his comments and thinking from a more restorative approach rather than a punitive approach, could appreciate the opportunity for the public to weigh in, both supporters of Representative Love explaining what this phrase might mean to them and constituents of mine and perhaps his as well who were deeply offended, hearing from them why. I think that could be a very healthy process. That said, I don't want to walk out of here with no response so I will be supporting this motion.

Rep. Kevin Austin: Further discussion? Seeing none, all in favor of the motion to reprimand will vote aye, all opposed vote no. Madam Secretary please call the roll.

Committee Secretary: Representative Austin?

Rep. Kevin Austin: No

Committee Secretary: Mitten?

Rep. Gina Mitten: Yes

Committee Secretary: Butler?

Rep. Michael Butler: Yes

Committee Secretary: Chipman?

Rep. Jason Chipman: No

Committee Secretary: Conway?

Rep. Pat Conway: Yes

Committee Secretary: Haefner?

Rep. Marsha Haefner: Aye

Committee Secretary: Kolkmeier?

Rep. Glen Kolkmeier: No

Committee Secretary: Lynch?

Rep. Steve Lynch: No

Committee Secretary: McGee?

Rep. DaRon McGee: Yes

Committee Secretary: Merideth?

Rep. Peter Merideth: Yes

Rep. Kevin Austin: By a vote of 6-4 you have passed this motion and per the rules of procedure, Representative Love you get to again accept this or deny this and then we'll proceed accordingly.

Melvin Lee Gilbert: We would be denying that please.

Rep. Kevin Austin: Representative Mitten.

Rep. Gina Mitten: Mr. Chair I move that the committee proceed to an investigative hearing given that we've run out of options.

Rep. Kevin Austin: Any discussion? Representative.

Rep. Marsha Haefner: I go back to comments I made before. We need to make a decision based on facts and I don't know what more there could be to investigate. We have what he said, we have what this committee is charged to do. And for us to sit here through another hearing and hear the emotional testimony, the interpretations, all the different other things out there that aren't really about what this committee is charged to do. I think there would be no purpose in that, and I would not support that motion.

Rep. Kevin Austin: Representative.

Rep. Peter Merideth: Thank you. For the same reasons that I just said, I strongly support this motion. I think it would be very valuable for us to allow public input on this from our own constituents, from Representative Love's constituents and from folks around the state, both in his defense and those who were offended by his statement. I think that's a healthy process that would give us quite a bit more information to work with and make our decision. Frankly I also think that because Representative Love told us that he was ready to abide by our recommendation until he heard what our recommendation was, I have a problem with us then walking away with not even a slap on the wrist in this case where we in fact voted for a recommendation of a reprimand. And because we voted for reprimand and we were told he would abide by that vote and now he has not, I believe we should go forward with an investigative hearing.

Rep. Kevin Austin: Let me briefly address too. I think there was a comment that there's no other option, there certainly are options. If we don't have a resolution today, we still will submit a report and in that report we will certainly include the vote in favor of reprimand and that vote will be submitted to the Speaker and will be made public. Having said that, any further discussion on the motion to proceed to an investigative hearing. Representative Mitten.

Rep. Gina Mitten: Thank you. Just to clarify, regardless of what the report says these votes are going to be-they're public record anyhow and obviously they're public record, we've taken these votes on public record. The fact that we've taken these votes is public record. I frankly, I cannot express how disappointed I am in the representative for basically going back on his word. He made a commitment to this body and said that he would abide by what we decided. We made a decision, which I think was a reasonable decision, under the circumstances, it's a decision that still allows the Speaker some latitude, and despite telling us that he would abide by what this committee decided, he then decided to change his mind and I think that at a minimum, we need to be cognizant of the fact that that's really not acceptable behavior and as members of this body, we are all charged with holding ourselves to a very high standard. And honest to God, I don't know anybody in this building that doesn't believe that our word is our bond. And the fact that we've had somebody give us their word, which I take to be a bond, and has broken it, within ten

minutes, is extremely disconcerting to me, and while I recognize the lady's comments about an investigative hearing, the concern that I have is that nothing will happen. If we don't move to the next step that there will be no consequences, there will be no punishment, and I think that for this body to basically condone these comments and condone the breaking of a word is a sad state of affairs. Thank you.

Rep. Kevin Austin: Representative.

Rep. Peter Merideth: Just a quick question. Was the Representative under oath still-

Rep. Gina Mitten: Yes.

Rep. Peter Merideth: -when he agreed to abide by the decision of this committee?

Rep. Gina Mitten: Yes.

Rep. Kevin Austin: But the rules of procedure allow him to say yes then and once we vote on it say no.

Rep. Peter Merideth: So under the rules of procedure, what is the point of the initial question?

Rep. Kevin Austin: You know, I don't know, but that's what the rules say and we're going to follow them as they are.

Rep. Peter Merideth: Okay. But he was under oath when he said he would abide by the decision of the committee.

Rep. Kevin Austin: He was sworn in after the opening statement, when the inquiry began he remained sworn in.

Rep. Peter Merideth: Thank you.

Rep. Kevin Austin: Alright, seeing no further discussion. All in favor of the motion to refer this to an investigative hearing vote aye, all opposed vote no. Madam secretary please call the roll.

Committee Secretary: Representative Austin?

Rep. Kevin Austin: No

Committee Secretary: Mitten?

Rep. Gina Mitten: Aye

Committee Secretary: Butler?

Rep. Michael Butler: Aye

Committee Secretary: Chipman?

Rep. Jason Chipman: No

Committee Secretary: Conway?

Rep. Pat Conway: Aye

Committee Secretary: Haefner?

Rep. Marsha Haefner: No

Committee Secretary: Kolkmeier?

Rep. Glen Kolkmeier: No

Committee Secretary: Lynch?

Rep. Steve Lynch: No

Committee Secretary: McGee?

Rep. DaRon McGee: Aye

Committee Secretary: Merideth?

Rep. Peter Merideth: Aye

Rep. Kevin Austin: By your vote of 5-5 the motion fails. Any further motions? Seeing none, pursuant to rule 11, I would ask counsel to prepare a draft report for the committee, pursuant to rule 11 and submit it to me and the vice-chair within 30 days. I also ask the sooner, the better. Thank you sir. With that, this meeting is adjourned.

TRANSCRIPT SUBMITTED BY:

/s/ Rep. Gina Mitten, Vice-Chair

/s/ Rep. Pat Conway

/s/ Rep. Michael Butler

/s/ Rep. DaRon McGee

/s/ Rep. Peter Merideth

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1499**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46) and Wiemann

Noes (0)

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2105**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46) and Wiemann

Noes (0)

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2127**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128) and Wiemann

Noes (2): Arthur and Stevens (46)

Absent (1): Walker (74)

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 549** entitled:

An act to repeal sections 620.809 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to the reauthorization of financial incentives for job creation.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS#5 SB 564** entitled:

An act to repeal sections 386.266, 386.390, and 393.170, RSMo, and to enact in lieu thereof twelve new sections relating to public utilities, with an emergency clause for a certain section.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 569** entitled:

An act to repeal sections 456.1-103 and 456.8-808, RSMo, and to enact in lieu thereof two new sections relating to immunity for trustees.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 573** entitled:

An act to amend chapter 143, RSMo, by adding thereto one new section relating to income tax deductions for military personnel.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 581** entitled:

An act to repeal section 535.300, RSMo, and to enact in lieu thereof one new section relating to security deposits held by landlords.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 586** entitled:

An act to amend chapter 21, RSMo, by adding thereto one new section relating to the establishment of the joint committee on disaster preparedness and awareness.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 593** entitled:

An act to repeal sections 375.1025, 375.1052, 375.1053, 375.1056, and 382.278, RSMo, and to enact in lieu thereof fourteen new sections relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 594** entitled:

An act to repeal section 379.321, RSMo, and to enact in lieu thereof one new section relating to insurance markets for commercial insurance.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 623** entitled:

An act to repeal section 140.230, RSMo, and to enact in lieu thereof one new section relating to foreclosure proceeds.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 626** entitled:

An act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to distribution of petroleum products.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 629** entitled:

An act to repeal section 99.845, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 649** entitled:

An act to repeal section 319.318, RSMo, and to enact in lieu thereof one new section relating to the per ton fee for using explosives.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 708** entitled:

An act to repeal sections 105.1073, 303.020, 303.030, 303.120, 303.190, 303.240, 379.110, and 379.118, RSMo, and to enact in lieu thereof nine new sections relating to motor vehicle financial responsibility, with an effective date for certain sections.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SB 718** entitled:

An act to repeal section 338.202, RSMo, and to enact in lieu thereof one new section relating to maintenance medication.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SS SCS SB 775** entitled:

An act to repeal sections 190.839, 198.439, 208.437, 208.471, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof seven new sections relating to reimbursement allowance taxes.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS SBs 807 & 577** entitled:

An act to repeal sections 163.191, 172.280, 173.005, 174.160, 174.225, 174.231, 174.251, 174.324, 174.500, and 178.636, RSMo, and to enact in lieu thereof ten new sections relating to higher education, with an existing penalty provision.

In which the concurrence of the House is respectfully requested.

COMMUNICATIONS

February 19, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Pursuant to Section 105.461, RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I have been working on and plan to file legislation that will deal with the regulatory environment and tax treatment of Vacation Nightly Rental Property, also sometimes referred to as Residential Dwelling Rentals in Missouri. I am writing to disclose that I own property that is to be used as Vacation Nightly Rental property in Missouri. The legislation that I plan to file will affect property owners across our state and no portion of the legislation applies only to me or any family members or associates. That being the case it is my understanding that I am free to offer the legislation and speak on its merits without restriction. I make you aware of my property ownership to avoid any perception of impropriety and to provide full transparency.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Sincerely,

/s/ Keith Frederick
District 121

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 20, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1549, HB 2031

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2407

Executive session will be held: HB 2249

Executive session may be held on any matter referred to the committee.

Removed HB 2234.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, February 20, 2018, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1442, HB 2196, HB 2187, HCS HCR 66, HB 1968, HB 1469

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2257, HB 2306

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1483, HB 2087, HCR 60, HB 2259, HB 1739

Executive session may be held on any matter referred to the committee.

AMENDED

ECONOMIC DEVELOPMENT

Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1609

Executive session will be held: HB 1577

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 21, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HB 1857, HB 1347, HB 2144, HR 4891, HB 1424

Executive session may be held on any matter referred to the committee.

Removed HB 1423 and added HB 1424.

AMENDED

FINANCIAL INSTITUTIONS

Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2419

Executive session may be held on any matter referred to the committee.

CANCELLED

GENERAL LAWS

Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1248, HB 1249, HB 1262, HB 1915

Executive session will be held: HB 1510, HB 1651, HB 1795, HB 1870, HB 2155, HB 2179

Executive session may be held on any matter referred to the committee.

Removed HB 1256, HB 1326, HB 1382, HB 1865, HB 1936 and HB 1937; Added HB 1248, 1249, 1262 and 1915.

AMENDED

GOVERNMENT EFFICIENCY

Tuesday, February 20, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1565, HB 2211, HB 1644, HB 1486

Executive session will be held: HB 1576, HB 1443

Executive session may be held on any matter referred to the committee.

Added HB 1486 for continued hearing.

HB 1289 removed.

AMENDED

INSURANCE POLICY

Tuesday, February 20, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 1542, HB 2270

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1st quarter meeting.

Presentation of 2018 Annual Report.

JUDICIARY

Tuesday, February 20, 2018, 5:00 PM or upon evening adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1255, HB 2101, HB 1681, HB 1509

Executive session will be held: HB 1353, HB 1491, HB 1689, HB 1463

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless cleared with the Chair.

LOCAL GOVERNMENT

Wednesday, February 21, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1929, HB 1978, HB 2030, HB 2111, HB 2186

Executive session will be held: HB 1893, HB 2243

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, February 20, 2018, 8:45 AM, House Hearing Room 6.

Public hearing will be held: HB 1799, HB 2438

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, February 21, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 4.

Public hearing will be held: HB 1432

Executive session will be held: HB 1888, HB 2157, HB 2279

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2315, HB 2316

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their Annual Report.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE

Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, February 21, 2018, 5:30 PM or upon adjournment (whichever is later), House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The hearing will be for organizational purposes only.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, February 20, 2018, 12:30 PM or upon conclusion of morning session (whichever is later), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Public testimony will be heard from the short-term lending community, consumers, and the banking industry.

CORRECTED

SUBCOMMITTEE ON TAX CREDIT REVIEW

Tuesday, February 20, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Public testimony on Low Income Housing Credit, Manufacturing Jobs Act, Maternity Home Credit, Meat Processing Facility Investment Tax Credit, Missouri Business Modernization and Technology, Missouri Development Financial Board—Bond Guarantee, Missouri Development Financial Board—Infrastructure Development Fund Contribution Tax Credit, Missouri Examination Fee and Other Credit, Missouri Health Insurance Pool Assessment Credit, Missouri Life and Health Insurance Guaranty Association Credit, Missouri Property and Casualty Insurance Guaranty Association Credit, Missouri Quality Jobs, Missouri Works Credit, Neighborhood Assistance Credit, Neighborhood Preservation Tax Credit, New and Expanded Business Facility Credit, New Markets Tax Credits, New Generation Cooperative Incentive Credit, New or Expanded Business Facility Credit, Pregnancy Resource Center Tax Credit, Processed Wood Energy Credit, Public Safety Officer Surviving Spouse Tax Credit, Qualified Alternative Refueling Credit, Qualified Beef Tax Credit, Quality Jobs, Rebuilding Communities Credit, Rebuilding Communities and Neighborhood Preservation Act Credit, Remediation Tax Credit, Residential Dwelling Accessibility Tax Credit, Residential Treatment Agency Tax Credit, Rolling Stock Tax Credit, Self-Employed Health Insurance Tax Credit, Senior Citizen

Property Tax Relief, Shared Care Tax Credit, Shelter for Victims for Domestic Violence, Small Business Incubator Credit, Special Needs Adoption, Sporting Event Credit, Sporting Contribution Credit, Transportation Development, Wine and Grape Production Credit, Wood Energy, and Youth Opportunities Credit.

TRANSPORTATION

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2268

Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286

Executive session may be held on any matter referred to the committee.

We will go into executive session first; all members please try to be there. We will adjourn at 9:30 AM. HB 2180 will not be heard this week.

AMENDED

UTILITIES

Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 2265

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2339

Executive session will be held: HCS HB 1503

Executive session may be held on any matter referred to the committee.

AMENDED

HOUSE CALENDAR

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 20, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 87 - Basye

HOUSE BILLS FOR SECOND READING

HB 2490 through HB 2499

HOUSE BILLS FOR PERFECTION

HB 1464 - Berry

HB 1558 - Neely

HCS HB 1300 - Conway (104)

HCS HB 1572 - Rowland (155)

HB 1887 - Bahr

HCS HB 1366 - Basye

HB 1998 - Bondon
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor
HB 1578 - Kolkmeyer
HCS HB 2034 - Curtman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

SENATE BILLS FOR SECOND READING

SS SCS SB 549
SS#5 SB 564
SB 569
SB 573
SB 581
SS SCS SB 586
SS SCS SB 593
SB 594
SCS SB 623
SB 626
SCS SB 629
SB 649
SB 708
SCS SB 718
SS SCS SB 775
SCS SBs 807 & 577

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SEVENTH DAY, TUESDAY, FEBRUARY 20, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Ted L. Wojcicki, Immaculate Conception Catholic Church of Dardenne, Dardenne Prairie.

Be of good courage and He shall strengthen your heart, all ye that hope in the Lord. (Psalm 31:24)

O Ancient God of Hosts, we come to You in prayer at the beginning of another day. Help us to live through these times with faith, hope and love. Let not our strength fail, nor our vision fade, nor our trust in You falter in the emotion and responsibility of the day. Make us patient and understanding with one another, remembering that each one faces demanding duties.

Sustain us, O God, as we desire to do our duty, to seek the best for our State, and to lead our people in right and good paths. Day by day, whatever happens, may we hold Your hand, look up to You, and strive to walk with You until our work is done and our day comes to a close.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Stella Plocher and Owen Plocher.

The Journal of the twenty-sixth day was approved as printed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Gannon	Gray	Green	Grier	Haahr
Haefner	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen

May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Barnes 60	Brown 94	Christofanelli	Curtis	Ellington
Franklin	Franks Jr	Frederick	Gregory	Hannegan
Korman	Lichtenegger	Mitten	Mosley	Muntzel
Peters	Pietzman	Plocher	Roberts	Roden
Shull 16	Smith 85	Spencer	Trent	Wilson

VACANCIES: 005

HOUSE RESOLUTIONS

Representative McCann Beatty offered House Resolution No. 5461.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 88, introduced by Representative Baringer, relating to the bring our heroes home act.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2500, introduced by Representative Quade, relating to personal care assistance services.

HB 2501, introduced by Representative Shaul (113), relating to sales and use tax exemptions.

HB 2502, introduced by Representative Carpenter, relating to taxation, with a delayed effective date.

HB 2503, introduced by Representative Mitten, relating to sales tax.

HB 2504, introduced by Representative Corlew, relating to juvenile court proceedings.

HB 2505, introduced by Representative Plocher, relating to defined benefit plans.

HB 2506, introduced by Representative Grier, relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 2507, introduced by Representative Dogan, relating to intergovernmental joint task forces.

HB 2508, introduced by Representative Green, relating to the Missouri office of equal opportunity.

HB 2509, introduced by Representative Hannegan, relating to murder in the first degree, with a penalty provision.

HB 2510, introduced by Representative White, relating to the offense of placing an unsafe vehicle in the stream of commerce, with penalty provisions.

HB 2511, introduced by Representative Quade, relating to license plates and windshield placards for disabled persons.

HB 2512, introduced by Representative Butler, relating to student organizations at public institutions of higher education.

HB 2513, introduced by Representative Kidd, relating to concealed carry permits.

HB 2514, introduced by Representative Curtis, relating to industrial hemp, with penalty provisions.

HB 2515, introduced by Representative Curtis, relating to video game competitors.

HB 2516, introduced by Representative Curtis, relating to the public service commission.

HB 2517, introduced by Representative Curtis, relating to offenses committed by law enforcement officers, with penalty provisions.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 87, relating to department of conservation resident landowner privileges.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2490, relating to advanced practice registered nurses.

HB 2491, relating to license plates for disabled persons.

HB 2492, relating to absentee voting.

HB 2493, relating to reports made by correctional centers.

HB 2494, relating to elementary and secondary education.

HB 2495, relating to private college campus police.

HB 2496, relating to the towing of motor vehicles.

HB 2497, relating to licensure to operate motor vehicles, with penalty provisions.

HB 2498, relating to the health care cost reduction and transparency act.

HB 2499, relating to videoconferencing for parole hearings.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SS SCS SB 549, relating to the reauthorization of financial incentives for job creation.

SS#5 SB 564, relating to public utilities, with an emergency clause for a certain section.

SB 569, relating to immunity for trustees.

SB 573, relating to income tax deductions for military personnel.

SB 581, relating to security deposits held by landlords.

SS SCS SB 586, relating to the establishment of the joint committee on disaster preparedness and awareness.

SS SCS SB 593, relating to financial solvency of insurance companies, with penalty provisions and a delayed effective date.

SB 594, relating to insurance markets for commercial insurance.

SCS SB 623, relating to foreclosure proceeds.

SB 626, relating to distribution of petroleum products.

SCS SB 629, relating to tax increment financing.

SB 649, relating to the per ton fee for using explosives.

SB 708, relating to motor vehicle financial responsibility, with an effective date for certain sections.

SCS SB 718, relating to maintenance medication.

SS SCS SB 775, relating to reimbursement allowance taxes.

SCS SBs 807 & 577, relating to higher education, with an existing penalty provision.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1607, relating to lead-acid batteries, was placed back on the House Bills for Perfection Calendar.

HB 2044, relating to the Missouri local government employees' retirement system, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 2044**, relating to retirement benefits for public employees, was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said line the following:

"169.020. 1. For the purpose of providing retirement allowances and other benefits for public school teachers, there is hereby created and established a retirement system which shall be a body corporate, shall be under the management of a board of trustees herein described, and shall be known as "The Public School Retirement System of Missouri". Such system shall, by and in such name, sue and be sued, transact all of its business, invest all of its funds, and hold all of its cash, securities, and other property. The system so created shall include all school districts in this state, except those in cities that had populations of four hundred thousand or more according to the latest United States decennial census, and such others as are or hereafter may be included in a similar system or in similar systems established by law and made operative; provided, that teachers in school districts of more than four hundred thousand inhabitants who are or may become members of a local retirement system may become members of this system with the same legal benefits as accrue to present members of such state system on the terms and under the conditions provided for in section 169.021. The system hereby established shall begin operations on the first day of July next following the date upon which sections 169.010 to 169.130 shall take effect.

2. The general administration and the responsibility for the proper operation of the retirement system and for making effective the provisions of sections 169.010 to 169.141 are hereby vested in a board of trustees of seven persons as follows: four persons to be elected as trustees by the members and retired members of the public school retirement system created by sections 169.010 to 169.141 and the public education employee retirement system created by sections 169.600 to 169.715; and three members appointed by the governor with the advice and consent of the senate. The first member appointed by the governor shall replace the commissioner of education for a term beginning August 28, 1998. The other two members shall be appointed by the governor at the time each member's, who was appointed by the state board of education, term expires.

3. Trustees appointed and elected shall be chosen for terms of four years from the first day of July next following their appointment or election, except that one of the elected trustees shall be a member of the public education employee retirement system and shall be initially elected for a term of three years from July 1, 1991. The initial term of one other elected trustee shall commence on July 1, 1992.

4. Trustees appointed by the governor shall be residents of school districts included in the retirement system, but not employees of such districts or a state employee or a state elected official. At least one trustee so appointed shall be a retired member of the public school retirement system or the public education employee retirement system. Three elected trustees shall be members of the public school retirement system and one elected trustee shall be a member of the public education employee retirement system.

5. The elections of the trustees shall be arranged for, managed and conducted by the board of trustees of the retirement system.

6. If a vacancy occurs in the office of trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled.

7. Trustees of the retirement system shall serve without compensation but they shall be reimbursed for expenses necessarily incurred through service on the board of trustees.

8. Each trustee shall be commissioned by the governor, and before entering upon the duties of the trustee's office, shall take and subscribe to an oath or affirmation to support the Constitution of the United States, and of the state of Missouri and to demean himself or herself faithfully in the trustee's office. Such oath as subscribed to shall be filed in the office of secretary of state of this state.

9. Each trustee shall be entitled to one vote in the board of trustees. Four votes shall be necessary for a decision by the trustees at any meeting of the board of trustees. Unless otherwise expressly provided herein, a meeting need not be called or held to make any decision on a matter before the board. Each member must be sent by the executive director a copy of the matter to be decided with full information from the files of the board of trustees. The unanimous decision of four trustees may decide the issue by signing a document declaring their decision and sending such written instrument to the executive director of the board, provided that no other member of the board of trustees shall send a dissenting decision to the executive director of the board within fifteen days after such document and information was mailed to the trustee. If any member is not in agreement with four members the matter is to be passed on at a regular board meeting or a special meeting called for the purpose.

10. The board of trustees shall elect one of their number as chairman, and shall employ a full-time executive director, not one of their number, who shall be the executive officer of the board. Other employees of the board shall be chosen only upon the recommendation of the executive director.

11. The board of trustees shall employ an actuary who shall be its technical advisor on matters regarding the operation of the retirement system, and shall perform such duties as are essential in connection therewith, including the recommendation for adoption by the board of mortality and other necessary tables, and the recommendation of the level rate of contributions required for operation of the system.

12. As soon as practicable after the establishment of the retirement system, and annually thereafter, the actuary shall make a valuation of the system's assets and liabilities on the basis of such tables as have been adopted.

13. At least once in the three-year period following the establishment of the retirement system, and in each five-year period thereafter, the board of trustees shall cause to be made an actuarial investigation into the mortality, service, and compensation experience of the members and beneficiaries of the system, and shall make any changes in the mortality, service, and other tables then in use which the results of the investigation show to be necessary.

14. Subject to the limitations of sections 169.010 to 169.141 and 169.600 to 169.715, the board of trustees shall formulate and adopt rules and regulations for the government of its own proceedings and for the administration of the retirement system.

15. The board of trustees shall determine and decide all questions of doubt as to what constitutes employment within the meaning of sections 169.010 to 169.141 and 169.600 to 169.715, the amount of benefits to be paid to members, retired members, beneficiaries and survivors and the amount of contributions to be paid by employer and employee. The executive director shall notify by certified mail both employer and member, retired member, beneficiary or survivor interested in such determination. Any member, retired member, beneficiary or survivor, district or employer adversely affected by such determination, at any time within thirty days after being notified of such determination, may appeal to the circuit court of Cole County. Such appeal shall be tried and determined anew in the circuit court and such court shall hear and consider any and all competent testimony relative to the issues in the case, which may be offered by either party thereto. The circuit court shall determine the rights of the parties under sections 169.010 to 169.141 and 169.600 to 169.715 using the same standard provided in section 536.150, and the judgment or order of such circuit court shall be binding upon the parties and the board shall carry out such judgment or order unless an appeal is taken from such decision of the circuit court. Appeals may be had from the circuit court by the employer, member, retired member, beneficiary, survivor or the board, in the manner provided by the civil code.

16. The board of trustees shall keep a record of all its proceedings, which shall be open to public inspection. It shall prepare annually a comprehensive annual financial report, the financial section of which shall be

prepared in accordance with applicable accounting standards and shall include the independent auditor's opinion letter. The report shall also include information on the actuarial status and the investments of the system. The reports shall be preserved by the executive director and made available for public inspection.

17. The board of trustees shall provide for the maintenance of an individual account with each member, setting forth such data as may be necessary for a ready determination of the member's earnings, contributions, and interest accumulations. It shall also collect and keep in convenient form such data as shall be necessary for the preparation of the required mortality and service tables and for the compilation of such other information as shall be required for the valuation of the system's assets and liabilities. **Except for information pertaining to the salaries and benefits of the executive director and other employees of the board described under subsection 10 of this section**, all individually identifiable information pertaining to members, retirees, beneficiaries and survivors shall be confidential.

18. The board of trustees shall meet regularly at least twice each year, with the dates of such meetings to be designated in the rules and regulations adopted by the board. Such other meetings as are deemed necessary may be called by the chairman of the board or by any four members acting jointly.

19. The headquarters of the retirement system shall be in Jefferson City, where suitable office space, utilities and other services and equipment necessary for the operation of the system shall be provided by the board of trustees and all costs shall be paid from funds of the system. All suits or proceedings directly or indirectly against the board of trustees, the board's members or employees or the retirement system established by sections 169.010 to 169.141 or 169.600 to 169.715 shall be brought in Cole County.

20. The board may appoint an attorney or firm of attorneys to be the legal advisor to the board and to represent the board in legal proceedings, however, if the board does not make such an appointment, the attorney general shall be the legal advisor of the board of trustees, and shall represent the board in all legal proceedings.

21. The board of trustees shall arrange for adequate surety bonds covering the executive director. When approved by the board, such bonds shall be deposited in the office of the secretary of state of this state.

22. The board shall arrange for annual audits of the records and accounts of the system by a firm of certified public accountants.

23. The board by its rules may establish an interest charge to be paid by the employer on any payments of contributions which are delinquent. The rate charged shall not exceed the actuarially assumed rate of return on invested funds of the pertinent system."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

Representative Bondon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined ~~[by the actuary for the retirement system in the manner]~~ as provided in ~~[subsection]~~ **subsections 4 and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the

valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent ~~after~~ **before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, ~~after~~ **before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under ~~subsection~~ **subsections 4, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retiree.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retiree pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year ~~[by the actuary for the retirement system in the manner]~~ **as provided in subsections 4, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid by the employers and the level rate of contributions to be deducted from the compensation of members for any calendar year shall each be limited as follows:

(a) The contribution rate shall not be less than seven and one-half percent;

(b) The contribution rate shall not exceed nine percent; and

(c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;

(4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. 1. Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 2** was adopted.

Representative Remole offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 2044, Page 2, Section 70.227, Line 22, by inserting after all of said section and line the following:

"278.157. 1. Notwithstanding the provisions of section 70.600 to the contrary, a soil and water conservation district organized under sections 278.060 to 278.155 shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such a soil and water conservation district shall be eligible for membership in the Missouri local government employees' retirement system upon the soil and water district becoming an "employer" as defined in subdivision (11) of section 70.600.

2. Prior to the soil and water commission declaring a soil and water conservation district disestablished under section 278.150, the soil and water commission shall make a determination that all outstanding indebtedness of the soil and water conservation district has been paid, including moneys owed to any retirement plan or system in which the soil and water conservation district participates and has pledged to pay for the unfunded accrued liability of past and current employees."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Remole, **House Amendment No. 3** was adopted.

On motion of Representative Taylor, **HB 2044, as amended**, was ordered perfected and printed.

HCS HB 2034, relating to industrial hemp, was taken up by Representative Curtman.

On motion of Representative Curtman, the title of **HCS HB 2034** was agreed to.

Representative Curtman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 2034, Page 33, Section 195.764, Lines 3, 5, and 7, by deleting the number "**195.761**" and inserting in lieu thereof the number "**195.764**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Curtman, **House Amendment No. 1** was adopted.

Representative Rone offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 2034, Page 7, Section 195.010, Line 205, by inserting after the number "(22)" the following:

""Illegal Industrial Hemp":

(a) All nonseed parts and varieties of the Cannabis sativa plant, growing or not, that contain an average delta-9 tetrahydrocannabinol (THC) concentration exceeding three-tenths of one percent on a dry weight basis;

(b) "Illegal industrial hemp" shall be destroyed by appropriate means carried out under the supervision of the Missouri state highway patrol in coordination with local law enforcement agencies;

(23)"; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill, Page 32, Section 195.749, Line 14, by inserting after the number "3." the following:

"To receive an industrial hemp registration, the grower must agree to plant and cultivate a minimum of ten acres, in a single parcel, of industrial hemp.

4."; and

Further amend said bill, Page 33, Section 195.758, Line 18, by inserting after all of said line the following:

"3. The Missouri state highway patrol may perform aerial surveillance to ensure illegal industrial hemp or marijuana plants are not being cultivated on or near legal, registered industrial hemp plantings.

4. The Missouri state highway patrol may coordinate with local law enforcement agencies to destroy illegal industrial hemp and marijuana plants.

5. The department shall notify the Missouri state highway patrol and local law enforcement agencies of the need to destroy a crop of industrial hemp deemed illegal through field analysis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Rone, **House Amendment No. 2** was adopted.

Representative May offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill No. 2034, Page 34, Section 195.773, Line 9, by inserting after all of said section and line the following:

"195.2200. As used in sections 195.2200 to 195.2281, unless the context requires otherwise, the following terms mean:

(1) "Consumer", a person twenty-one years of age or older who purchases marijuana or marijuana products for personal use by persons twenty-one years of age or older, but not for resale to others;

(2) "Division", the division of alcohol and tobacco control within the department of public safety;

(3) "Industrial hemp", the plant of the genus cannabis and any part of such plant, whether growing, with a delta-9 THC concentration that does not exceed three-tenths percent on a dry-weight basis;

(4) "License", to grant a license or registration under sections 195.2200 to 195.2281;

(5) "Licensed premises", the premises specified in an application for a license under sections 195.2200 to 195.2281, which are owned or in possession of the licensee and within which the licensee is authorized to cultivate, manufacture, distribute, sell, or test marijuana and marijuana products in accordance with sections 195.2200 to 195.2281;

(6) "Licensee", a person licensed or registered under sections 195.2200 to 195.2281;

(7) "Local licensing authority", for any locality that has chosen to adopt a local licensing requirement in addition to the state licensing requirements under sections 195.2200 to 195.2281, an authority designated by a town, village, city, county, or city not within a county;

(8) "Locality", a town, village, city, county, or city not within a county;

(9) "Location", a particular parcel of land that may be identified by an address or other descriptive means;

(10) "Marijuana" or "marihuana", all parts of the plant of the genus *cannabis*, whether growing, the seeds thereof, the resin extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or its resin, including marihuana concentrate. "Marijuana" or "marihuana" shall not include industrial hemp, nor shall it include fiber produced from the stalks, oil, or cake made from the seeds of the plant; sterilized seed of the plant that is incapable of germination; or the weight of any other ingredient combined with marijuana to prepare topical or oral administrations, food, drink, or other product;

(11) "Marijuana accessories", any equipment, products, or materials of any kind that are used, intended for use, or designed for use in planting, propagating, cultivating, growing, harvesting, composting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, vaporizing, or containing marijuana, or for ingesting, inhaling, or otherwise introducing marijuana into the human body;

(12) "Marijuana business operator", a person or entity who is not licensed as a marijuana establishment but who is licensed to operate a marijuana establishment, who is an owner of a marijuana establishment, or who receives a portion of the profits of a marijuana establishment;

(13) "Marijuana establishment", a wholesale marijuana-cultivation facility, a marijuana testing facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store;

(14) "Marijuana products", concentrated marijuana products and marijuana products that consist of marijuana and other ingredients and are intended for use or consumption including, but not limited to, edible products, ointments, and tinctures;

(15) "Marijuana testing facility", an entity licensed to analyze and certify the safety and potency of marijuana;

(16) "Marijuana transporter", a person or entity who is not licensed as a marijuana establishment but who is licensed to provide logistics, distribution, and storage of marijuana and marijuana products;

(17) "Operating fees", fees that may be charged by a locality for costs including, but not limited to, inspection, administration, and enforcement of marijuana establishments authorized under sections 195.2200 to 195.2281;

(18) "Premises", a distinctly identified, as required by the division, and definite location, which may include a building, a part of a building, a room, or any other definite contiguous area;

(19) "Retail marijuana store", an entity licensed to purchase marijuana from wholesale marijuana-cultivation facilities and marijuana and marijuana products from wholesale marijuana-product manufacturing facilities and to sell marijuana and marijuana products to consumers;

(20) "Sale" or "sell", includes to exchange, barter, or traffic in; to solicit or receive and order, except through a licensee licensed under sections 195.2200 to 195.2281; to deliver for value in any way other than gratuitously; to peddle or possess with intent to sell; or to traffic in for any consideration promised or obtained directly or indirectly;

(21) "THC", tetrahydrocannabinol;

(22) "Unreasonably impracticable", the condition if the measures necessary to comply with the regulations require such a high investment of risk, moneys, time, or any other resource or asset that the operation of a marijuana establishment is not worthy of being carried out in practice by a reasonably prudent businessperson;

(23) "Wholesale marijuana-cultivation facility", an entity licensed to cultivate, prepare, and package marijuana and sell marijuana to retail marijuana stores, to wholesale marijuana-product manufacturing facilities, and to other marijuana-cultivation facilities but not to consumers;

(24) "Wholesale marijuana-product manufacturing facility", an entity licensed to purchase marijuana; manufacture, prepare, and package marijuana products; and sell marijuana and marijuana products to other wholesale marijuana-product manufacturing facilities and to retail marijuana stores but not to consumers.

195.2203. 1. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or the law of any locality within Missouri or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Possessing, using, displaying, purchasing, or transporting marijuana accessories or thirty-five grams or less of marijuana;

(2) Possessing, growing, processing, or transporting no more than six marijuana plants, with three or fewer being mature, flowering plants, and possession of the marijuana produced by the plants on the premises where the plants were grown, provided that the growing takes place in an enclosed, locked space; is not conducted openly or publicly; and is not made available for sale;

(3) Transfer of thirty-five grams or less of marijuana without remuneration to a person who is twenty-one years of age or older;

(4) Consumption of marijuana, provided that nothing in sections 195.2200 to 195.2281 shall permit consumption that is conducted openly and publicly or in a manner that endangers others; or

(5) Assisting another person who is twenty-one years of age or older in any of the acts under subdivisions (1) to (4) of this subsection.

2. Notwithstanding any other provision of law, the following acts are not unlawful and shall not be an offense under Missouri law or be a basis for seizure or forfeiture of assets under Missouri law for persons twenty-one years of age or older:

(1) Manufacturing or selling marijuana accessories to a person who is twenty-one years of age or older;

(2) Possessing, displaying, or transporting marijuana or marijuana products; purchasing marijuana from a wholesale marijuana-cultivation facility; purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility; or selling marijuana or marijuana products to consumers if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a retail marijuana store or is acting in his or her capacity as an owner, employee, or agent of a retail marijuana store;

(3) Cultivating, harvesting, processing, packaging, transporting, displaying, or possessing marijuana; delivering or transferring marijuana to a marijuana testing facility; selling marijuana to a wholesale marijuana-cultivation facility, a wholesale marijuana-product manufacturing facility, or a retail marijuana store; or purchasing marijuana from a wholesale marijuana-cultivation facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-cultivation facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-cultivation facility;

(4) Packaging, processing, transporting, manufacturing, displaying, or possessing marijuana or marijuana products; delivering or transferring marijuana or marijuana products to a marijuana testing facility; selling marijuana or marijuana products to a retail marijuana store or a wholesale marijuana-product manufacturing facility; purchasing marijuana from a wholesale marijuana-cultivation facility; or purchasing marijuana or marijuana products from a wholesale marijuana-product manufacturing facility if the person conducting the activities described in this subdivision has obtained a current, valid license to operate a wholesale marijuana-product manufacturing facility or is acting in his or her capacity as an owner, employee, or agent of a wholesale marijuana-product manufacturing facility;

(5) Possessing, cultivating, processing, repackaging, storing, transporting, displaying, transferring, or delivering marijuana or marijuana products if the person has obtained a current, valid license to operate a marijuana testing facility or is acting in his or her capacity as an owner, employee, or agent of a marijuana testing facility; or

(6) Leasing or otherwise allowing the use of property owned, occupied, or controlled by any person, corporation, or other entity for any of the activities conducted lawfully in accordance with subdivisions (1) to (5) of this subsection.

195.2206. 1. Before July 1, 2020, the division shall adopt rules and regulations necessary for implementation of sections 195.2200 to 195.2281. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

2. Such rules and regulations shall not prohibit the operation of marijuana establishments either expressly or through rules and regulations that make their operation unreasonably impracticable. Such rules and regulations shall include, but not be limited to:

- (1) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment, with such procedures subject to all requirements of chapter 536;
 - (2) A schedule of application, licensing, and renewal fees, provided that the application fees shall not exceed five thousand dollars, adjusted annually for inflation, unless the division determines a greater fee is necessary to carry out its responsibilities under sections 195.2200 to 195.2281;
 - (3) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana establishment including, but not limited to, a requirement for a fingerprint-based criminal history check for all owners, managers, contractors, employees, and other support staff of entities licensed under sections 195.2200 to 195.2281;
 - (4) Security requirements for marijuana establishments;
 - (5) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under the age of twenty-one;
 - (6) Labeling requirements for marijuana and marijuana products sold or distributed by a marijuana establishment that include, but are not limited to:
 - (a) Warning labels;
 - (b) The amount of THC per serving and the number of servings per package for marijuana products;
 - (c) A universal symbol indicating the package contains marijuana or THC; and
 - (d) The potency of the marijuana or marijuana product highlighted on the label;
 - (7) Health and safety regulations and standards for the manufacture of marijuana products and the cultivation of marijuana as developed by the department of health and senior services;
 - (8) Restrictions on the advertising and displaying of marijuana and marijuana products;
 - (9) Establishing a marijuana and marijuana products independent testing and certification program, within an implementation time frame established by the division, requiring licensees to test marijuana to ensure, at a minimum, that products sold for human consumption do not contain contaminants that are injurious to health and to ensure correct labeling;
 - (10) Regulation of the storage of, warehouses for, and transportation of marijuana and marijuana products;
 - (11) Sanitary requirements for marijuana establishments including, but not limited to, sanitary requirements for the preparation of marijuana products; and
 - (12) Compliance with, enforcement of, or violation of any provision of sections 195.2200 to 195.2281 or any rule promulgated, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued under sections 195.2200 to 195.2281.
3. In order to ensure that individual privacy is protected, the division shall not require a consumer to provide a retail marijuana store with personal information other than government-issued identification to determine the consumer's age, and a retail marijuana store shall not be required to acquire and record personal information about consumers other than information typically acquired in a financial transaction conducted at a retail liquor store.
4. The division shall begin accepting and processing applications on October 1, 2020.

195.2209. 1. The division shall develop and maintain a seed-to-sale tracking system that tracks marijuana from either seed or immature plant stage until the marijuana or marijuana product is sold to a customer at a retail marijuana store to ensure that no marijuana grown or processed by a marijuana establishment is sold or otherwise transferred except by a retail marijuana store.

2. The division has the authority to:

- (1) Grant or refuse state licenses for the cultivation, manufacture, distribution, sale, and testing of marijuana and marijuana products as provided by law; suspend, fine, restrict, or revoke such licenses upon a violation of sections 195.2200 to 195.2281 or any rule promulgated. The division may take any action with respect to a registration under sections 195.2200 to 195.2281 as it may with respect to a license under sections 195.2200 to 195.2281, in accordance with the procedures established under sections 195.2200 to 195.2281; and
 - (2) Develop such forms, licenses, identification cards, and applications as are necessary or convenient in the discretion of the division for the administration of sections 195.2200 to 195.2281 or any rule promulgated.
3. Nothing in sections 195.2200 to 195.2281 shall be construed to limit a law enforcement agency's ability to investigate unlawful activity in relation to a marijuana establishment. A law enforcement agency shall have the authority to run a criminal history record check of a licensee or employee of a licensee during an investigation of unlawful activity related to marijuana and marijuana products.

4. (1) The division shall create a statewide licensure class system for wholesale marijuana-cultivation facilities. The classifications may be based upon square footage of the facility; lights, lumens, or wattage; lit canopy; the number of cultivating plants; a combination of the foregoing; or other reasonable metrics. The division shall create a fee structure for the license class system.

(2) The division may establish limitations upon marijuana production through one or more of the following methods:

(a) Placing or modifying a limit on the number of licenses that it issues, by class or overall, but in placing or modifying the limits, the division shall consider the reasonable availability of new licenses after a limit is established or modified;

(b) Placing or modifying a limit on the amount of production permitted by a wholesale marijuana-cultivation facility license or class of licenses based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, previous months' sales, pending sales, or other reasonable metrics as determined by the division; and

(c) Placing or modifying a limit on the total amount of production by wholesale marijuana-cultivation facility licensees in the state, collectively, based upon some reasonable metric or set of metrics including, but not limited to, those items detailed in subdivision (1) of this subsection, as determined by the division.

195.2212. 1. A license provided by sections 195.2200 to 195.2281 shall not be issued to or held by:

(1) A person until the required fee has been paid;

(2) An individual whose criminal history indicates that he or she is not of good moral character;

(3) A person other than an individual if the criminal history of any of its officers, directors, stockholders, or owners indicate that the officers, directors, stockholders, or owners are not of good moral character;

(4) A person financed in whole or in part by any other person whose criminal history indicates he or she is not of good moral character and his or her reputation is not satisfactory to the division or local licensing authority;

(5) A person under twenty-one years of age;

(6) A person licensed under sections 195.2200 to 195.2281 who, during a period of licensure or at the time of application, has failed to:

(a) File any tax return related to a marijuana establishment; or

(b) Pay any taxes, interest, or penalties due, as determined by final agency action, relating to a marijuana establishment;

(7) A person who:

(a) Has discharged a sentence for a conviction of a felony in the five years immediately preceding his or her application date; or

(b) Has discharged a sentence for a conviction of a felony under any state or federal law regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance in the ten years immediately preceding his or her application date, except that the division or local licensing authority may grant a license to a person if the person has a state felony conviction based on possession or use of marijuana or marijuana concentrate that would not be a felony if the person were convicted of the offense on the date he or she applied for licensure;

(8) A person who employs another person at a marijuana establishment who has not submitted fingerprints for a criminal history record check or whose criminal history record check reveals that the person is ineligible;

(9) A sheriff, deputy sheriff, police officer, or prosecuting officer, or an officer or employee of the division or a local licensing authority; or

(10) A person applying for a license for a location that is currently licensed as a retail food establishment or wholesale food registrant.

2. (1) In investigating the qualifications of an applicant or a licensee, the division and local licensing authority may have access to criminal history record information furnished by a criminal justice agency subject to any restrictions imposed by such agency. In the event the division or local licensing authority considers the applicant's criminal history record, the division or local licensing authority shall also consider any information provided by the applicant regarding such criminal history record including, but not limited

to, evidence of rehabilitation, character references, and educational achievements, especially those items pertaining to the time between the applicant's last criminal conviction and the consideration of the application for a state license.

(2) As used in subdivision (1) of this subsection, "criminal justice agency" means any federal, state, or municipal court or any governmental agency or subunit of such agency that administers criminal justice under a statute or executive order and that allocates a substantial part of its annual budget to the administration of criminal justice.

(3) At the time of filing an application for issuance of a state marijuana establishment license, an applicant shall submit a set of his or her fingerprints and file personal history information concerning the applicant's qualifications for a state license on forms prepared by the division. The division or locality shall submit the fingerprints to the Missouri state highway patrol for the purpose of conducting fingerprint-based criminal history record checks. The Missouri state highway patrol shall forward the fingerprints to the Federal Bureau of Investigation for the purpose of conducting a fingerprint-based criminal history record check. The division or locality may acquire a name-based criminal history record check for an applicant or a license holder who has twice submitted to a fingerprint-based criminal history record check and whose fingerprints are unclassifiable. An applicant who has previously submitted fingerprints for a state or local license may request that the fingerprints on file be used. The division or locality shall use the information resulting from the fingerprint-based criminal history record check to investigate and determine whether an applicant is qualified to hold a state or local license under sections 195.2200 to 195.2281. The division or locality may verify any of the information an applicant is required to submit.

195.2215. 1. Ninety days prior to the expiration date of an existing license, the division shall notify the licensee of the expiration date by first-class mail at the licensee's address of record with the division. A licensee may apply for the renewal of an existing license to the division no later than thirty days prior to the date of expiration. Upon receipt of an application for renewal of an existing license and any applicable fees, the division shall submit, within seven days, a copy of the application to the locality to determine whether the application complies with all local restrictions on renewal of licenses. The division shall not accept an application for renewal of a license after the date of expiration, except as provided in subsection 3 of this section. The division may extend the expiration date of the license and accept a late application for renewal of a license if the applicant has filed a timely renewal application with the local licensing authority. The division or the local licensing authority, in its discretion, subject to the requirements of this subsection and subsection 3 of this section and based upon reasonable grounds, may waive the thirty-day time requirements set forth in this subsection.

2. The division may require an additional fingerprint request if there is a demonstrated investigative need.

3. (1) Notwithstanding the provisions of subsection 1 of this section, a licensee whose license has been expired for ninety days or less may file a late renewal application upon the payment of a nonrefundable late application fee of five hundred dollars to the division. A licensee who files a late renewal application and pays the requisite fees may continue to operate until the division takes final action to approve or deny the licensee's late renewal application unless the division summarily suspends the license.

(2) The division may administratively continue the license and accept a late application for renewal of a license at its discretion.

(3) Notwithstanding the amount specified for the late application fee in subdivision (1) of this subsection, the division by rule or as otherwise provided by law may reduce the amount of the fee.

195.2218. 1. (1) A retail marijuana store license shall be issued only to a person selling marijuana or marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A retail marijuana store may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility.

(3) The retail marijuana store shall track all of its marijuana and marijuana products from the point that they are transferred from a wholesale marijuana-cultivation facility or wholesale marijuana-product manufacturing facility to the point of sale.

2. (1) Notwithstanding the provisions of this section, a retail marijuana store licensee may also sell marijuana products that are prepackaged and labeled as required by rules of the division.

(2) A retail marijuana store licensee may transact with a wholesale marijuana-product manufacturing facility licensee for the purchase of marijuana products upon the licensed premises of either licensee.

3. (1) A retail marijuana store shall not sell more than thirty-five grams of marijuana or its equivalent in marijuana products, including marijuana concentrate, except for nonedible, nonpsychoactive marijuana products, including ointments, lotions, balms, and other nontransdermal topical products, during a single transaction to a person.

(2) (a) Prior to initiating a sale, the employee of the retail marijuana store making the sale shall verify that the purchaser has a valid identification card showing the purchaser is twenty-one years of age or older. If a person under twenty-one years of age presents fraudulent proof of age, any action relying on the fraudulent proof of age shall not be grounds for the revocation or suspension of any license issued under sections 195.2200 to 195.2281.

(b) If a retail marijuana store licensee or employee has reasonable cause to believe that a person is under twenty-one years of age and is exhibiting fraudulent proof of age in an attempt to obtain any marijuana or marijuana-infused product, the licensee or employee is authorized to confiscate such fraudulent proof of age, if possible, and shall, within seventy-two hours after the confiscation, remit the proof of age to a state or local law enforcement agency. The failure to confiscate such fraudulent proof of age or to remit to a state or local law enforcement agency within seventy-two hours after the confiscation shall not constitute a criminal offense.

4. A retail marijuana store may provide a sample of its products to a facility that has a marijuana testing facility license from the division for testing and research purposes. A retail marijuana store shall maintain a record of what was provided to the testing facility, the identity of the testing facility, and the results of the testing.

5. All marijuana and marijuana products sold at a licensed retail marijuana store shall be packaged and labeled as required by rules of the division.

6. (1) A licensed retail marijuana store shall only sell marijuana, marijuana products, marijuana accessories, nonconsumable products such as apparel, and marijuana-related products such as childproof packaging containers and shall be prohibited from selling or giving away any consumable product including, but not limited to, cigarettes, alcohol, or edible products that do not contain marijuana including, but not limited to, sodas, candies, or baked goods.

(2) A licensed retail marijuana store shall not sell any marijuana or marijuana products that contain nicotine or alcohol, if the sale of the alcohol would require a license.

(3) A licensed retail marijuana store shall not sell marijuana or marijuana products over the internet nor deliver marijuana or marijuana products to a person not physically present in the retail marijuana store's licensed premises.

7. An automatic dispensing machine that contains marijuana or marijuana products may only be located on the licensed premises of a retail marijuana store. If a licensed retail marijuana store uses an automatic dispensing machine that contains marijuana or marijuana products, it shall comply with the regulations promulgated by the division for its use.

8. Marijuana or marijuana products shall not be consumed on the licensed premises of a retail marijuana store.

9. A display case containing marijuana concentrate shall include the potency of the marijuana concentrate next to the name of the product.

10. No more than fifty licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2221. 1. A wholesale marijuana-cultivation facility license may be issued only to a person who cultivates marijuana for sale and distribution to retail marijuana stores, wholesale marijuana-product manufacturing facilities, or other wholesale marijuana-cultivation facilities.

2. A wholesale marijuana-cultivation facility shall track the marijuana it cultivates from seed or immature plant to wholesale purchase.

3. A wholesale marijuana-cultivation facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-cultivation facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and any test results.

4. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-cultivation facility.

5. No more than fifty cultivation licenses shall be issued under this section. Thirty-five percent of such licenses issued shall be issued to minority-owned businesses, of which twenty percent shall be issued to African Americans, ten percent to women, and five percent to other minorities.

195.2224. 1. (1) A wholesale marijuana-product manufacturing facility license may be issued to a person who manufactures marijuana products under the terms and conditions of sections 195.2200 to 195.2281.

(2) A wholesale marijuana-product manufacturing facility may cultivate its own marijuana if it obtains a wholesale marijuana-cultivation facility license, or it may purchase marijuana from a wholesale marijuana-cultivation facility. A wholesale marijuana-product manufacturing facility shall track all of its marijuana from the time it is either:

- (a) Transferred from its retail marijuana-cultivation facility; or
- (b) Delivered to the wholesale marijuana-product manufacturing facility from a wholesale marijuana-cultivation facility

to the time the marijuana is transferred to a retail marijuana store.

(3) A wholesale marijuana-product manufacturing facility shall not:

- (a) Add any marijuana to a food product if the manufacturer of the food product holds a trademark to the food product's name, except that a wholesale marijuana-product manufacturing facility may use a trademarked food product if it uses the product as a component or as part of a recipe and does not state or advertise to the consumer that the final marijuana product contains a trademarked food product;
- (b) Intentionally or knowingly label or package a marijuana product in a manner that would cause a reasonable consumer confusion as to whether the marijuana product was a trademarked food product; or
- (c) Label or package a product in a manner that violates any federal trademark law or regulation.

2. Marijuana products shall be prepared on a licensed premises that is used exclusively for the manufacture and preparation of marijuana or marijuana products and using equipment that is used exclusively for the manufacture and preparation of marijuana products.

3. All licensed premises on which marijuana products are manufactured shall meet the sanitary standards for marijuana product preparation promulgated by the division.

4. A marijuana product shall be sealed and conspicuously labeled in compliance with sections 195.2200 to 195.2281 and any rules promulgated by the division.

5. Marijuana or marijuana products shall not be consumed on the licensed premises of a wholesale marijuana-product manufacturing facility.

6. A wholesale marijuana-product manufacturing facility may provide a sample of its products to a marijuana testing facility for testing and research purposes. A wholesale marijuana-product manufacturing facility shall maintain a record of what was provided to the marijuana testing facility, the identity of the marijuana testing facility, and the results of the testing.

7. An edible marijuana product may list its ingredients and compatibility with dietary practices.

8. All marijuana products that require refrigeration to prevent spoilage shall be stored and transported in a refrigerated environment.

195.2227. 1. A marijuana testing facility license may be issued to a person who performs testing and research on marijuana. The facility may test marijuana products.

2. The division shall promulgate rules relating to acceptable testing and research practices including, but not limited to, testing, standards, quality control analysis, equipment certification and calibration, and chemical identification and other substances used in bona fide research methods.

3. A person who has an interest in a marijuana testing facility license from the division for testing purposes shall not have any interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility. A person that has an interest in a retail marijuana store, a wholesale marijuana-cultivation facility, or a wholesale marijuana-product manufacturing facility shall not have an interest in a marijuana testing facility license.

195.2230. 1. (1) A marijuana transporter license may be issued to a person to provide logistics, distribution, and storage of marijuana and marijuana products. Notwithstanding any other provisions of law, a marijuana transporter license is valid for two years and cannot be transferred with a change of ownership. A marijuana transporter is responsible for the marijuana and marijuana products once it takes control of the product.

(2) A marijuana transporter may contract with multiple marijuana establishments.

(3) All marijuana transporters shall hold a valid marijuana transporter license, except that an entity licensed under sections 195.2200 to 195.2281 that provides its own distribution is not required to have a marijuana transporter license to transport and distribute its products.

2. A marijuana transporter may maintain a licensed premises to temporarily store marijuana and marijuana products and to use as a centralized distribution point. The licensed premises shall be located in a jurisdiction that permits the operation of retail marijuana stores. A marijuana transporter may store and distribute marijuana and marijuana products from this location. A storage facility shall meet the same security requirements that are required of a wholesale marijuana-cultivation facility.

3. A marijuana transporter shall use the seed-to-sale tracking system developed under section 195.2209 to create shipping manifests documenting the transport of marijuana and marijuana products throughout the state.

4. A marijuana transporter licensee may:

(1) Maintain and operate one or more warehouses in the state to handle marijuana and marijuana products; and

(2) Deliver marijuana products on orders previously taken if the place where orders are taken and delivered is licensed under sections 195.2200 to 195.2281.

195.2233. A marijuana business operator license may be issued to a person who operates a marijuana establishment licensed under sections 195.2200 to 195.2281, who is an owner licensed under sections 195.2200 to 195.2281, or who may receive a portion of the profits as compensation.

195.2236. 1. The division shall charge and collect fees under sections 195.2200 to 195.2281. The application fee for a person applying for a license under sections 195.2200 to 195.2281 shall be five hundred dollars. The division shall transfer two hundred fifty dollars of the fee to the marijuana cash fund established in subsection 3 of this sections and submit two hundred fifty dollars to the locality in which the license is proposed to be issued.

2. A locality in which a license under sections 195.2200 to 195.2281 is permitted may adopt and impose operating fees in an amount determined by the locality on marijuana establishments within its jurisdiction.

3. (1) There is hereby created in the state treasury the "Marijuana Cash Fund", which shall consist of moneys collected under sections 195.2200 to 195.2281. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of sections 195.2200 to 195.2281.

(2) Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

195.2239. 1. Before October 1, 2020, each locality shall enact an ordinance or regulation specifying the entity within the locality that is responsible for processing applications submitted for a license to operate a marijuana establishment within the boundaries of the locality and for the issuance of such licenses should the issuance by the locality become necessary because of a failure by the division to adopt regulations or because of a failure by the division to process and issue licenses under sections 195.2200 to 195.2281.

2. A locality may enact ordinances or regulations, not in conflict with sections 195.2200 to 195.2281 or with rules and regulations, to:

(1) Govern the time, place, manner, and number of marijuana establishment operations;

(2) Establish procedures for the issuance, suspension, and revocation of a license issued by the locality in accordance with sections 195.2200 to 195.2281;

(3) Establish a schedule of annual operating, licensing, and application fees for marijuana establishments, provided that the application fee shall only be due if an application is submitted to a locality in accordance with sections 195.2200 to 195.2281 and provided that a licensing fee shall only be due if a license is issued by a locality in accordance with sections 195.2200 to 195.2281; and

(4) Establish civil penalties for violation of an ordinance or regulation governing the time, place, and manner of a marijuana establishment that may operate in such locality.

A locality may prohibit the operation of wholesale marijuana-cultivation facilities, wholesale marijuana-product manufacturing facilities, marijuana testing facilities, or retail marijuana stores through the enactment of an ordinance or through an initiated or referred measure, provided that any initiative or referendum measure to prohibit the operation of any marijuana establishment shall appear on a general election ballot.

3. If the division receives an application for original licensing or renewal of an existing license for any marijuana establishment, the division shall provide, within seven days, a copy of the application to the locality in which the establishment is to be located. The locality shall determine whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses. The locality shall inform the division whether the application complies with local restrictions on time, place, manner, and number of marijuana businesses.

4. A locality may impose a separate local licensing requirement as a part of its restrictions on time, place, manner, and number of marijuana businesses. A locality may decline to impose any local licensing requirements, but a locality shall notify the division that it either approves or denies each application it receives.

5. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

195.2242. 1. If a locality issues local licenses for a marijuana establishment, a locality may schedule a public hearing on the application. If the locality schedules a hearing, it shall post and publish public notice thereof no later than ten days prior to the hearing. The locality shall give public notice by posting a sign in a conspicuous place on the license applicant's premises for which a local license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are to be located.

2. If a locality does not issue local licenses, the locality may give public notice of the state license application by posting a sign in a conspicuous place on the state license applicant's premises for which a state license application has been made and by publication in a newspaper of general circulation in the county in which the applicant's premises are located.

195.2245. 1. Applications for a state license under the provisions of sections 195.2200 to 195.2281 shall be made to the division on forms prepared and furnished by the division and shall set forth such information as the division may require to enable the division to determine whether a state license should be granted. The information shall include the name and address of the applicant and the names and addresses of the officers, directors, or managers. Each application shall be verified by the oath or affirmation of such person or persons as the division may prescribe. The division may issue a state license to an applicant under this section upon completion of the applicable criminal history background check associated with the application, and the state license is conditioned upon locality approval. A license applicant is prohibited from operating a marijuana establishment without the division's and locality's approval. If the applicant does not receive locality approval within one year from the date of the division's approval, the state license shall expire and shall not be renewed. If an application is denied by the local licensing authority, the division shall revoke the state-issued license.

2. Nothing in sections 195.2200 to 195.2281 preempts or otherwise impairs the power of a local government to enact ordinances or resolutions concerning matters authorized to local governments.

195.2248. 1. Localities are authorized to adopt and enforce regulations for marijuana establishments that are at least as restrictive as the provisions of sections 195.2200 to 195.2281 and any rule promulgated by the division.

2. A marijuana establishment shall not operate until it is licensed by the division under sections 195.2200 to 195.2281 and approved by the locality. In connection with a license, the applicant shall provide a complete and accurate application as required by the division.

3. A marijuana establishment shall notify the division in writing of the name, address, and date of birth of an owner, officer, or manager before the new owner, officer, or manager begins managing, owning, or associating with the operation. The owner, officer, manager, or employee shall pass a fingerprint-based criminal history record check as required by the division and obtain the required identification prior to being associated with, managing, owning, or working at the operation.

4. A marijuana establishment shall not acquire, possess, cultivate, deliver, transfer, transport, supply, or dispense marijuana for any purpose except as provided in sections 195.2200 to 195.2281.

5. All managers and employees of a marijuana establishment shall be residents of Missouri upon the date of their license application. All licenses granted under sections 195.2200 to 195.2281 are valid for a period of one year after the date of issuance unless revoked or suspended under sections 195.2200 to 195.2281 or the rules promulgated.

6. Before granting a state license, the division may consider, except if specifically provided otherwise in sections 195.2200 to 195.2281, the requirements of sections 195.2200 to 195.2281 and any rules promulgated, and all other reasonable restrictions that are or may be placed upon the licensee by the division or locality.

7. (1) Each license issued under sections 195.2200 to 195.2281 is separate and distinct. It is unlawful for a person to exercise any of the privileges granted under a license other than the license that the person holds or for a licensee to allow any other person to exercise the privileges granted under the licensee's license. A separate license shall be required for each specific business or business entity and each geographical location.

(2) At all times, a licensee shall possess and maintain possession of the premises for which the license is issued by ownership, lease, rental, or other arrangement for possession of the premises.

8. The licenses issued under sections 195.2200 to 195.2281 shall specify the date of issuance, the period of licensure, the name of the licensee, and the premises licensed. The licensee shall conspicuously place the license on the licensed premises at all times.

9. In computing any time prescribed by sections 195.2200 to 195.2281, the day of the act, event, or default from which the designated time begins to run shall not be included. Saturdays, Sundays, and legal holidays shall be counted as any other day.

10. Each licensee shall manage the licensed premises himself or herself or employ a separate and distinct manager on the licensed premises and shall report the name of the manager to the division and local licensing authority. The licensee shall report any change in manager to the division and local licensing authority within seven days after the change.

195.2251. 1. A tax shall be levied upon the sale of marijuana or transfer of marijuana by a wholesale marijuana-cultivation facility to a wholesale marijuana-product manufacturing facility or to a retail marijuana store at a rate of twenty percent. The department of revenue shall direct the division to establish procedures for the collection of all taxes levied. The tax shall be evidenced by stamps, which shall be furnished by and purchased from the department of revenue, and the department shall enforce any such tax in a manner similar to taxes levied on cigarettes under chapter 149.

2. All such tax revenue shall be deposited to the credit of the general revenue; however, no more than ten percent shall be used to fund higher education, ten percent to fund elementary and secondary education, and five percent to fund programs assisting children with mental health issues, and no such tax revenue shall be used to fund any pension or public retirement plan.

3. Nothing in this section shall prohibit a locality from imposing its own sales tax or a sales tax upon consumers.

195.2254. 1. The division shall deny a state license if the premises on which the applicant proposes to conduct its business does not meet the requirements set forth under sections 195.2200 to 195.2281. The division may refuse or deny a license renewal, reinstatement, or initial license issuance for good cause. For purposes of this subsection, "good cause" means:

(1) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of sections 195.2200 to 195.2281; any rules promulgated; or any supplemental local law, rule, or regulation;

(2) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license under an order of the division or local licensing authority; or

(3) The licensed premises has been operated in a manner that adversely affects the public health or the safety of the immediate neighborhood in which the establishment is located.

2. If the division denies a state license under subsection 1 of this section, the applicant shall be entitled to a hearing. The division shall provide written notice of the grounds for denial of the state license to the applicant and to the locality no later than fifteen days prior to the hearing.

195.2257. 1. In addition to any other sanctions prescribed by sections 195.2200 to 195.2281 or any rules promulgated, the division has the power, on its own motion or upon complaint and after investigation and opportunity for a public hearing at which the licensee shall be afforded an opportunity to be heard, to fine a licensee or to suspend or revoke a license issued by the division for a violation by the licensee or by any of the agents or employees of the licensee of the provisions of sections 195.2200 to 195.2281, any of the rules promulgated, or any of the terms, conditions, or provisions of the license issued by the division. The division has the power to administer oaths and issue subpoenas to require the presence of persons and the production of papers, books, and records necessary to the determination of a hearing that the division is authorized to conduct.

2. The division shall provide notice of suspension, revocation, fine, or other sanction, as well as the required notice of the hearing under subsection 1 of this section, by mailing the same in writing to the licensee at the address contained in the license and, if different, at the last address furnished to the division or locality by the licensee. Except in the case of a summary suspension, a suspension shall not be for a period longer than six months. If a license is suspended or revoked, a part of the fees paid therefor shall not be returned to the licensee. Any license may be summarily suspended by the division without notice pending any prosecution, investigation, or public hearing. Nothing in this section shall prevent the summary suspension of a license.

195.2260. 1. Every licensee licensed under sections 195.2200 to 195.2281 shall be deemed, by virtue of applying for, holding, or renewing such person's license, to have expressly consented to the procedures set forth in this section.

2. The division or locality shall not be required to cultivate or care for any marijuana or marijuana product belonging to or seized from a licensee. The division or locality shall not be authorized to sell marijuana, retail or otherwise.

3. If the division issues a final agency order imposing a disciplinary action against a licensee under section 195.2254, then, in addition to any other remedies, the division's or locality's final agency order may specify that some or all of the licensee's marijuana or marijuana product is not marijuana or a marijuana product and is an illegal controlled substance. The order may further specify that the licensee shall lose any interest in any of the marijuana or marijuana product even if the marijuana or marijuana product previously qualified as marijuana or a marijuana product. The final agency order may direct the destruction of any such marijuana and marijuana products, except as provided under subsections 4 and 5 of this section. The authorized destruction may include the incidental destruction of any containers, equipment, supplies, and other property associated with the marijuana or marijuana product.

4. Following the issuance of a final agency order by the division against a licensee and ordering destruction authorized by subsection 3 of this section, a licensee shall have fifteen days within which to file a petition for stay of agency action with the circuit court. The action shall be filed in the circuit court of Cole County. The licensee shall serve the petition in accordance with the Missouri rules of civil procedure. The circuit court shall promptly rule upon the petition and determine whether the licensee has a substantial likelihood of success on judicial review so as to warrant delay of the destruction authorized by subsection 3 of this section or whether other circumstances warrant delay of such destruction including, but not limited to, the need for preservation of evidence. If destruction is so delayed under judicial order, the court shall issue an order setting forth terms and conditions under which the licensee may maintain the marijuana and marijuana product pending judicial review and prohibiting the licensee from using or distributing the marijuana or marijuana product pending the review. The division shall not carry out the destruction authorized by subsection 3 of this section until fifteen days have passed without the filing of a petition for stay of agency action or until the court has issued an order denying stay of agency action under this subsection.

5. A prosecuting attorney shall notify the division if it begins investigating a marijuana establishment. If the division has received notification from a prosecuting attorney that an investigation is being conducted, the division shall not destroy any marijuana or marijuana products from the marijuana establishment until the destruction is approved by the prosecuting attorney.

195.2263. 1. Each licensee shall keep a complete set of all records necessary to show fully the business transactions of the licensee, all of which shall be open at all times during business hours for the inspection and examination by the division or its duly authorized representatives. The division may require any licensee to furnish such information as it considers necessary for the proper administration of sections 195.2200 to 195.2281 and may require an audit to be made of the books of account and records on such occasions as it may consider necessary by an auditor to be selected by the division, who shall likewise have access to all books and records of the licensee, and the expense thereof shall be paid by the licensee.

2. The licensed premises, including any places of storage where marijuana or marijuana products are stored, cultivated, sold, dispensed, or tested shall be subject to inspection by the division or locality and its investigators, during all business hours and other times of apparent activity, for the purpose of inspection or investigation. Access shall be required during business hours for examination of any inventory or books and records required to be kept by the licensees. If any part of the licensed premises consists of a locked area, upon demand to the licensee, such area shall be made available for inspection without delay, and, upon request by authorized representatives of the division or locality, the licensee shall open the area for inspection.

3. Each licensee shall retain all books and records necessary to show fully the business transactions of the licensee for a period of the current tax year and the three immediately preceding tax years.

195.2266. If the division does not issue a license to an applicant within ninety days of receipt of the application filed in accordance with sections 195.2200 to 195.2281 and does not notify the applicant of the specific reason for the denial in writing and within such time period or if the division has adopted rules and regulations and has accepted applications but has not issued any licenses by January 1, 2021, the applicant may resubmit its application directly to the locality, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the resubmitted application unless the locality finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation, and the locality shall notify the division if an annual license has been issued to the applicant. If an application is submitted to a locality under this section, the division shall forward to the locality the application fee paid by the applicant to the division upon request by the locality. A license issued by a locality in accordance with this section shall have the same force and effect as a license issued by the division. A subsequent or renewed license may be issued under this section on an annual basis only upon resubmission to the locality of a new application submitted to the division.

195.2269. If the division does not adopt rules and regulations required by sections 195.2200 to 195.2281, an applicant may submit an application directly to a locality after October 1, 2020, and the locality may issue an annual license to the applicant. A locality issuing a license to an applicant shall do so within ninety days of receipt of the application unless it finds and notifies the applicant that the applicant is not in compliance with any ordinance or regulation and shall notify the division if an annual license has been issued to the applicant. A license issued by a locality in accordance with this subsection shall have the same force and effect as a license issued by the division in accordance with sections 195.2200 to 195.2281. A subsequent or renewed license may be issued under this section on an annual basis if the division has not adopted regulations required by sections 195.2200 to 195.2281 at least ninety days prior to the date upon which such subsequent or renewed license would be effective or if the division has adopted regulations but has not, at least ninety days after the adoption of such regulations, issued licenses under sections 195.2200 to 195.2281.

195.2272. Nothing in sections 195.2200 to 195.2281 shall require an employer to permit or accommodate the use, consumption, possession, transfer, display, transportation, sale, or growing of marijuana in the workplace or to affect the ability of employers to have policies restricting the use of marijuana by employees.

195.2275. Nothing in sections 195.2200 to 195.2281 shall allow driving under the influence of marijuana or driving while impaired by marijuana or to supersede statutory laws related to driving under the influence of marijuana or driving while impaired by marijuana, nor shall sections 195.2200 to 195.2281 prevent the state from enacting and imposing penalties for driving under the influence of or while impaired by marijuana.

195.2278. Nothing in sections 195.2200 to 195.2281 shall permit the transfer of marijuana, with or without remuneration, to a person under twenty-one years of age or to allow a person under twenty-one years of age to purchase, possess, use, transport, grow, or consume marijuana.

195.2281. Nothing in sections 195.2200 to 195.2281 shall prohibit a person, employer, school, hospital, detention facility, corporation, or any other entity that occupies, owns, or controls a property from prohibiting or otherwise regulating the possession, consumption, use, display, transfer, distribution, sale, transportation, or growing of marijuana on or in such property."; and

Further amend said bill, Page 35, Section 196.070, Line 34, by inserting after all of said section and line the following:

"579.001. Any person convicted and serving a sentence for a nonviolent felony involving marijuana or marijuana drug paraphernalia under this chapter may petition the court for, and the court may grant, parole to such person.

579.015. 1. A person commits the offense of possession of a controlled substance if he or she knowingly possesses a controlled substance, except as authorized by this chapter or chapter 195.

2. The offense of possession of any controlled substance except thirty-five grams or less of marijuana or any synthetic cannabinoid is a class D felony.

3. The offense of possession of more than ten grams but thirty-five grams or less of marijuana or any synthetic cannabinoid is a class A misdemeanor, **except as provided in sections 195.2200 to 195.2281.**

4. The offense of possession of not more than ten grams of marijuana or any synthetic cannabinoid is a class D misdemeanor. If the defendant has previously been found guilty of any offense of the laws related to controlled substances of this state, or of the United States, or any state, territory, or district, the offense is a class A misdemeanor. Prior findings of guilt shall be pleaded and proven in the same manner as required by section 558.021. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

5. In any complaint, information, or indictment, and in any action or proceeding brought for the enforcement of any provision of this chapter or chapter 195, it shall not be necessary to include any exception, excuse, proviso, or exemption contained in this chapter or chapter 195, and the burden of proof of any such exception, excuse, proviso or exemption shall be upon the defendant.

579.020. 1. A person commits the offense of delivery of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

- (1) Knowingly distributes or delivers a controlled substance;
- (2) Attempts to distribute or deliver a controlled substance;
- (3) Knowingly possesses a controlled substance with the intent to distribute or deliver any amount of a controlled substance; or
- (4) Knowingly permits a minor to purchase or transport illegally obtained controlled substances.

2. Except when the controlled substance is thirty-five grams or less of marijuana or synthetic cannabinoid or as otherwise provided under subsection 5 of this section, the offense of delivery of a controlled substance is a class C felony.

3. Except as otherwise provided under subsection 4 of this section **or in sections 195.2200 to 195.2281,** the offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony.

4. The offense of delivery of thirty-five grams or less of marijuana or synthetic cannabinoid to a person less than seventeen years of age who is at least two years younger than the defendant is a class C felony.

5. The offense of delivery of a controlled substance is a class B felony if:

(1) The delivery or distribution is any amount of a controlled substance except thirty-five grams or less of marijuana or synthetic cannabinoid, to a person less than seventeen years of age who is at least two years younger than the defendant; or

(2) The person knowingly permits a minor to purchase or transport illegally obtained controlled substances.

579.055. 1. A person commits the offense of manufacture of a controlled substance if, except as authorized in this chapter or chapter 195, he or she:

(1) Knowingly manufactures, produces, or grows a controlled substance;
(2) Attempts to manufacture, produce, or grow a controlled substance; or
(3) Knowingly possesses a controlled substance with the intent to manufacture, produce, or grow any amount of controlled substance.

2. The offense of manufacturing or attempting to manufacture any amount of controlled substance is a class B felony when committed within two thousand feet of the real property comprising a public or private elementary, vocational, or secondary school, community college, college, or university. It is a class A felony if a person has suffered serious physical injury or has died as a result of a fire or explosion started in an attempt by the defendant to produce methamphetamine. **The provisions of this subsection shall not apply to any person in compliance with the provisions of sections 195.2200 to 195.2281.**

3. The offense of manufacturing or attempting to manufacture any amount of a controlled substance, except thirty-five grams or less of marijuana or synthetic cannabinoid, is a class C felony.

4. The offense of manufacturing thirty-five grams or less of marijuana or synthetic cannabinoid is a class E felony, **except as provided in sections 195.2200 to 195.2281.**

Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November 2018, or at a special election to be called by the governor for that purpose, pursuant to the laws and constitutional provisions of this state applicable to general elections and the submission of referendum measures by initiative petition, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Plocher assumed the Chair.

Representative Ellington raised a point of order that members were in violation of Rule 85.

Representative Plocher requested a parliamentary ruling.

The Parliamentary Committee ruled the point of order not well taken.

On motion of Representative Curtman, **HCS HB 2034, as amended**, was adopted.

On motion of Representative Curtman, **HCS HB 2034, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HB 1464, relating to property taxation of telephone companies, was taken up by Representative Berry.

On motion of Representative Berry, the title of **HB 1464** was agreed to.

Representative Rowland (155) offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1464, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"138.445. 1. The state tax commission of Missouri shall annually certify to the director of revenue and to the commissioner of education a copy of its most recent annual report containing the total valuation of all taxable properties in the state according to the county or counties for which the same is assessed. The commission shall also certify to the director and to the commissioner any amendments or modifications to the annual report; provided, however, that no amendments or modifications to the annual report shall be accepted by the state tax commission or certified by it to the director of revenue or the commissioner of education at any time after December thirty-first of the year.

2. The annual report of the state tax commission and any amendments or modifications thereto duly certified to the director of revenue and to the commissioner of education shall constitute the official record of the state of Missouri for purposes of section 142.345 and section 163.011.

3. The reports certified pursuant to this section shall not be construed to represent the assessment ratio or general assessment level of any county in this state.

4. For the additional duties imposed upon the members of the tax commission under the provisions of this section, each member of the commission shall annually receive nine thousand dollars plus any salary adjustment provided pursuant to section 105.005 payable in equal monthly installments.

5. As a part of the report defined in this section, the state tax commission shall include the difference in assessed value for any telephone company that, according to subsection 5 of section 153.030, elects to be assessed utilizing the methodology defined in section 137.122. The commissioner of education shall transmit the information to each school district."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Rowland (155), **House Amendment No. 1** was adopted.

On motion of Representative Berry, **HB 1464, as amended**, was ordered perfected and printed.

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was placed on the Informal Calendar.

HCS HB 1300, relating to boat title and registration fees, was taken up by Representative Conway (104).

On motion of Representative Conway (104), the title of **HCS HB 1300** was agreed to.

Representative Ross offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1300, Page 3, Section 306.030, Line 85, by inserting immediately after all of said line the following:

"306.126. 1. The operator of a motorboat shall not allow any person to ride or sit on the gunwales, decking over the bow, railing, top of seat back or decking over the back of the motorboat while under way, unless such person is inboard of adequate guards or railing provided on the motorboat to prevent a passenger from being

lost overboard. As used in this section, the term "adequate guards or railing" means guards or railings having a height parameter of at least six inches but not more than eighteen inches. Nothing in this section shall be construed to mean that passengers or other persons aboard a motorboat cannot occupy the decking over the bow of the boat to moor it to a mooring buoy or to cast off from such a buoy, or for any other necessary purpose. The provisions of this section shall not apply to vessels propelled by sail **or vessels propelled by outboard jet motors operating on a stretch of waterway not created or widened by impoundment.**

2. Whenever any person leaves any watercraft, other than a personal watercraft, on the waters of the Mississippi River, the waters of the Missouri River or the lakes of this state and enters the water between the hours of 11:00 a.m. and sunset, the operator of such watercraft shall display on the watercraft a red or orange flag measuring not less than twelve inches by twelve inches. The provisions of this subsection shall not apply to watercraft that is moored or anchored. The flag required by this subsection shall be visible for three hundred sixty degrees around the horizon when displayed and shall be displayed only when an occupant of the watercraft has left the confines of the watercraft and entered the water. The flag required by this subsection shall not be displayed when the watercraft is engaged in towing any person, but shall be displayed when such person has ceased being towed and has reentered the water.

3. No operator shall knowingly operate any watercraft within fifty yards of a flag required by subsection 2 of this section at a speed in excess of a slow-no wake speed."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Conway (104), **HCS HB 1300** was adopted.

On motion of Representative Conway (104), **HCS HB 1300** was ordered perfected and printed.

HCS HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), the title of **HCS HB 1572** was agreed to.

Representative Ellington offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1572, Page 2, Section 302.174, Line 28, by inserting after all of said section and line the following:

"302.355. Prior to January 1, 2019, the department of revenue's Missouri Driver Guide shall contain educational material concerning vehicular stops and subsequent searches made by law enforcement, which shall include, but not be limited to, the following information advising drivers of their personal rights if stopped by law enforcement:

- (1) You have the right to remain silent; if you wish to exercise that right, say it out loud;**
- (2) You have the right to refuse to consent to a search of yourself or your car;**
- (3) If you are not under arrest, you have a right to calmly leave;**
- (4) You have the right to an attorney if you are arrested and should ask for one immediately;**
- (5) Regardless of your immigration status, you have constitutional rights;**

(6) You have the right to remain silent and do not have to discuss your immigration status or citizenship status with law enforcement officers, immigration agents, or any other government officials. You do not have to answer questions about where you were born, whether you are a United States citizen, or how you entered the United States. Separate rules, however, apply at international borders and airports, and for individuals on certain nonimmigrant visas, including tourists and business travelers;

(7) If you are not a United States citizen and an immigration agent requests your immigration papers, you are required to show the papers if you have them with you. If you are eighteen years of age or older, carry your immigration documents with you at all times; if you do not have immigration papers, you should state that you want to remain silent;

(8) Police misconduct cannot be challenged on the street; do not physically resist officers or threaten to file a complaint;

(9) Write down everything you remember, including law enforcement officer badge and patrol car numbers, the agency the officers were from, and any other pertinent details. Obtain contact information for witnesses. If you are injured, take photographs of your injuries, but seek medical attention first;

(10) File a written complaint with the law enforcement agency's internal affairs division or civilian complaint board; in many cases, such complaint may be filed anonymously."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ellington moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Ellington:

AYES: 059

Adams	Anders	Arthur	Bahr	Bangert
Baringer	Barnes 60	Barnes 28	Beck	Black
Brattin	Brown 27	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Curtis
Dogan	Ellebracht	Ellington	Franks Jr	Gray
Green	Haefner	Harris	Hurst	Kendrick
Kidd	Korman	Lavender	Love	May
McCann Beatty	McCreery	McGee	Meredith 71	Mitten
Moon	Morgan	Mosley	Neely	Newman
Pierson Jr	Pietzman	Quade	Razer	Roberts
Ross	Rowland 29	Runions	Shumake	Smith 85
Stevens 46	Tate	Walker 74	Washington	

NOES: 079

Anderson	Andrews	Austin	Basye	Beard
Bernskoetter	Berry	Bondon	Brown 57	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Haahr	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Lant
Lauer	Lichtenegger	Lynch	Marshall	Mathews
Matthiesen	Messenger	Miller	Morris 10	Muntzel
Pfautsch	Pike	Pogue	Redmon	Rehder
Reiboldt	Remole	Rhoads	Roeber	Rone
Rowland 155	Ruth	Shaul 113	Smith 163	Sommer
Spencer	Stephens 128	Swan	Taylor	Trent
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 020

Alferman	Brown 94	Cookson	Cross	Fitzwater
Grier	Higdon	McDaniel	Merideth 80	Morse 151
Nichols	Peters	Phillips	Plocher	Reisch
Roden	Schroer	Shull 16	Stacy	Unsicker

VACANCIES: 005

On motion of Representative Rowland (155), **HCS HB 1572** was adopted.

On motion of Representative Rowland (155), **HCS HB 1572** was ordered perfected and printed.

HB 1887, relating to restrictive covenants, was taken up by Representative Bahr.

On motion of Representative Bahr, the title of **HB 1887** was agreed to.

On motion of Representative Bahr, **HB 1887** was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:45 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 050

Alferman	Andrews	Bangert	Barnes 60	Basye
Black	Bondon	Brattin	Brown 27	Burns
Butler	Christofanelli	Cookson	Cross	Curtman
DeGroot	Evans	Francis	Gannon	Hannegan
Higdon	Hurst	Justus	Kelley 127	Kelly 141
Lant	Lichtenegger	Love	Marshall	May
Morgan	Morse 151	Nichols	Phillips	Pike
Plocher	Pogue	Redmon	Reiboldt	Reisch
Remole	Rowland 29	Smith 163	Stephens 128	Taylor
Trent	Unsicker	Walsh	White	Wiemann

NOES: 001

Curtis

PRESENT: 058

Anders	Anderson	Austin	Bahr	Baringer
Barnes 28	Beard	Berry	Brown 57	Burnett
Chipman	Conway 10	Conway 104	Corlew	Davis
Dogan	Dohrman	Franklin	Gregory	Haahr
Harris	Helms	Houx	Johnson	Kendrick
Kidd	Kolkmeyer	Lynch	Matthiesen	McCann Beatty
Meredith 71	Messenger	Miller	Mitten	Moon
Muntzel	Neely	Pfausch	Pierson Jr	Pietzman
Roberts	Roden	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Sommer
Spencer	Tate	Vescovo	Walker 3	Walker 74
Wessels	Wilson	Mr. Speaker		

ABSENT WITH LEAVE: 049

Adams	Arthur	Beck	Bernskoetter	Brown 94
Carpenter	Cornejo	Eggleston	Ellebracht	Ellington
Engler	Fitzpatrick	Fitzwater	Fraker	Franks Jr
Frederick	Gray	Green	Grier	Haefner
Hansen	Henderson	Hill	Houghton	Korman
Lauer	Lavender	Mathews	McCreery	McDaniel
McGee	Merideth 80	Morris 140	Mosley	Newman
Peters	Quade	Razer	Rehder	Rhoads
Roeber	Shull 16	Shumake	Smith 85	Stacy
Stevens 46	Swan	Washington	Wood	

VACANCIES: 005

SIGNING OF HOUSE BILL

All other business of the House was suspended while **HCS HB 1246** was read at length and, there being no objection, was signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **HCS HB 1246** was delivered to the Governor by the Chief Clerk of the House.

PERFECTION OF HOUSE BILLS

HCS HB 1366, relating to transportation of school children, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HCS HB 1366** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1366, Page 4, Section 304.060, Lines 19 through 24, by deleting all of said lines and inserting in lieu thereof the following:

"school children. Municipalities entering into any such contract"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Rowland (29) offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1
to
House Amendment No. 1

AMEND House Amendment No. 1 to House Committee Substitute for House Bill No. 1366, Page 1, Line 5, by inserting immediately after all of said line the following:

"Further amend said bill, page and section, Line 36, by inserting immediately after all of said line the following:

"5. Notwithstanding any provision of law to the contrary, no school district shall utilize autonomous or self-driving school buses in the transportation of students."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Barnes (60) raised a point of order that **House Amendment No. 1 to House Amendment No. 1** is not germane to the underlying amendment.

The Chair ruled the point of order not well taken.

Representative Spencer raised a point of order that a member was in violation of Rule 85.

The Chair advised the members to keep their comments confined to **House Amendment No. 1 to House Amendment No. 1**.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 091

Anderson	Andrews	Austin	Basye	Beard
Berry	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	Dogan
Eggleston	Engler	Evans	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Kelley 127
Kelly 141	Kidd	Kolkmeyer	Korman	Lant
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	Messenger	Miller	Mitten	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pike	Pogue	Rehder	Reiboldt	Reisch

Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Conway 10	Curtis	Ellebracht	Ellington	Green
Harris	Kendrick	Lavender	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Morgan	Mosley
Newman	Pierson Jr	Quade	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 031

Alferman	Arthur	Bahr	Barnes 60	Bernskoetter
Brown 94	Carpenter	DeGroot	Dohrman	Fitzpatrick
Fitzwater	Fraker	Franks Jr	Gray	Grier
Higdon	Justus	Lauer	Mathews	McDaniel
Nichols	Peters	Phillips	Pietzman	Plocher
Razer	Redmon	Roeber	Shull 16	Stacy
Walker 74				

VACANCIES: 005

House Amendment No. 1 to House Amendment No. 1 was withdrawn.

House Amendment No. 1 was withdrawn.

Representative Chipman assumed the Chair.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 093

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Corlew
Cornejo	Cross	Davis	Dogan	Dohrman
Eggleston	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Korman
Lant	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue

Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	Wiemann	Wilson		

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Quade
Razer	Roberts	Rowland 29	Runions	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 025

Alferman	Beard	Brown 94	Conway 104	Cookson
Curtman	DeGroot	Engler	Fitzwater	Franks Jr
Gray	Higdon	Houghton	Kidd	Lauer
McDaniel	McGee	Nichols	Peters	Pierson Jr
Shull 16	Stacy	White	Wood	Mr. Speaker

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was adopted by the following vote, the ayes and noes having been demanded by Representative Basye:

AYES: 103

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fraker	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfautsch	Phillips	Pietzman	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
Wiemann	Wilson	Mr. Speaker		

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NOES: 039

Adams	Arthur	Baringer	Barnes 28	Beck
Berry	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Green	Harris	Lavender	Marshall	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Pogue
Quade	Roberts	Rowland 29	Runions	Smith 85
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 94	Cookson	Corlew	DeGroot	Fitzwater
Franks Jr	Gray	Higdon	Lauer	McDaniel
Nichols	Peters	Pierson Jr	Shull 16	White
Wood				

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Basye:

AYES: 099

Alferman	Anders	Anderson	Andrews	Austin
Bahr	Bangert	Barnes 60	Basye	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 57
Chipman	Christofanelli	Conway 104	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Henderson	Hill	Houghton	Houx
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Razer	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roerber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	Wiemann	Mr. Speaker	

NOES: 043

Adams	Arthur	Baringer	Barnes 28	Beck
Berry	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Green	Harris	Hurst	Lavender
Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Moon	Morgan
Mosley	Newman	Pierson Jr	Pogue	Quade
Roberts	Runions	Smith 85	Unsicker	Walker 74
Washington	Wessels	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 94	Cookson	DeGroot	Franks Jr	Gray
Higdon	Lauer	McDaniel	Nichols	Peters
Redmon	Rowland 29	Shull 16	Spencer	White
Wood				

VACANCIES: 005

Speaker Pro Tem Haahr resumed the Chair.

HB 1998, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, the title of **HB 1998** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1998, Page 2, Section 620.3150, Line 28, by deleting the second instance of the word "**and**"; and

Further amend said bill, page and section, Line 30, by deleting the word "**state.**" and inserting in lieu thereof the following:

"**state; and**

(6) Protect against adversarial threats to cybersecurity, grid security, and the physical integrity of energy infrastructure."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

Representative McCreery offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1998, Page 2, Section 620.3150, Line 30, by inserting immediately after all of said line the following:

"5. A report shall be issued, along with the review required under this section, that shall detail any special rates approved under section 393.355 and any resulting economic impacts including, but not limited to, retained and new workforce data, changes in state tax revenue, and any effects to an applicable electrical corporation's ratepayers."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCreery, **House Amendment No. 2** was adopted.

Representative Ellington offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1998, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"620.1949. 1. There is hereby created in the state treasury the "Economic Development Grant Program Fund", which shall consist of moneys appropriated annually by the general assembly from general revenue and any gifts, bequests, or donations. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and, upon appropriation, moneys in the fund shall be used solely for the administration of this section. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. There is hereby established an "Economic Development Grant Program". The department of economic development shall administer the economic development grant program and approve disbursements from the economic development grant program fund.

3. The moneys deposited into the economic development grant program fund shall be used and distributed to allow companies to reopen a manufacturing facility that has been closed. The amount granted to such company shall not exceed the amount of moneys necessary for such company to reopen such manufacturing facility. The department of economic development shall develop a procedure for those eligible under this section to apply for grants under this section.

4. In the event that the balance in the fund and any appropriations for this grant program are insufficient to fund all grants approved by the department of economic development for a given fiscal year, all such grants shall be reduced pro rata as necessary.

5. The department of economic development shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The provisions of the new program authorized under this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Korman offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 1998, Page 1, Section A, Line 2, by inserting immediately after all of said section and line the following:

"393.1025. As used in sections 393.1020 to 393.1030, the following terms mean:

- (1) "Commission", the public service commission;
- (2) "Department", the department of natural resources;
- (3) "Electric utility", any electrical corporation as defined by section 386.020;
- (4) **"Processed solid biomass engineered fiber fuel", any fuel derived from raw biomass feedstock produced in this state that is changed from its original form by pyrolysis or other thermal or thermochemical conversion in a manufacturing process resulting in a solid fuel product with a heat value of at least eight thousand four hundred British Thermal Units per pound on an as-received basis;**

(5) "Renewable energy credit" or "REC", a tradeable certificate of proof that one megawatt-hour of electricity has been generated from renewable energy sources; ~~and~~

~~[(5)]~~ (6) "Renewable energy resources", electric energy produced from wind, solar thermal sources, photovoltaic cells and panels, dedicated crops grown for energy production, cellulosic agricultural residues, plant residues, **processed solid biomass engineered fiber fuel**, methane from landfills, from agricultural operations, or from wastewater treatment, thermal depolymerization or pyrolysis for converting waste material to energy, clean and untreated wood such as pallets, hydropower (not including pumped storage) that does not require a new diversion or impoundment of water and that has a nameplate rating of ten megawatts or less, fuel cells using hydrogen produced by one of the above-named renewable energy sources, and other sources of energy not including nuclear that become available after November 4, 2008, and are certified as renewable by rule by the department.

393.1030. 1. The commission shall, in consultation with the department, prescribe by rule a portfolio requirement for all electric utilities to generate or purchase electricity generated from renewable energy resources. Such portfolio requirement shall provide that electricity from renewable energy resources shall constitute the following portions of each electric utility's sales:

- (1) No less than two percent for calendar years 2011 through 2013;
- (2) No less than five percent for calendar years 2014 through 2017;
- (3) No less than ten percent for calendar years 2018 through 2020; and
- (4) No less than fifteen percent in each calendar year beginning in 2021.

At least two percent of each portfolio requirement shall be derived from solar energy. The portfolio requirements shall apply to all power sold to Missouri consumers whether such power is self-generated or purchased from another source in or outside of this state. A utility may comply with the standard in whole or in part by purchasing RECs. Each kilowatt-hour of eligible energy generated in Missouri shall count as 1.25 kilowatt-hours for purposes of compliance. **Each kilowatt-hour of eligible energy generated from processed solid biomass engineered fiber fuel shall count as 1.50 kilowatt-hours for purposes of compliance.**

2. The commission, in consultation with the department and within one year of November 4, 2008, shall select a program for tracking and verifying the trading of renewable energy credits. An unused credit may exist for up to three years from the date of its creation. A credit may be used only once to comply with sections 393.1020 to 393.1030 and may not also be used to satisfy any similar nonfederal requirement. An electric utility may not use a credit derived from a green pricing program. Certificates from net-metered sources shall initially be owned by the customer-generator. The commission, except where the department is specified, shall make whatever rules are necessary to enforce the renewable energy standard. Such rules shall include:

(1) A maximum average retail rate increase of one percent determined by estimating and comparing the electric utility's cost of compliance with least-cost renewable generation and the cost of continuing to generate or purchase electricity from entirely nonrenewable sources, taking into proper account future environmental regulatory risk including the risk of greenhouse gas regulation. Notwithstanding the foregoing, until June 30, 2020, if the maximum average retail rate increase would be less than or equal to one percent if an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility is ignored for purposes of calculating the increase, then additional solar rebates shall be paid and included in rates in an amount up to the amount that would produce a retail rate increase equal to the difference between a one percent retail rate increase and the retail rate

increase calculated when ignoring an electric utility's investment in solar-related projects initiated, owned, or operated by the electric utility. Notwithstanding any provision to the contrary in this section, even if the payment of additional solar rebates will produce a maximum average retail rate increase of greater than one percent when an electric utility's investment in solar-related projects initiated, owned or operated by the electric utility are included in the calculation, the additional solar rebate costs shall be included in the prudently incurred costs to be recovered as contemplated by subdivision (4) of this subsection;

(2) Penalties of at least twice the average market value of renewable energy credits for the compliance period for failure to meet the targets of subsection 1 of this section. An electric utility will be excused if it proves to the commission that failure was due to events beyond its reasonable control that could not have been reasonably mitigated, or that the maximum average retail rate increase has been reached. Penalties shall not be recovered from customers. Amounts forfeited under this section shall be remitted to the department to purchase renewable energy credits needed for compliance. Any excess forfeited revenues shall be used by the department's energy center solely for renewable energy and energy efficiency projects;

(3) Provisions for an annual report to be filed by each electric utility in a format sufficient to document its progress in meeting the targets;

(4) Provision for recovery outside the context of a regular rate case of prudently incurred costs and the pass-through of benefits to customers of any savings achieved by an electrical corporation in meeting the requirements of this section.

3. As provided for in this section, except for those electrical corporations that qualify for an exemption under section 393.1050, each electric utility shall make available to its retail customers a solar rebate for new or expanded solar electric systems sited on customers' premises, up to a maximum of twenty-five kilowatts per system, measured in direct current that were confirmed by the electric utility to have become operational in compliance with the provisions of section 386.890. The solar rebates shall be two dollars per watt for systems becoming operational on or before June 30, 2014; one dollar and fifty cents per watt for systems becoming operational between July 1, 2014, and June 30, 2015; one dollar per watt for systems becoming operational between July 1, 2015, and June 30, 2016; fifty cents per watt for systems becoming operational between July 1, 2016, and June 30, 2017; fifty cents per watt for systems becoming operational between July 1, 2017, and June 30, 2019; twenty-five cents per watt for systems becoming operational between July 1, 2019, and June 30, 2020; and zero cents per watt for systems becoming operational after June 30, 2020. An electric utility may, through its tariffs, require applications for rebates to be submitted up to one hundred eighty-two days prior to the June thirtieth operational date. Nothing in this section shall prevent an electrical corporation from offering rebates after July 1, 2020, through an approved tariff. If the electric utility determines the maximum average retail rate increase provided for in subdivision (1) of subsection 2 of this section will be reached in any calendar year, the electric utility shall be entitled to cease paying rebates to the extent necessary to avoid exceeding the maximum average retail rate increase if the electrical corporation files with the commission to suspend its rebate tariff for the remainder of that calendar year at least sixty days prior to the change taking effect. The filing with the commission to suspend the electrical corporation's rebate tariff shall include the calculation reflecting that the maximum average retail rate increase will be reached and supporting documentation reflecting that the maximum average retail rate increase will be reached. The commission shall rule on the suspension filing within sixty days of the date it is filed. If the commission determines that the maximum average retail rate increase will be reached, the commission shall approve the tariff suspension. The electric utility shall continue to process and pay applicable solar rebates until a final commission ruling; however, if the continued payment causes the electric utility to pay rebates that cause it to exceed the maximum average retail rate increase, the expenditures shall be considered prudently incurred costs as contemplated by subdivision (4) of subsection 2 of this section and shall be recoverable as such by the electric utility. As a condition of receiving a rebate, customers shall transfer to the electric utility all right, title, and interest in and to the renewable energy credits associated with the new or expanded solar electric system that qualified the customer for the solar rebate for a period of ten years from the date the electric utility confirmed that the solar electric system was installed and operational.

4. The department shall, in consultation with the commission, establish by rule a certification process for electricity generated from renewable resources and used to fulfill the requirements of subsection 1 of this section. Certification criteria for renewable energy generation shall be determined by factors that include fuel type, technology, and the environmental impacts of the generating facility. Renewable energy facilities shall not cause undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. If any amount of fossil fuel is used with renewable energy resources, only the portion of electrical output attributable to renewable energy resources shall be used to fulfill the portfolio requirements.

5. In carrying out the provisions of this section, the commission and the department shall include methane generated from the anaerobic digestion of farm animal waste and thermal depolymerization or pyrolysis for converting waste material to energy as renewable energy resources for purposes of this section.

6. The commission shall have the authority to promulgate rules for the implementation of this section, but only to the extent such rules are consistent with, and do not delay the implementation of, the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.

393.1130. 1. This section shall be known and may be cited as “The Nuclear Energy Standard”.

2. As used in this section, the following terms shall mean:

(1) “Commission”, the public service commission;

(2) “Small modular nuclear reactor”, a nuclear reactor based on fission that is approved under federal and state laws and regulations to be constructed in this state and produces less than three hundred megawatts of clean electrical energy;

(3) “Utility”, any electrical corporation, as defined under section 386.020, but this term shall not include any electrical corporation as described under subsection 2 of section 393.110.

3. Upon the fulfillment of subsection 4 of this section, the commission shall prescribe by rule that all utilities in this state produce electricity using small modular nuclear reactors such that two percent of each utility’s total electricity retail sales are made based on electricity generated by such reactors. The commission shall have discretion with regard to the time for requiring compliance with the nuclear energy standard, but in no case shall it require full compliance less than three years from the fulfillment of the conditions for the effective date of this section. The commission may promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after the effective date of this section shall be invalid and void.

4. This section shall become effective only if a production facility for small modular nuclear reactors has been built in this state and is operational. A facility shall be classified as operational if such facility has produced no fewer than three small modular nuclear reactors in accordance with all federal and state laws and regulations and such reactors are legally available for sale or use. If the commission determines that a production facility is properly operational in accordance with this section, then it shall comply with the requirements of subsection 3 of this section. The commission shall notify the revisor of statutes when a facility has been built and becomes operational.

5. Notwithstanding subsection 3 of this section to the contrary, a utility may petition the commission to satisfy the two percent generation requirement from renewable or hydroelectric sources, or with the purchase of renewable energy credits, as defined in section 393.1025. The commission may grant such a petition upon a finding of undue hardship for compliance or due to a lack of increase in demand for energy generation by the utility.

620.3080. 1. As used in this section, the following terms shall mean:

(1) “Job creation, worker training, and infrastructure development programs”, the Missouri works program established under sections 620.2000 to 620.2020, the Missouri business use incentives for large-scale development act established under sections 100.700 to 100.850, the Missouri works training program established under sections 620.800 to 620.809, and the real property tax increment allocation redevelopment act established under sections 99.800 to 99.865;

(2) "Small modular nuclear reactor production facility" or "SMR production facility", a facility, approved under federal and state laws and regulations to be constructed, that produces nuclear reactors based on fission that each produce less than three hundred megawatts of clean electrical energy.

2. Notwithstanding any other provision of law to the contrary, no benefits authorized under job creation, worker training, and infrastructure development programs for an SMR production facility shall be considered in determining compliance with applicable limitations on the aggregate amount of benefits that may be awarded annually or cumulatively under subdivision (3) of subsection 10 of section 99.845, subsection 5 of section 100.850, subsection 7 of section 620.809, and subsection 7 of section 620.2020. No SMR production facility shall be authorized for state benefits under job creation, worker training, and infrastructure development programs that exceed, in the aggregate, one hundred fifty million dollars annually under all such programs."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Bondon, **HB 1998, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, was taken up by Representative Neely.

On motion of Representative Neely, the title of **HB 1558** was agreed to.

Speaker Richardson resumed the Chair.

Representative Neely offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1558, Page 1, Section 573.110, Line 1, by inserting immediately after the word "**section**", the words "**and section 573.112**"; and

Further amend said bill and section, Page 2, Line 37, by inserting immediately after the word "**commits**" the words "**the offense of**"; and

Further amend said bill and section, Page 3, Lines 57-58, by deleting all of said lines and inserting in lieu thereof the following:

"is engaged in a sexual act or whose intimate parts are exposed if the image involves voluntary exposure in a public or commercial setting; or"; and

Further amend said bill, page and section, Line 64, by inserting immediately after the word "**U.S.C.**" the word "**Section**"; and

Further amend said bill, page and section, Line 69, by deleting the word "**Nonconsensual**" and inserting in lieu thereof the words "**The offense of nonconsensual**"; and

Further amend said bill, page and section, Line 69, by inserting immediately after all of said line the following:

"573.112. 1. A person commits the offense of threatening the nonconsensual dissemination of private sexual images if he or she gains or attempts to gain anything of value, or coerces or attempts to coerce another person to act or refrain from acting, by threatening to disseminate an image of another person, which was obtained under circumstances in which a reasonable person would know or understand that the image was to remain private, against the will of such person:

(1) Who is at least eighteen years of age;

(2) Who is identifiable from the image itself or information displayed in connection with the image;
and

(3) Who is engaged in a sexual act or whose intimate parts are exposed, in whole or in part.

2. The offense of threatening the nonconsensual dissemination of private sexual images is a class E felony."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Neely, **House Amendment No. 1** was adopted.

Representative Barnes (60) offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1558, Page 3, Section 573.110, Line 64, by inserting after the number "**230 (f)(2)**" the following:

", except where such a service had actual notice that its service was being used in violation of this section and failed to take corrective action to remove the offending material from its service within five business days of receipt of such notice"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 2** was adopted.

Representative Mitten offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1558, Page 3, Section 573.110, Line 69, by inserting immediately after said line the following:

"7. In addition to the criminal penalties listed in subsection 6 of this section, the person in violation of the provisions of this section shall also be subject to a private cause of action from the depicted person. Any successful private cause of action brought under this subsection shall result in an award equal to ten thousand dollars or actual damages, whichever is greater, and in addition shall include attorney's fees. Humiliation or embarrassment shall be an adequate show that the plaintiff has incurred damages; however, no physical manifestation of either humiliation or embarrassment is necessary for damages to be shown."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Mitten, **House Amendment No. 3** was adopted.

On motion of Representative Neely, **HB 1558, as amended**, was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1517**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (28): Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Lavender, Lichtenegger, May, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (0)

Absent (7): Alferman, Butler, Kelly (141), Korman, McGee, Ross and Rowland (155)

Mr. Speaker: Your Committee on Budget, to which was referred **HB 2171**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (29): Alferman, Andrews, Bahr, Black, Burnett, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Lavender, Lichtenegger, Merideth (80), Pierson Jr., Quade, Razer, Redmon, Rone, Rowland (155), Smith (163), Spencer, Swan, Taylor, Trent, Walsh and Wood

Noes (1): May

Absent (5): Butler, Kelly (141), Korman, McGee and Ross

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1289**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Baringer, Curtman, Frederick, Kidd and Matthiesen

Noes (3): Carpenter, Pogue and Quade

Absent (3): Johnson, Rhoads and Sommer

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1261**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HCR 66**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1442**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1469**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (13): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2187**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, Pfautsch, Pike, Razer, Trent and Washington

Noes (4): McCreery, Muntzel, Schroer and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 2196**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (2): Beard and Kelly (141)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1250**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1611**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1645**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1729, 1621 & 1436**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1797**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1945**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Shull (16), Shumake and Wessels

Noes (2): Butler and Lavender

Absent (3): Brown (94), Curtis and Rone

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2079**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2102**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2119**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shumake

Noes (4): Butler, Curtis, Lavender and Wessels

Absent (2): Brown (94) and Shull (16)

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 20, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Health and Mental Health Policy has been authorized to introduce upon report a House Committee Bill relating to Opioids.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE APPOINTMENTS

February 20, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Stacey Newman as the Minority Caucus Ranking Member to the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 21, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Thursday, February 22, 2018, 8:30 AM, House Hearing Room 3.
Executive session will be held: HB 1311, HB 1722, HB 1410
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 1.
Public hearing will be held: HB 2257, HB 2306
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 2336, HB 1591
Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 22, 2018, upon adjournment, South Gallery.
Executive session will be held: HB 1577
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 21, 2018, 5:00 PM or upon afternoon adjournment (whichever is later), House Hearing Room 1.
Executive session will be held: HB 1857, HB 1347, HB 2144, HR 4891, HB 1424

Executive session may be held on any matter referred to the committee.
Removed HB 1423 and added HB 1424.

AMENDED

FISCAL REVIEW

Thursday, February 22, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.
Public hearing will be held: HB 1260, HCB 15
Executive session may be held on any matter referred to the committee.
Will hear public testimony on HCB 15 relating to opioids.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE
MARKETS

Thursday, February 22, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Executive session on the reinsurance draft language.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

LOCAL GOVERNMENT

Wednesday, February 21, 2018, 12:00 PM or 15 minutes upon conclusion of morning session
(whichever is later), House Hearing Room 1.
Public hearing will be held: HB 1929, HB 1978, HB 2030, HB 2111, HB 2186
Executive session will be held: HB 1893, HB 2243
Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 21, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2398, HB 2117
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, February 21, 2018, 12:00 PM or upon morning recess (whichever is later),
House Hearing Room 5.
Executive session will be held: HB 1252, HB 1344, HB 1516, HB 1625, HCS HBs 1656 & 2075,
HB 1679, HB 1892, HB 2026, HB 2110, HCS HB 2062
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, February 21, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1432

Executive session will be held: HB 1888, HB 2157, HB 2279

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2315, HB 2316

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2381, HB 2393

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their annual report.

**SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF
YOUNG PEOPLE**

Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11

Executive session may be held on any matter referred to the committee.

Continued discussion for HCB 11.

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, February 21, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON MASS TRANSIT SECURITY

Wednesday, February 21, 2018, 5:30 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The hearing will be for organizational purposes only.

TRANSPORTATION

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2268

Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286

Executive session may be held on any matter referred to the committee.

We will go into executive session first; all members please try to be there. We will adjourn at
9:30 AM. HB 2180 will not be heard this week.

AMENDED

UTILITIES

Wednesday, February 21, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1999

Executive session will be held: HB 2265

Executive session may be held on any matter referred to the committee.

AMENDED

HOUSE CALENDAR

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 21, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 88

HOUSE BILLS FOR SECOND READING

HB 2500 through HB 2517

HOUSE BILLS FOR PERFECTION

HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)
HB 1607 - Korman

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1600 - Higdon
HB 1512 - Corlew
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker

HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-EIGHTH DAY, WEDNESDAY, FEBRUARY 21, 2018

The House met pursuant to adjournment.

Representative Lynch in the Chair.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 045

Alferman	Anders	Bangert	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brattin	Burns
Corlew	Cross	DeGroot	Dogan	Evans
Francis	Frederick	Green	Hannegan	Harris
Henderson	Hurst	Kelly 141	Kolkmeier	Lant
Lauer	Lichtenegger	May	Morris 140	Morse 151
Mosley	Muntzel	Nichols	Pfausch	Phillips
Pogue	Rehder	Reiboldt	Reisch	Remole
Rhoads	Rowland 155	Smith 163	Taylor	Walsh

NOES: 000

PRESENT: 043

Anderson	Austin	Bahr	Barnes 28	Beard
Beck	Brown 57	Chipman	Christofanelli	Conway 104
Davis	Dohrman	Eggleston	Fitzpatrick	Haahr
Haefner	Helms	Hill	Houx	Johnson
Lavender	Lynch	Miller	Mitten	Morgan
Newman	Pike	Ross	Runions	Ruth
Shaul 113	Shumake	Spencer	Stacy	Swan
Tate	Unsicker	Vescovo	Walker 3	Walker 74
Wiemann	Wood	Mr. Speaker		

ABSENT WITH LEAVE: 070

Adams	Andrews	Arthur	Baringer	Berry
Brown 27	Brown 94	Burnett	Butler	Carpenter
Conway 10	Cookson	Cornejo	Curtis	Curtman
Ellebracht	Ellington	Engler	Fitzwater	Fraker
Franklin	Franks Jr	Gannon	Gray	Gregory
Grier	Hansen	Higdon	Houghton	Justus
Kelley 127	Kendrick	Kidd	Korman	Love
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Moon	Neely	Peters	Pierson Jr	Pietzman
Plocher	Quade	Razer	Redmon	Roberts

Roden	Roeber	Rone	Rowland 29	Schroer
Shull 16	Smith 85	Sommer	Stephens 128	Stevens 46
Trent	Washington	Wessels	White	Wilson

VACANCIES: 005

Speaker Pro Tem Haahr assumed the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

All the paths of the Lord are steadfast love and faithfulness for those who keep His covenant and His testimonies.
(Psalm 25:10)

O Loving God, whose power is without measure and whose judgments are true and righteous, we stand before You at the beginning of another day as we quiet our hearts in Your presence and wait for Your inspiration.

Grant us the wisdom to know what we should do and the strength to do it Your way. Sustain our lives that we may make decisions wisely, walk the high road of honorable purpose faithfully, and with outreaching sympathy seek to heal the wounds of our human family in Missouri.

As we move along an unknown path of life, let us go forward with a firm faith in the reality of goodness, truth, and love and with the abiding assurance that You are with us today and forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Malachi Snyder and Nolan Snyder.

The Journal of the twenty-seventh day was approved as printed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch

Remole	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 020

Berry	Brown 94	Butler	Curtis	Ellebracht
Ellington	Engler	Gray	Gregory	Grier
Harris	Matthiesen	McDaniel	Mitten	Peters
Roeber	Shull 16	Smith 85	Sommer	Washington

VACANCIES: 005

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 88, introduced by Representative McDaniel, relating to labor organizations.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2518, introduced by Representative Haefner, relating to boundary commissions.

HB 2519, introduced by Representative Anderson, relating to utility payments.

HB 2520, introduced by Representative Mitten, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 2521, introduced by Representative Washington, relating to concealed firearms, with penalty provisions.

HB 2522, introduced by Representative Burnett, relating to the designation of the official state work chronicling the 1993 flood.

HB 2523, introduced by Representative Gregory, relating to the sunshine law, with penalty provisions.

HB 2524, introduced by Representative Evans, relating to the sunshine law, with penalty provisions.

HB 2525, introduced by Representative Moon, relating to the expanded address confidentiality program.

HB 2526, introduced by Representative Roberts, relating to prison terms.

HB 2527, introduced by Representative Rhoads, relating to internet domain names of website operators.

HB 2528, introduced by Representative McDaniel, relating to alternative instruction plans for inclement weather.

HB 2529, introduced by Representative Morse (151), relating to school funding.

HB 2530, introduced by Representative Morse (151), relating to generational use of public assistance.

HB 2531, introduced by Representative Swan, relating to a charter schools task force.

HB 2532, introduced by Representative Washington, relating to offenses committed by landlords against tenants, with penalty provisions.

HB 2533, introduced by Representative Green, relating to disadvantaged businesses.

HB 2534, introduced by Representative Morgan, relating to education about human sexuality.

HB 2535, introduced by Representative Plocher, relating to sports wagering protection, with penalty provisions.

HB 2536, introduced by Representative Morris (140), relating to maintenance orders.

HB 2537, introduced by Representative Brown (57), relating to registered sexual offenders, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 88, relating to the bring our heroes home act.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2500, relating to personal care assistance services.

HB 2501, relating to sales and use tax exemptions.

HB 2502, relating to taxation, with a delayed effective date.

HB 2503, relating to sales tax.

HB 2504, relating to juvenile court proceedings.

HB 2505, relating to defined benefit plans.

HB 2506, relating to electronic certification of documents, with a penalty provision and a delayed effective date.

HB 2507, relating to intergovernmental joint task forces.

HB 2508, relating to the Missouri office of equal opportunity.

HB 2509, relating to murder in the first degree, with a penalty provision.

HB 2510, relating to the offense of placing an unsafe vehicle in the stream of commerce, with penalty provisions.

HB 2511, relating to license plates and windshield placards for disabled persons.

HB 2512, relating to student organizations at public institutions of higher education.

HB 2513, relating to concealed carry permits.

HB 2514, relating to industrial hemp, with penalty provisions.

HB 2515, relating to video game competitors.

HB 2516, relating to the public service commission.

HB 2517, relating to offenses committed by law enforcement officers, with penalty provisions.

PERFECTION OF HOUSE BILLS

HCS HB 1268, relating to dental faculty permits, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HCS HB 1268** was agreed to.

On motion of Representative Lichtenegger, **HCS HB 1268** was adopted.

On motion of Representative Lichtenegger, **HCS HB 1268** was ordered perfected and printed.

HB 1809, relating to the bi-state metropolitan development district, was taken up by Representative Tate.

On motion of Representative Tate, the title of **HB 1809** was agreed to.

On motion of Representative Tate, **HB 1809** was ordered perfected and printed.

HCS HB 1873, relating to poaching, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HCS HB 1873** was agreed to.

On motion of Representative Taylor, **HCS HB 1873** was adopted.

On motion of Representative Taylor, **HCS HB 1873** was ordered perfected and printed.

HB 1428, relating to vacancies in county elected offices, was taken up by Representative Muntzel.

On motion of Representative Muntzel, the title of **HB 1428** was agreed to.

Representative Austin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1428, Page 2, Section 105.030, Line 29, by inserting immediately after the word "**judge**" the following:

", **circuit judge**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

On motion of Representative Austin, **House Amendment No. 1** was adopted.

Representative Alferman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1428, Page 1, Section A, Line 2, by inserting immediately after all of said line and section the following:

"49.060. **1.** When a vacancy shall occur in the office of a county commissioner, the vacancy shall at once be certified by the clerk of the commission to the governor~~[- who shall fill such vacancy with a person who resides in the district at the time the vacancy occurs, as provided by law].~~

2. If at the time the vacancy occurs there is less than one year remaining in the unexpired term, the vacancy shall be filled as provided in section 105.030, except that the vacancy shall be filled within sixty days.

3. If at the time the vacancy occurs there is one year or more remaining in the unexpired term, it shall be the duty of the governor to fill such vacancy within sixty days by appointing, by and with the advice and consent of the senate subject to the provisions of article IV, section 51 of the Missouri constitution, some eligible person to said office who shall discharge the duties thereof until the next general election, at which time a commissioner shall be chosen for the remainder of the term, who shall hold such office until a successor is duly elected and qualified, unless sooner removed.

4. This section shall not apply to any county which has adopted a charter for its own government under article VI, section 18 of the Missouri constitution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Alferman, **House Amendment No. 2** was adopted.

Representative Conway (10) offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1428, Page 2, Section 105.030, Line 24, by deleting the phrase "**acting presiding commissioner shall fill**" and inserting in lieu thereof the following:

"two remaining county commissioners and the presiding judge of the circuit court shall vote to make"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (10), **House Amendment No. 3** was adopted.

On motion of Representative Muntzel, **HB 1428, as amended**, was ordered perfected and printed.

HB 1896, relating to the psychology interjurisdictional compact, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HB 1896**, relating to the practice of psychology, was agreed to.

Representative Evans offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1896, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"337.025. 1. The provisions of this section shall govern the education and experience requirements for initial licensure as a psychologist for the following persons:

(1) A person who has not matriculated in a graduate degree program which is primarily psychological in nature on or before August 28, 1990; and

(2) A person who is matriculated after August 28, 1990, in a graduate degree program designed to train professional psychologists.

2. Each applicant shall submit satisfactory evidence to the committee that the applicant has received a doctoral degree in psychology from a recognized educational institution, and has had at least one year of satisfactory supervised professional experience in the field of psychology.

3. A doctoral degree in psychology is defined as:

(1) A program accredited, or provisionally accredited, by the American Psychological Association (APA), ~~or~~ the Canadian Psychological Association (CPA), **or the Psychological Clinical Science Accreditation System (PCSAS); provided that, such program includes a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;** or

(2) A program designated or approved, including provisional approval, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A graduate program that meets all of the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists;

(b) The psychology program shall stand as a recognizable, coherent organizational entity within the institution of higher education;

(c) There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines;

(d) The program shall be an integrated, organized, sequence of study;

(e) There shall be an identifiable psychology faculty and a psychologist responsible for the program;

(f) The program shall have an identifiable body of students who are matriculated in that program for a degree;

(g) The program shall include a supervised practicum, internship, field, or laboratory training appropriate to the practice of psychology;

(h) The curriculum shall encompass a minimum of three academic years of full-time graduate study, with a minimum of one year's residency at the educational institution granting the doctoral degree; and

(i) Require the completion by the applicant of a core program in psychology which shall be met by the completion and award of at least one three-semester-hour graduate credit course or a combination of graduate credit courses totaling three semester hours or five quarter hours in each of the following areas:

a. The biological bases of behavior such as courses in: physiological psychology, comparative psychology, neuropsychology, sensation and perception, psychopharmacology;

b. The cognitive-affective bases of behavior such as courses in: learning, thinking, motivation, emotion, and cognitive psychology;

c. The social bases of behavior such as courses in: social psychology, group processes/dynamics, interpersonal relationships, and organizational and systems theory;

d. Individual differences such as courses in: personality theory, human development, abnormal psychology, developmental psychology, child psychology, adolescent psychology, psychology of aging, and theories of personality;

e. The scientific methods and procedures of understanding, predicting and influencing human behavior such as courses in: statistics, experimental design, psychometrics, individual testing, group testing, and research design and methodology.

4. Acceptable supervised professional experience may be accrued through preinternship, internship, predoctoral postinternship, or postdoctoral experiences. The academic training director or the postdoctoral training supervisor shall attest to the hours accrued to meet the requirements of this section. Such hours shall consist of:

(1) A minimum of fifteen hundred hours of experience in a successfully completed internship to be completed in not less than twelve nor more than twenty-four months; and

(2) A minimum of two thousand hours of experience consisting of any combination of the following:

(a) Preinternship and predoctoral postinternship professional experience that occurs following the completion of the first year of the doctoral program or at any time while in a doctoral program after completion of a master's degree in psychology or equivalent as defined by rule by the committee;

(b) Up to seven hundred fifty hours obtained while on the internship under subdivision (1) of this subsection but beyond the fifteen hundred hours identified in subdivision (1) of this subsection; or

(c) Postdoctoral professional experience obtained in no more than twenty-four consecutive calendar months. In no case shall this experience be accumulated at a rate of more than fifty hours per week. Postdoctoral supervised professional experience for prospective health service providers and other applicants shall involve and

relate to the delivery of psychological services in accordance with professional requirements and relevant to the applicant's intended area of practice.

5. Experience for those applicants who intend to seek health service provider certification and who have completed a program in one or more of the American Psychological Association designated health service provider delivery areas shall be obtained under the primary supervision of a licensed psychologist who is also a health service provider or who otherwise meets the requirements for health service provider certification. Experience for those applicants who do not intend to seek health service provider certification shall be obtained under the primary supervision of a licensed psychologist or such other qualified mental health professional approved by the committee.

6. For postinternship and postdoctoral hours, the psychological activities of the applicant shall be performed pursuant to the primary supervisor's order, control, and full professional responsibility. The primary supervisor shall maintain a continuing relationship with the applicant and shall meet with the applicant a minimum of one hour per month in face-to-face individual supervision. Clinical supervision may be delegated by the primary supervisor to one or more secondary supervisors who are qualified psychologists. The secondary supervisors shall retain order, control, and full professional responsibility for the applicant's clinical work under their supervision and shall meet with the applicant a minimum of one hour per week in face-to-face individual supervision. If the primary supervisor is also the clinical supervisor, meetings shall be a minimum of one hour per week. Group supervision shall not be acceptable for supervised professional experience. The primary supervisor shall certify to the committee that the applicant has complied with these requirements and that the applicant has demonstrated ethical and competent practice of psychology. The changing by an agency of the primary supervisor during the course of the supervised experience shall not invalidate the supervised experience.

7. The committee by rule shall provide procedures for exceptions and variances from the requirements for once a week face-to-face supervision due to vacations, illness, pregnancy, and other good causes.

337.029. 1. A psychologist licensed in another jurisdiction who has had no violations and no suspensions and no revocation of a license to practice psychology in any jurisdiction may receive a license in Missouri, provided the psychologist passes a written examination on Missouri laws and regulations governing the practice of psychology and meets one of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology;
- (2) Is a member of the National Register of Health Service Providers in Psychology;
- (3) Is currently licensed or certified as a psychologist in another jurisdiction who is then a signatory to the Association of State and Provincial Psychology Board's reciprocity agreement;
- (4) Is currently licensed or certified as a psychologist in another state, territory of the United States, or the District of Columbia and:
 - (a) Has a doctoral degree in psychology from a program accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**, or that meets the requirements as set forth in subdivision (3) of subsection 3 of section 337.025;
 - (b) Has been licensed for the preceding five years; and
 - (c) Has had no disciplinary action taken against the license for the preceding five years; or
- (5) Holds a current certificate of professional qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).

2. Notwithstanding the provisions of subsection 1 of this section, applicants may be required to pass an oral examination as adopted by the committee.

3. A psychologist who receives a license for the practice of psychology in the state of Missouri on the basis of reciprocity as listed in subsection 1 of this section or by endorsement of the score from the examination of professional practice in psychology score will also be eligible for and shall receive certification from the committee as a health service provider if the psychologist meets one or more of the following criteria:

- (1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery;
- (2) Is a member of the National Register of Health Service Providers in Psychology; or
- (3) Has completed or obtained through education, training, or experience the requisite knowledge comparable to that which is required pursuant to section 337.033.

337.033. 1. A licensed psychologist shall limit his or her practice to demonstrated areas of competence as documented by relevant professional education, training, and experience. A psychologist trained in one area shall

not practice in another area without obtaining additional relevant professional education, training, and experience through an acceptable program of respecialization.

2. A psychologist may not represent or hold himself or herself out as a state certified or registered psychological health service provider unless the psychologist has first received the psychologist health service provider certification from the committee; provided, however, nothing in this section shall be construed to limit or prevent a licensed, whether temporary, provisional or permanent, psychologist who does not hold a health service provider certificate from providing psychological services so long as such services are consistent with subsection 1 of this section.

3. "Relevant professional education and training" for health service provider certification, except those entitled to certification pursuant to subsection 5 or 6 of this section, shall be defined as a licensed psychologist whose graduate psychology degree from a recognized educational institution is in an area designated by the American Psychological Association as pertaining to health service delivery or a psychologist who subsequent to receipt of his or her graduate degree in psychology has either completed a respecialization program from a recognized educational institution in one or more of the American Psychological Association recognized clinical health service provider areas and who in addition has completed at least one year of postdegree supervised experience in such clinical area or a psychologist who has obtained comparable education and training acceptable to the committee through completion of postdoctoral fellowships or otherwise.

4. The degree or respecialization program certificate shall be obtained from a recognized program of graduate study in one or more of the health service delivery areas designated by the American Psychological Association as pertaining to health service delivery, which shall meet one of the criteria established by subdivisions (1) to (3) of this subsection:

(1) A doctoral degree or completion of a recognized respecialization program in one or more of the American Psychological Association designated health service provider delivery areas which is accredited, or provisionally accredited, **either** by the American Psychological Association **or the Psychological Clinical Science Accreditation System**; or

(2) A clinical or counseling psychology doctoral degree program or respecialization program designated, or provisionally approved, by the Association of State and Provincial Psychology Boards or the Council for the National Register of Health Service Providers in Psychology, or both; or

(3) A doctoral degree or completion of a respecialization program in one or more of the American Psychological Association designated health service provider delivery areas that meets the following criteria:

(a) The program, wherever it may be administratively housed, shall be clearly identified and labeled as being in one or more of the American Psychological Association designated health service provider delivery areas;

(b) Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists in one or more of the American Psychological Association designated health service provider delivery areas.

5. A person who is lawfully licensed as a psychologist pursuant to the provisions of this chapter on August 28, 1989, or who has been approved to sit for examination prior to August 28, 1989, and who subsequently passes the examination shall be deemed to have met all requirements for health service provider certification; provided, however, that such person shall be governed by the provisions of subsection 1 of this section with respect to limitation of practice.

6. Any person who is lawfully licensed as a psychologist in this state and who meets one or more of the following criteria shall automatically, upon payment of the requisite fee, be entitled to receive a health service provider certification from the committee:

(1) Is a diplomate of the American Board of Professional Psychology in one or more of the specialties recognized by the American Board of Professional Psychology as pertaining to health service delivery; or

(2) Is a member of the National Register of Health Service Providers in Psychology."; and

Further amend said bill, Page 22, Section B, Line 1, by removing "This act" and inserting in lieu thereof "Sections 337.100, 337.105, 337.110, 337.115, 337.120, 337.125, 337.130, 337.135, 337.140, 337.145, 337.150, 337.155, 337.160, and 337.165"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Evans, **House Amendment No. 1** was adopted.

On motion of Representative Swan, **HB 1896, as amended**, was ordered perfected and printed.

HCS HB 1618, relating to the disposal of unused controlled substances, was placed on the Informal Calendar.

HB 1607, relating to lead-acid batteries, was taken up by Representative Korman.

On motion of Representative Korman, the title of **HB 1607**, relating to natural resources funds, was agreed to.

Representative Redmon offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1607, Page 2, Section 260.262, Line 31, by inserting after all of said section and line the following:

"319.129. 1. There is hereby created a special trust fund to be known as the "Petroleum Storage Tank Insurance Fund" within the state treasury which shall be the successor to the underground storage tank insurance fund. Moneys in such special trust fund shall not be deemed to be state funds. Notwithstanding the provisions of section 33.080 to the contrary, moneys in the fund shall not be transferred to general revenue at the end of each biennium.

2. The owner or operator of any underground storage tank, including the state of Missouri and its political subdivisions and public transportation systems, in service on August 28, 1989, shall submit to the department a fee of one hundred dollars per tank on or before December 31, 1989. The owner or operator of any underground storage tank who seeks to participate in the petroleum storage tank insurance fund, including the state of Missouri and its political subdivisions and public transportation systems, and whose underground storage tank is brought into service after August 28, 1998, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment, and shall be in addition to the payment required by section 319.133. The owner or operator of any aboveground storage tank regulated by this chapter, including the state of Missouri and its political subdivisions and public transportation systems, who seeks to participate in the petroleum storage tank insurance fund, shall transmit one hundred dollars per tank to the board with his or her initial application. Such amount shall be a one-time payment and shall be in addition to the payment required by section 319.133. Moneys received pursuant to this section shall be transmitted to the director of revenue for deposit in the petroleum storage tank insurance fund.

3. The state treasurer may deposit moneys in the fund in any of the qualified depositories of the state. All such deposits shall be secured in a manner and upon the terms as are provided by law relative to state deposits. Interest earned shall be credited to the petroleum storage tank insurance fund.

4. The general administration of the fund and the responsibility for the proper operation of the fund, including all decisions relating to payments from the fund, are hereby vested in a board of trustees. The board of trustees shall consist of the commissioner of administration or the commissioner's designee, the director of the department of natural resources or the director's designee, the director of the department of agriculture or the director's designee, and eight citizens appointed by the governor with the advice and consent of the senate. Three of the appointed members shall be owners or operators of retail petroleum storage tanks, including one tank owner or operator of greater than one hundred tanks; one tank owner or operator of less than one hundred tanks; and one aboveground storage tank owner or operator. One appointed trustee shall represent a financial lending institution, and one appointed trustee shall represent the insurance underwriting industry. One appointed trustee shall represent industrial or commercial users of petroleum. The two remaining appointed citizens shall have no petroleum-related business interest, and shall represent the nonregulated public at large. The members appointed by the governor shall serve four-year terms except that the governor shall designate two of the original appointees to be appointed for one year, two to be appointed for two years, two to be appointed for three years and two to be appointed for four years. Any vacancies occurring on the board shall be filled in the same manner as provided in this section.

5. The board shall meet in Jefferson City, Missouri, within thirty days following August 28, 1996. Thereafter, the board shall meet upon the written call of the chairman of the board or by the agreement of any six members of the board. Notice of each meeting shall be delivered to all other trustees in person or by registered mail not less than six days prior to the date fixed for the meeting. The board may meet at any time by unanimous mutual consent. There shall be at least one meeting in each quarter.

6. Six trustees shall constitute a quorum for the transaction of business, and any official action of the board shall be based on a majority vote of the trustees present.

7. The trustees shall serve without compensation but shall receive from the fund their actual and necessary expenses incurred in the performance of their duties for the board.

8. The board of trustees shall be a type III agency and shall appoint an executive director and other employees as needed, who shall be state employees and be eligible for all corresponding benefits. The executive director shall have charge of the offices, operations, records, and other employees of the board, subject to the direction of the board. Employees of the board shall receive such salaries and necessary expenses as shall be fixed by the board.

9. Staff resources for the Missouri petroleum storage tank insurance fund may be provided by the department of natural resources or another state agency as otherwise specifically determined by the board. The fund shall compensate the department of natural resources or other state agency for all costs of providing staff required by this subsection. Such compensation shall be made pursuant to contracts negotiated between the board and the department of natural resources or other state agency.

10. In order to carry out the fiduciary management of the fund, the board may select and employ, or may contract with, persons experienced in insurance underwriting, accounting, the servicing of claims and rate making, and legal counsel to defend third-party claims, who shall serve at the board's pleasure. Invoices for such services shall be presented to the board in sufficient detail to allow a thorough review of the costs of such services.

11. At the first meeting of the board, the board shall elect one of its members as chairman. The chairman shall preside over meetings of the board and perform such other duties as shall be required by action of the board.

12. The board shall elect one of its members as vice chairman, and the vice chairman shall perform the duties of the chairman in the absence of the latter or upon the chairman's inability or refusal to act.

13. The board shall determine and prescribe all rules and regulations as they relate to fiduciary management of the fund, pursuant to the purposes of sections 319.100 to 319.137. In no case shall the board have oversight regarding environmental cleanup standards for petroleum storage tanks.

14. No trustee or staff member of the fund shall receive any gain or profit from any moneys or transactions of the fund. This shall not preclude any eligible trustee from making a claim or receiving benefits from the petroleum storage tank insurance fund as provided by sections 319.100 to 319.137.

15. The board may reinsure all or a portion of the fund's liability. Any insurer who sells environmental liability insurance in this state may, at the option of the board, reinsure some portion of the fund's liability.

16. The petroleum storage tank insurance fund shall expire on December 31, ~~2020~~ **2030**, unless extended by action of the general assembly. After December 31, ~~2020~~ **2030**, the board of trustees may continue to function for the sole purpose of completing payment of claims made prior to December 31, ~~2020~~ **2030**.

17. The board shall annually commission an independent financial audit of the petroleum storage tank insurance fund. The board shall biennially commission an actuarial analysis of the petroleum storage tank insurance fund. The results of the financial audit and the actuarial analysis shall be made available to the public. The board may contract with third parties to carry out the requirements of this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Redmon, **House Amendment No. 1** was adopted.

On motion of Representative Korman, **HB 1607, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Representative Chipman.

Representative Austin suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 043

Alferman	Andrews	Bangert	Barnes 60	Basye
Berry	Black	Bondon	Brown 27	Butler
Cross	DeGroot	Engler	Evans	Francis
Franks Jr	Frederick	Gannon	Grier	Hannegan
Harris	Henderson	Hurst	Justus	Kelley 127
Kelly 141	Lichtenegger	McCann Beatty	Morse 151	Muntzel
Nichols	Pfautsch	Phillips	Pogue	Redmon
Reiboldt	Reisch	Remole	Roeber	Rowland 29
Smith 163	Taylor	Wilson		

NOES: 000

PRESENT: 051

Anderson	Arthur	Austin	Baringer	Barnes 28
Beard	Brattin	Brown 57	Burnett	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Curtis	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Fitzpatrick	Haahr	Haefner	Houghton
Houx	Johnson	Kendrick	Kolkmeyer	Lynch
Mathews	Matthiesen	Messenger	Miller	Mitten
Morgan	Newman	Pike	Roberts	Rowland 155
Runions	Ruth	Shaul 113	Sommer	Stacy
Swan	Tate	Trent	Unsicker	Walker 3
Wood				

ABSENT WITH LEAVE: 064

Adams	Anders	Bahr	Beck	Bernskoetter
Brown 94	Burns	Carpenter	Cookson	Curtman
Ellington	Fitzwater	Fraker	Franklin	Gray
Green	Gregory	Hansen	Helms	Higdon
Hill	Kidd	Korman	Lant	Lauer
Lavender	Love	Marshall	May	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Moon
Morris 140	Mosley	Neely	Peters	Pierson Jr
Pietzman	Plocher	Quade	Razer	Rehder
Rhoads	Roden	Rone	Ross	Schroer
Shull 16	Shumake	Smith 85	Spencer	Stephens 128
Stevens 46	Vescovo	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Mr. Speaker	

VACANCIES: 005

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1618, relating to the disposal of unused controlled substances, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), the title of **HCS HB 1618** was agreed to.

Representative Arthur offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1618, Page 2, Section 195.265, Lines 1-8, by removing all of said lines and inserting in lieu thereof the following:

"195.265. 1. Unused controlled substances may be accepted from ultimate users, from hospice or home health care providers on behalf of ultimate users, or any person lawfully entitled to dispose of a decedent's property if the decedent was an ultimate user who died while in lawful possession of a controlled substance, through:

(1) Collection receptacles, drug disposal boxes, mail back packages, and other means by a Drug Enforcement Agency-authorized collector in accordance with federal regulations even if the authorized collector did not originally dispense the drug; or

(2) Drug take back programs conducted by federal, state, tribal, or local law enforcement agencies in partnership with any person or entity.

This subsection shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state, regarding the disposal of unused controlled substances. For the purposes of this section, the term "ultimate user" shall mean a person who has lawfully obtained and possesses a controlled substance for his or her own use or for the use of a member of his or her household or for an animal owned by him or her or a member of his or her household."; and

Further amend said bill, page and section, Line 14, by removing the word "**mailers**" and inserting in lieu thereof the phrase "**mail back packages**"; and

Further amend said bill, page and section, Line 19, by inserting immediately after the word "**location**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page and section, Line 20, by inserting immediately after the word "**events**" the phrase "**and mail back events**"; and

Further amend said bill, page and section, Line 21, by inserting immediately after the word "**event**" the phrase "**and is updated every six months by the department**"; and

Further amend said bill, page and section, Line 23, by removing the phrase "**section 195.265**" and inserting in lieu thereof the phrase "**this section**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Arthur, **House Amendment No. 1** was adopted.

Speaker Richardson assumed the Chair.

On motion of Representative Barnes (60), **HCS HB 1618, as amended**, was adopted.

On motion of Representative Barnes (60), **HCS HB 1618, as amended**, was ordered perfected and printed.

THIRD READING OF HOUSE BILLS - CONSENT

HB 1247, relating to diabetes awareness month, was taken up by Representative Pike.

On motion of Representative Pike, **HB 1247** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	Dogan
Dohrman	Eggleston	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Lant
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 019

Basye	Brown 94	Cookson	Cross	DeGroot
Ellebracht	Fraker	Gray	Korman	Lauer
May	McDaniel	Peters	Pierson Jr	Roberts
Shull 16	Smith 85	Vescovo	Washington	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1349, relating to Missouri sliced bread day, was taken up by Representative Black.

On motion of Representative Black, **HB 1349** was read the third time and passed by the following vote:

AYES: 128

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kolkmeyer	Lant	Lichtenegger
Love	Lynch	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Morris 140	Morse 151	Mosley	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stevens 46	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 016

Bernskoetter	Burns	Carpenter	Ellington	Hurst
Kidd	Lavender	Marshall	McGee	Moon
Morgan	Newman	Pogue	Roberts	Stephens 128
Unsicker				

PRESENT: 001

Mitten

ABSENT WITH LEAVE: 013

Brown 94	Cookson	Gray	Korman	Lauer
Mathews	May	Muntzel	Peters	Pietzman
Shull 16	Smith 85	Washington		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1355, relating to retired peace officers, was taken up by Representative Phillips.

On motion of Representative Phillips, **HB 1355** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kendrick
Kidd	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Matthiesen	McCann Beatty
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris 140	Morse 151
Mosley	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 002

Ellington Pogue

PRESENT: 000

ABSENT WITH LEAVE: 022

Barnes 60	Berry	Brown 94	Cookson	Corlew
Ellebracht	Gray	Gregory	Kelly 141	Korman
Lauer	Mathews	May	McCreery	Mitten
Muntzel	Peters	Quade	Shull 16	Smith 85
Washington	Wilson			

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1375, relating to posttraumatic stress awareness day in Missouri, was taken up by Representative Ruth.

On motion of Representative Ruth, **HB 1375** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Black	Bondon	Brattin	Brown 27	Brown 57
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Barnes 60	Berry	Brown 94	Burnett	Cookson
Gray	Grier	Lauer	Mathews	May
Peters	Shull 16	Smith 85	Smith 163	Wilson

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1481, relating to certain exemptions for insurance holding companies, was taken up by Representative Wiemann.

Representative Conway (104) assumed the Chair.

On motion of Representative Wiemann, **HB 1481** was read the third time and passed by the following vote:

AYES: 138

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brattin	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lant	Lavender	Love	Lynch	Marshall
Matthiesen	McCann Beatty	McCreery	McDaniel	McGee
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Mr. Speaker		

NOES: 002

Ellington Pogue

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Barnes 60	Berry	Brown 94	Cookson
Gray	Grier	Lauer	Lichtenegger	Mathews
May	Meredith 71	Peters	Reisch	Shull 16
Smith 85	Wilson	Wood		

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1552, relating to professional licensure applications, was taken up by Representative Neely.

On motion of Representative Neely, **HB 1552** was read the third time and passed by the following vote:

AYES: 120

Anders	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Beard
Bernskoetter	Black	Bondon	Brattin	Brown 27
Brown 57	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kolkmeier	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Matthiesen	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morris 140
Morse 151	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pietzman	Pike	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walker 74
Walsh	Wessels	White	Wiemann	Wood

NOES: 017

Adams	Beck	Burnett	Ellington	Franks Jr
Hurst	Kidd	Marshall	McCann Beatty	Moon
Morgan	Mosley	Newman	Pierson Jr	Pogue
Rowland 29	Washington			

PRESENT: 001

Green

ABSENT WITH LEAVE: 020

Alferman	Barnes 60	Basye	Berry	Brown 94
Conway 10	Cookson	Franklin	Gray	Grier
Lauer	Mathews	May	Peters	Plocher
Shull 16	Smith 85	Vescovo	Wilson	Mr. Speaker

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1351, relating to filing a responsive pleading in certain family law proceedings, was taken up by Representative Beard.

On motion of Representative Beard, **HB 1351** was read the third time and passed by the following vote:

AYES: 137

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Beard	Beck	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wood			

NOES: 002

Hurst	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 019

Alferman	Barnes 60	Basye	Berry	Brattin
Brown 94	Cookson	Ellebracht	Gray	Grier
Kelley 127	Lauer	Matthiesen	May	Peters
Shull 16	Smith 85	Wilson	Mr. Speaker	

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HCS HB 1597, relating to the disposition of human remains, was taken up by Representative Fraker.

On motion of Representative Fraker, **HCS HB 1597** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walsh	Washington	Wessels
White	Wiemann	Wood		

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 018

Anders	Barnes 60	Brown 94	Cookson	Ellebracht
Grier	Lauer	Matthiesen	May	Newman
Peters	Rone	Shaul 113	Shull 16	Smith 85
Walker 74	Wilson	Mr. Speaker		

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1660, relating to career and technical education, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1660** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franks Jr	Frederick	Gannon
Gray	Gregory	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kolkmeier	Korman	Lant	Lavender
Lichtenegger	Love	Lynch	Mathews	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wood	

NOES: 005

Hurst	Kidd	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 94	Cookson	Franklin	Green
Grier	Haahr	Haefner	Lauer	Matthiesen
May	Newman	Peters	Shull 16	Smith 85
Sommer	Washington	Wilson	Mr. Speaker	

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HCS HB 1663, relating to the establishment of developmental guidance and counseling programs in schools, was taken up by Representative Swan.

On motion of Representative Swan, **HCS HB 1663** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Frederick	Gray
Gregory	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Neely	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wood	Mr. Speaker		

NOES: 002

Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 018

Brown 94	Cookson	Ellebracht	Franks Jr	Gannon
Green	Grier	Haefner	Lauer	Matthiesen
May	Muntzel	Newman	Peters	Shull 16
Smith 85	Walker 74	Wilson		

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1675, relating to school bus driver medical endorsements, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 1675** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lavender	Love	Lynch	Marshall	Mathews
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 006

Barnes 28	Ellington	Pogue	Rowland 29	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 017

Barnes 60	Beard	Beck	Brown 94	Cookson
Green	Grier	Lauer	Lichtenegger	Matthiesen
May	Muntzel	Newman	Peters	Shull 16
Smith 85	Wilson			

VACANCIES: 005

Representative Conway (104) declared the bill passed.

HB 1676, relating to school bus driver qualifications, was taken up by Representative Redmon.

On motion of Representative Redmon, **HB 1676** was read the third time and passed by the following vote:

AYES: 122

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelly 141	Kendrick	Kidd	Kolkmeyer
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Moon	Morgan	Morris 140
Morse 151	Neely	Nichols	Pfautsch	Phillips
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 017

Barnes 28	Carpenter	Ellington	Franks Jr	Gray
McCann Beatty	McCreery	Mitten	Mosley	Newman
Pierson Jr	Pogue	Quade	Roberts	Stevens 46
Unsicker	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 019

Brown 94	Cookson	Corlew	Dohrman	Green
Grier	Kelley 127	Korman	Lauer	Matthiesen
May	Miller	Muntzel	Peters	Rowland 29
Shull 16	Smith 85	Stephens 128	Wilson	

VACANCIES: 005

Representative Conway (104) declared the bill passed.

Speaker Richardson resumed the Chair.

HB 1905, relating to abandoned aircraft, was taken up by Representative Walker (3).

On motion of Representative Walker (3), **HB 1905** was read the third time and passed by the following vote:

AYES: 132

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reisch	Remole
Rhoads	Roberts	Roerber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 007

Ellington	Fitzwater	Hurst	Marshall	McCreery
Moon	Pogue			

PRESENT: 000

ABSENT WITH LEAVE: 019

Alferman	Brown 94	Cookson	DeGroot	Franks Jr
Gray	Green	Grier	Lauer	May
McDaniel	Muntzel	Peters	Reiboldt	Roden
Shull 16	Smith 85	Walker 74	Wilson	

VACANCIES: 005

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

HR 5213 - Special Committee on Government Oversight
HR 5237 - Special Committee on Tourism

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 77** - Economic Development
- HCR 85** - Special Committee on Government Oversight
- HCR 87** - Utilities

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

- HJR 87** - Conservation and Natural Resources

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HCS HB 1300** - Fiscal Review
- HB 2044** - Fiscal Review
- HB 1236** - Local Government
- HB 1290** - Veterans
- HB 1294** - Judiciary
- HB 1328** - Children and Families
- HB 1330** - Conservation and Natural Resources
- HB 1333** - Children and Families
- HB 1342** - General Laws
- HB 1392** - Judiciary
- HB 1425** - Agriculture Policy
- HB 1430** - Children and Families
- HB 1431** - Local Government
- HB 1493** - Elementary and Secondary Education
- HB 1502** - Professional Registration and Licensing
- HB 1530** - Crime Prevention and Public Safety
- HB 1567** - Elections and Elected Officials
- HB 1592** - General Laws
- HB 1599** - Elections and Elected Officials
- HB 1626** - Health and Mental Health Policy
- HB 1692** - Transportation
- HB 1725** - Judiciary
- HB 1726** - Judiciary
- HB 1742** - Workforce Development
- HB 1743** - Crime Prevention and Public Safety
- HB 1835** - Crime Prevention and Public Safety
- HB 1847** - Elementary and Secondary Education
- HB 1908** - General Laws
- HB 1909** - Elections and Elected Officials

- HB 1982** - General Laws
- HB 2089** - Special Committee on Litigation Reform
- HB 2097** - Special Committee on Government Oversight
- HB 2108** - Special Committee on Litigation Reform
- HB 2182** - Conservation and Natural Resources
- HB 2198** - Corrections and Public Institutions
- HB 2201** - Economic Development
- HB 2213** - Conservation and Natural Resources
- HB 2220** - Elementary and Secondary Education
- HB 2228** - Ways and Means
- HB 2256** - Special Committee on Innovation and Technology
- HB 2273** - Special Committee on Litigation Reform
- HB 2293** - Health and Mental Health Policy
- HB 2295** - Professional Registration and Licensing
- HB 2302** - General Laws
- HB 2307** - Transportation
- HB 2308** - Professional Registration and Licensing
- HB 2313** - Elections and Elected Officials
- HB 2324** - Special Committee on Small Business
- HB 2326** - Budget
- HB 2329** - Local Government
- HB 2333** - Elections and Elected Officials
- HB 2348** - Higher Education
- HB 2352** - Local Government
- HB 2356** - Local Government
- HB 2358** - Elections and Elected Officials
- HB 2364** - General Laws
- HB 2366** - Judiciary
- HB 2384** - Health and Mental Health Policy
- HB 2396** - Budget
- HB 2397** - Judiciary
- HB 2403** - Special Committee on Tourism
- HB 2409** - General Laws
- HB 2411** - Elementary and Secondary Education
- HB 2416** - Government Efficiency
- HB 2418** - Crime Prevention and Public Safety
- HB 2421** - Insurance Policy
- HB 2422** - Special Committee to Improve the Care and Well-being of Young People
- HB 2425** - Special Committee on Tourism
- HB 2426** - Children and Families
- HB 2432** - Transportation
- HB 2433** - Health and Mental Health Policy
- HB 2436** - Elementary and Secondary Education
- HB 2439** - Special Committee on Tourism
- HB 2442** - Elementary and Secondary Education

HB 2445 - Elementary and Secondary Education
HB 2454 - Crime Prevention and Public Safety
HB 2456 - Crime Prevention and Public Safety
HB 2460 - Special Committee on Tourism
HB 2473 - Conservation and Natural Resources

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2031**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Lavender

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 2216**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Anderson, Beard, Harris, Love, Phillips, Remole and Taylor

Noes (1): Meredith (71)

Absent (3): Engler, Houx and Pierson Jr.

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1573**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Anders, Bahr, Bangert, Barnes (60), Basye, Burnett, Matthiesen, Morgan, Roeber, Spencer, Swan and Wood

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2200**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bahr, Barnes (60), Basye, Roeber, Spencer, Swan and Wood

Noes (5): Anders, Bangert, Burnett, Matthiesen and Morgan

Absent (1): Dogan

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1795**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber, Schroer and Taylor

Noes (1): McCreery

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2155**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 2179**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Roeber, Schroer and Taylor

Noes (1): Merideth (80)

Absent (0)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1443**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Frederick, Johnson, Kidd, Matthiesen, Pogue, Rhoads and Sommer

Noes (1): Baringer

Absent (3): Curtman, Peters and Quade

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1576**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Frederick, Johnson, Kidd, Matthiesen, Rhoads and Sommer

Noes (0)

Absent (4): Curtman, Peters, Pogue and Quade

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1906**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1353**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1463**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1713**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Kelley (127), Lant, Meredith (71), Neely, Phillips, Pike, Stevens (46), Toalson Reisch and Walsh

Noes (0)

Absent (6): Beard, Carpenter, Corlew, Kelly (141), Remole and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1714**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Corlew, Kelley (127), Kelly (141), Lant, Meredith (71), Neely, Phillips, Pike, Remole, Stevens (46), Toalson Reisch and Walsh

Noes (0)

Absent (3): Beard, Carpenter and Washington

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2277** and **HB 1983**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2286**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2318**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2330**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2347**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was returned **HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute No. 2**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1265**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1419**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1457**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1613**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1629**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1646**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1874**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1895**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1928**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1947**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1953**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2116**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2122**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2140**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (3): Arthur, Carpenter and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2231**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2238**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 2239**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Sommer

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1252**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1344**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1516**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1625**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (1): Eggleston

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HBs 1656 & 2075**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (1): Lavender

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (4): Brown (94), Butler, Curtis and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1892**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2026**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2062**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 2110**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shumake and Wessels

Noes (1): Lavender

Present (1): Curtis

Absent (3): Brown (94), Butler and Shull (16)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 22, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, February 22, 2018, 8:30 AM, House Hearing Room 3.

Executive session will be held: HB 1311, HB 1722

Executive session may be held on any matter referred to the committee.

Removed HB1410

CANCELLED

CHILDREN AND FAMILIES

Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1856, HB 2362, HB 1883

Executive session will be held: HB 2234, HB 2407

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2336, HB 1591

Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483, HCR 60, HB 1739

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Thursday, February 22, 2018, Upon adjournment, South Gallery.

Executive session will be held: HB 1577

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1445, HB 2334

Executive session will be held: HB 1313, HB 1594

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 22, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, February 27, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 2263, HJR 80, HB 2416
Executive session will be held: HB 1486, HB 1631, HB 1919, HB 1565
Executive session may be held on any matter referred to the committee.

**INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE
MARKETS**

Thursday, February 22, 2018, 9:00 AM, House Hearing Room 7.
Executive session may be held on any matter referred to the committee.
Executive session on the reinsurance draft language.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.
Public hearing will be held: HB 2315, HB 2316
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Executive session may be held on any matter referred to the committee.
The Missouri Division of Tourism will present their Annual Report.

**SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF
YOUNG PEOPLE**

Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11
Executive session may be held on any matter referred to the committee.
Continued discussion for HCB 11

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Appropriation Subcommittee Markup

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE

Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

HOUSE CALENDAR

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 22, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 88

HOUSE BILLS FOR SECOND READING

HB 2518 through HB 2537

HOUSE BILLS FOR PERFECTION

HCS HB 1928 - Ross

HB 1945 - Anderson

HCS HB 2079 - Houx

HB 1265 - Schroer

HCS HB 2104 - Frederick

HB 1797 - Fitzwater

HCS HB 1907 - Spencer

HCS HB 1525 - Pfautsch

HB 1250 - Plocher

HCS HB 1358 - Davis

HCS HB 2116 - Ross

HCS HB 1457 - Lauer

HCS HB 1623 - Fitzwater

HB 2102 - Rhoads

HB 1646 - Eggleston

HB 2238 - Mathews

HCS HB 1895 - Neely

HB 1613 - Kelley (127)

HCS HB 1947 - Alferman

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer

HB 1600 - Higdon

HB 1512 - Corlew

HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)
HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 2044, (Fiscal Review 2/21/18) - Taylor
HCS HB 2034 - Curtman
HB 1464 - Berry
HCS HB 1300, (Fiscal Review 2/21/18) - Conway (104)
HCS HB 1572 - Rowland (155)
HB 1887 - Bahr
HCS HB 1366 - Basye
HB 1998 - Bondon
HB 1558 - Neely

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBS 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-NINTH DAY, THURSDAY, FEBRUARY 22, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Choose you this day whom ye will serve: as for me and my house we will serve the Lord. (Joshua 24:15)

O Humble Lord, who is the light of the world, let Your light shine upon us and Your presence come to us as we pray in spirit and in truth. Strengthen our hearts that we may now and always be positive in thought, word, and deed, as was the Evangelist Billy Graham.

Bless our State with Your gracious favor and make our people one in spirit, one in purpose, and one in kindness. Whatever our differences, may we realize that we are one in You and may this bond of unity be increasingly strengthened until we all learn to live together as good citizens in this great State.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-eighth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 89, introduced by Representative Messenger, relating to the joint committee on social services.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 89, introduced by Representative Sommer, relating to ballot initiatives.

HJR 90, introduced by Representative Sommer, relating to ballot measures referred to the people.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2538, introduced by Representative Pietzman, relating to maintaining Missouri state parks.

HB 2539, introduced by Representative Hill, relating to the Missouri reinsurance plan.

HB 2540, introduced by Representative Haahr, relating to collection of state moneys, with penalty provisions and a delayed effective date.

HB 2541, introduced by Representative Rowland (29), relating to sheltered workshop payments, with an emergency clause.

HB 2542, introduced by Representative McDaniel, relating to tampering with farm equipment, with penalty provisions.

HB 2543, introduced by Representative McDaniel, relating to Mormon war remembrance day.

HB 2544, introduced by Representative Trent, relating to court reporters.

HB 2545, introduced by Representative Hurst, relating to recreational trailer license plates.

HB 2546, introduced by Representative Hurst, relating to labor for offenders.

HB 2547, introduced by Representative Sommer, relating to election dates.

HB 2548, introduced by Representative Taylor, relating to gubernatorial appointments, with penalty provisions.

HB 2549, introduced by Representative Morse (151), relating to conditions of probation.

HB 2550, introduced by Representative Chipman, relating to requirements to run for certain public offices.

HB 2551, introduced by Representative Ross, relating to the sale of land purchased through legal settlement funds.

HB 2552, introduced by Representative Corlew, relating to arbitration agreements.

HB 2553, introduced by Representative Justus, relating to assessments of real property.

HB 2554, introduced by Representative Newman, relating to public safety, with penalty provisions.

HB 2555, introduced by Representative Ruth, relating to school instruction in braille.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 88, relating to labor organizations.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2518, relating to boundary commissions.

HB 2519, relating to utility payments.

HB 2520, relating to the offense of sexual conduct in the course of public duty, with a penalty provision.

HB 2521, relating to concealed firearms, with penalty provisions.

HB 2522, relating to the designation of the official state work chronicling the 1993 flood.

HB 2523, relating to the sunshine law, with penalty provisions.

HB 2524, relating to the sunshine law, with penalty provisions.

HB 2525, relating to the expanded address confidentiality program.

HB 2526, relating to prison terms.

HB 2527, relating to internet domain names of website operators.

HB 2528, relating to alternative instruction plans for inclement weather.

HB 2529, relating to school funding.

HB 2530, relating to generational use of public assistance.

HB 2531, relating to a charter schools task force.

HB 2532, relating to offenses committed by landlords against tenants, with penalty provisions.

HB 2533, relating to disadvantaged businesses.

HB 2534, relating to education about human sexuality.

HB 2535, relating to sports wagering protection, with penalty provisions.

HB 2536, relating to maintenance orders.

HB 2537, relating to registered sexual offenders, with penalty provisions.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HCS HB 1300**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Haefner, Morgan, Morris (140), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Alferman, Fraker and Rowland (29)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 2044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Conway (104), Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Present (1): Morgan

Absent (2): Alferman and Fraker

THIRD READING OF HOUSE BILLS

HB 2044, relating to retirement benefits for public employees, was taken up by Representative Taylor.

On motion of Representative Taylor, **HB 2044** was read the third time and passed by the following vote:

AYES: 124

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Black	Bondon	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Houghton	Houx	Justus	Kelley 127	Kelly 141

Kendrick	Kolkmeyer	Lant	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCreery
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Shaul 113
Shumake	Smith 163	Sommer	Stephens 128	Stevens 46
Swan	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 016

Beard	Curtman	Eggleston	Frederick	Hill
Hurst	Johnson	Kidd	Marshall	Matthiesen
McDaniel	Moon	Pogue	Spencer	Stacy
Tate				

PRESENT: 003

Brown 27	Higdon	Morgan
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ABSENT WITH LEAVE: 015

Berry	Brattin	Brown 94	Cornejo	Curtis
Korman	Lauer	McCann Beatty	McGee	Peters
Rehder	Schroer	Shull 16	Smith 85	Wilson

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 2034, relating to industrial hemp, was taken up by Representative Curtman.

On motion of Representative Curtman, **HCS HB 2034** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141

Kendrick	Kidd	Kolkmeier	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roerber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 004

Andrews	Eggleston	Hurst	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 28	Berry	Brattin	Brown 94	Cookson
Cornejo	Korman	Lauer	Peters	Schroer
Shull 16	Smith 85	Wilson		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1464, relating to property taxation of telephone companies, was placed on the Informal Calendar.

HCS HB 1300, relating to boat title and registration fees, was taken up by Representative Conway (104).

On motion of Representative Conway (104), **HCS HB 1300** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 003

Hurst	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Barnes 28	Brattin	Brown 94	Cornejo	Franks Jr
Korman	Lauer	Newman	Peters	Schroer
Shull 16	Smith 85	Wilson		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing, was taken up by Representative Rowland (155).

On motion of Representative Rowland (155), **HCS HB 1572** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray

Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Barnes 60	Barnes 28	Brattin	Brown 94	Cornejo
Green	Korman	Lauer	Peters	Schroer
Shull 16	Smith 85	Wilson		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1887, relating to restrictive covenants, was taken up by Representative Bahr.

On motion of Representative Bahr, **HB 1887** was read the third time and passed by the following vote:

AYES: 137

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 104	Corlew	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127

Kelly 141	Kendrick	Kolkmeier	Lant	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfausch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 29	Runions	Ruth
Shaul 113	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wood	Mr. Speaker			

NOES: 005

Conway 10	Hurst	Kidd	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Barnes 28	Brattin	Brown 94	Cookson
Cornejo	Korman	Lauer	Newman	Peters
Rowland 155	Schroer	Shull 16	Smith 85	Sommer
Wilson				

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1366, relating to transportation of school children, was taken up by Representative Basye.

Speaker Richardson assumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brown 57	Chipman	Christofanelli
Corlew	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelly 141	Kidd	Kolkmeier
Lant	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	McDaniel	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roeber	Rone	Ross
Rowland 155	Ruth	Shaul 113	Shumake	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wood	Mr. Speaker	

NOES: 040

Adams	Arthur	Bangert	Baringer	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Roberts	Rowland 29
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 019

Anders	Barnes 28	Brattin	Brown 94	Conway 104
Cookson	Cornejo	Kelley 127	Korman	Lauer
Merideth 80	Peters	Roden	Runions	Schroer
Shull 16	Smith 85	Smith 163	Wilson	

VACANCIES: 005

On motion of Representative Basye, **HCS HB 1366** was read the third time and passed by the following vote:

AYES: 099

Anderson	Andrews	Austin	Bahr	Bangert
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brown 57	Chipman	Christofanelli	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Lant	Lichtenegger	Love	Lynch	Mathews
Matthiesen	Meredith 71	Messenger	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Ruth
Shaul 113	Shumake	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wood	Mr. Speaker	

NOES: 042

Adams	Arthur	Baringer	Beck	Berry
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Corlew	Ellebracht	Ellington	Francis
Franks Jr	Gray	Green	Harris	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Merideth 80	Miller	Mitten	Moon
Morgan	Mosley	Newman	Nichols	Pierson Jr
Pogue	Quade	Roberts	Rowland 29	Unsicker
Walker 74	Washington			

PRESENT: 001

Higdon

ABSENT WITH LEAVE: 016

Alferman	Anders	Barnes 28	Brattin	Brown 94
Conway 104	Cookson	Korman	Lauer	Peters
Runions	Schroer	Shull 16	Smith 85	Smith 163
Wilson				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1998, relating to the comprehensive state energy plan, was taken up by Representative Bondon.

On motion of Representative Bondon, **HB 1998** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Lant	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr

Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Ruth	Shaul 113
Shumake	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wood
Mr. Speaker				

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Anders	Barnes 28	Brattin	Brown 94	Cookson
Francis	Kolkmeyer	Korman	Lauer	Peters
Runions	Schroer	Shull 16	Smith 85	Smith 163
Wilson				

VACANCIES: 005

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1733 - General Laws
HB 2281 - General Laws
HB 2360 - Higher Education

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1549**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (1): Lavender

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 2249**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Cookson, Franklin, Gannon, Justus, Neely, Newman, Ruth, Stacy, Unsicker and Walker (74)

Noes (1): Moon

Absent (0)

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1577**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Lant, Miller, Pietzman, Plocher and Rehder

Noes (4): Beck, Ellebracht, Green and Washington

Absent (2): Berry and Grier

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HR 4891**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Austin, Conway (10), Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (2): Alferman and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1347** and **HB 2144**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Austin, Conway (10), Marshall, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (2): Adams and Newman

Absent (2): Alferman and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1424**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Alferman, Austin, Marshall, Shaul (113), Shumake and Stacy

Noes (4): Adams, Conway (10), Newman and Toalson Reisch

Absent (1): Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1857**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Alferman, Austin, Conway (10), Marshall, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (1): Newman

Absent (1): Higdon

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1651**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (5): Arthur, Basye, Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1870**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1837**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Morris (140), Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2183**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Morris (140), Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 2280, HB 2120, HB 1468 and HB 1616**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Morris (140), Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (2): Messenger and Pfautsch

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1893**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Wessels and Wilson

Noes (0)

Absent (1): Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 2243**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Adams, Baringer, Brattin, Dogan, Hannegan, Houghton, Wessels and Wilson

Noes (0)

Absent (3): Burnett, Grier and Muntzel

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2043**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1943**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Gray, Kelley (127), Mosley and Schroer

Noes (0)

Absent (4): Ellington, Rhoads, Roden and Shull (16)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2255**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Kelley (127), Mosley and Schroer

Noes (0)

Absent (3): Rhoads, Roden and Shull (16)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 26, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, February 28, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Office of Administration budget presentation regarding supplemental, reappropriations, maintenance & repair and capital improvements. Testimony from the Missouri Board of Pharmacy and Missouri Charter School Commission. Budget Committee will hear recommended changes from Appropriation Subcommittees.

BUDGET

Thursday, March 1, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2396

Executive session will be held: HB 1311, HB 1722

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, February 27, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1856, HB 2362, HB 1883

Executive session will be held: HB 2234, HB 2407

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 27, 2018, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1517, HB 1573, HB 1893, HB 2043, HB 2243, HB 2318,
HB 2330, HB 2347

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, March 1, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 2198

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2336, HB 1591

Executive session will be held: HB 2061, HB 2219, HB 2194, HCR 70, HB 2259, HB 1483,
HCR 60, HB 1739

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1445, HB 2334

Executive session will be held: HB 1313, HB 1594

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1599, HB 1909, HB 2313

Executive session will be held: HB 1423

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, February 26, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1348, HB 1387, HB 1861, HB 2129, HB 2192, HB 2411

Executive session will be held: HB 1435, HB 1569, HB 1899, HB 1664, HB 1245

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, February 26, 2018, 12:00 PM and reconvene upon the conclusion of
afternoon session, House Hearing Room 4.

Public hearing will be held: HB 1256, HB 1326, HB 1342, HB 1733, HB 1865, HB 1936,
HB 1937, HB 2281

Executive session will be held: HB 1248, HB 1249, HB 1262, HB 1915

Executive session may be held on any matter referred to the committee.

Due to anticipated high turnout and out of respect for everyone's time, testimony will
be strictly limited to three (3) minutes per witness.

GOVERNMENT EFFICIENCY

Tuesday, February 27, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 2263, HJR 80, HB 2416

Executive session will be held: HB 1486, HB 1631, HB 1919, HB 1565

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1626, HB 2384, HCB 15

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1474, HB 1811, HB 2348, HB 2360, HB 2408

Executive session will be held: HB 1520

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, February 27, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 4.

Public hearing will be held: HB 2421

Executive session will be held: HB 2225, HB 2270

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1st quarter meeting.

Presentation of 2018 Annual Report.

LOCAL GOVERNMENT

Wednesday, February 28, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2383, HB 2329, HB 2356, HB 2352, HB 1431

Executive session will be held: HB 1929, HB 2030, HB 2186

Executive session may be held on any matter referred to the committee.

Executive session may be held first.

PENSIONS

Monday, February 26, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Executive session will be held: HB 2335, HB 2322

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, February 26, 2018, 2:00 PM and reconvene upon the conclusion of afternoon session, House Hearing Room 6.

Executive session will be held: HCS HB 1273, HB 1485, HB 1499, HCS HB 1713, HCS HB 1714, HB 1719, HB 1801, HB 1837, HCS HB 1872, HCS HB 1973, HCS HB 1991, HCS HB 2041, HCS HB 2105, HCS HB 2127, HCS HB 2200, HCS HB 2202

Executive session may be held on any matter referred to the committee.

Such testimony will be taken on HCS HB 1973 and HCS HB 2041 as the committee deems appropriate to make its decision.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 26, 2018, 2:00 PM, House Hearing Room 1.

Executive session will be held: HB 1257, HCS HB 1264, HCS HB 1364, HCS HB 1368, HB 1369, HCS HB 1461, HCS HB 1614, HB 1633, HCS HB 1635, HCS HB 1802, HCS HB 1828, HB 2179, HCS HB 2042

Executive session may be held on any matter referred to the committee.

Changing time of meeting from 2:30 PM to 2:00 PM.

CORRECTED

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 27, 2018, 12:00 PM or upon morning adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2097, HR 5213, HRB 1

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, February 26, 2018, 1:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2315, HB 2316

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HCR 62, HB 1697, HB 1698

Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their annual report immediately
following the public testimony on the above-mentioned bills.

AMENDED

**SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF
YOUNG PEOPLE**

Monday, February 26, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1441, HB 1440, HB 2040, HCB 11

Executive session may be held on any matter referred to the committee.

Continued discussion for HCB 11.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, February 26, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, February 27, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Appropriation Subcommittee Markup.

SUBCOMMITTEE ON TAX CREDIT REVIEW

Wednesday, February 28, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Discussion on tax credit review.

TRANSPORTATION

Wednesday, February 28, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1692, HB 2268, HB 2307, HB 2180, HCB 13

Executive session will be held: HB 2274, HB 2153, HB 2080, HB 2368, HB 1444,
HR 4839, HB 2287

Executive session may be held on any matter referred to the committee.

This will be a work session on HCB 13. Removed HB 2432.

AMENDED

VETERANS

Tuesday, February 27, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1290

Executive session will be held: HB 2339

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, February 26, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2305

Executive session may be held on any matter referred to the committee.

Removed HJR 54 and HB 2115.

AMENDED

WORKFORCE DEVELOPMENT

Wednesday, February 28, 2018, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HB 1742

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTIETH DAY, MONDAY, FEBRUARY 26, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 89

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 89 and HJR 90

HOUSE BILLS FOR SECOND READING

HB 2538 through HB 2555

HOUSE BILLS FOR PERFECTION

HCS HB 1928 - Ross

HB 1945 - Anderson

HCS HB 2079 - Houx

HB 1265 - Schroer

HCS HB 2104 - Frederick

HB 1797 - Fitzwater

HCS HB 1907 - Spencer

HCS HB 1525 - Pfautsch

HB 1250 - Plocher

HCS HB 1358 - Davis
HCS HB 2116 - Ross
HCS HB 1457 - Lauer
HCS HB 1623 - Fitzwater
HB 2102 - Rhoads
HB 1646 - Eggleston
HB 2238 - Mathews
HCS HB 1895 - Neely
HB 1613 - Kelley (127)
HCS HB 1947 - Alferman
HCS HB 1456 - Lauer

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1600 - Higdon
HB 1512 - Corlew
HB 1578 - Kolkmeyer

HOUSE BILLS FOR PERFECTION - CONSENT

(02/21/2018)

HB 1469 - Davis
HB 1968 - Grier
HB 2187 - Walker (3)
HB 2196 - Tate

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman
HCS HCR 57 - Burnett
HCS HCR 66 - Carpenter

HOUSE BILLS FOR THIRD READING

HB 1558 - Neely
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HB 1607 - Korman
HCS HB 1618, E.C. - Barnes (60)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, HCA 1 - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1464 - Berry

HOUSE RESOLUTIONS

HR 4907 - Shumake

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-SECOND DAY, MONDAY, FEBRUARY 12, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Steve Helms.

Gracious Heavenly Father, You are Holy. Thank You for the many blessings that You have given to us. Thank You for the peace that we enjoy today. Thank You for each person that You have placed to serve this body and I ask that You use their unique talents and abilities that You have given each one of us to work and fulfill our duty to You and to the people of Missouri. Forgive us our trespasses against You and help us to forgive each other. May we do what is morally right to others, show mercy to all, and walk humbly before You. I ask these things in Jesus' name.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-first day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2433, introduced by Representative Washington, relating to suicide prevention in long-term care facilities.

HB 2434, introduced by Representative White, relating to punitive damages against health care providers.

HB 2435, introduced by Representative Butler, relating to transitional school districts.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2415, relating to land banks.

HB 2416, relating to contracts executed by counties.

HB 2417, relating to a tax credit for contributions to organizations meeting hunger, health, and hygiene needs of schoolchildren.

HB 2418, relating to sexual offenders, with penalty provisions.

HB 2419, relating to financing for electrical corporations.

HB 2420, relating to local taxes.

HB 2421, relating to methods of self-insurance under workers' compensation laws.

HB 2422, relating to the human trafficking and child exploitation prevention act, with penalty provisions.

HB 2423, relating to campus free expression.

HB 2424, relating to advertising practices.

HB 2425, relating to the state endangered species.

HB 2426, relating to adoption.

HB 2427, relating to police departments.

HB 2428, relating to the administration of vaccines.

HB 2429, relating to dangerous vehicular flight, with penalty provisions.

HB 2430, relating to captive cervids.

HB 2431, relating to compensatory educational services for former charter school students.

HB 2432, relating to traffic control signals.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1267**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Anderson, Conway (104), Haefner, Morgan, Morris (140), Smith (163), Swan, Wiemann and Wood

Noes (0)

Absent (5): Alferman, Fraker, Rowland (29), Unsicker and Wessels

THIRD READING OF HOUSE BILLS

HB 1267, relating to online institutions, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, **HB 1267** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brattin	Brown 27
Burnett	Burns	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Grier
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Matthiesen	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Smith 163	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 021

Black	Brown 57	Brown 94	Butler	Corlew
Gray	Green	Gregory	Haahr	Mathews
May	McGee	Moon	Peters	Roberts
Shaul 113	Shumake	Smith 85	Sommer	Swan
Washington				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1691, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, **HB 1691** was read the third time and passed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Gregory
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 002

Curtis Pogue

PRESENT: 000

ABSENT WITH LEAVE: 016

Brown 57	Brown 94	Butler	Curtman	DeGroot
Green	Haahr	Mathews	May	McGee
Peters	Roberts	Shaul 113	Shull 16	Smith 85
Washington				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1838, to authorize the conveyance of certain state property, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HB 1838** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 57	Brown 94	Butler	Green	Haahr
May	McGee	Peters	Roberts	Shaul 113
Shull 16	Smith 85	Washington		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1383, relating to parental notification, was placed on the Informal Calendar.

HB 1413, relating to labor organizations, was taken up by Representative Taylor.

On motion of Representative Taylor, **HB 1413** was read the third time and passed by the following vote:

AYES: 091

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Black
Bondon	Brattin	Chipman	Christofanelli	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gregory	Grier	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kolkmeier
Lant	Lichtenegger	Love	Lynch	Mathews
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Ross	Rowland 155	Schroer	Shull 16
Shumake	Smith 163	Spencer	Stacy	Stephens 128
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 055

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Carpenter	Conway 10	Conway 104	Corlew
Ellebracht	Ellington	Franks Jr	Gannon	Gray
Green	Harris	Henderson	Higdon	Kendrick
Kidd	Korman	Lauer	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McDaniel
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Razer
Roden	Rowland 29	Runions	Ruth	Sommer
Stevens 46	Tate	Unsicker	Walker 74	Wessels

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 011

Brown 57	Brown 94	Butler	Cookson	Haahr
McGee	Peters	Roberts	Shaul 113	Smith 85
Washington				

VACANCIES: 005

Speaker Richardson declared the bill passed.

Representative Engler assumed the Chair.

HCS HB 1653, relating to intoxicating liquor, was taken up by Representative Cornejo.

On motion of Representative Cornejo, **HCS HB 1653** was read the third time and passed by the following vote:

AYES: 103

Adams	Anders	Anderson	Arthur	Bahr
Bangert	Baringer	Barnes 60	Basye	Beck
Black	Bondon	Brattin	Brown 27	Burns
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Ellington	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Harris
Henderson	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	May	Meredith 71	Merideth 80
Messenger	Mitten	Morris 140	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pietzman	Pike
Plocher	Rehder	Reiboldt	Rhoads	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shull 16	Smith 163
Sommer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
Wiemann	Wilson	Wood		

NOES: 041

Alferman	Andrews	Austin	Barnes 28	Beard
Bernskoetter	Berry	Burnett	Eggleston	Evans
Franklin	Hannegan	Hansen	Helms	Higdon
Kendrick	Korman	Lavender	Marshall	McCann Beatty
McCreery	McDaniel	Miller	Moon	Morgan
Morse 151	Mosley	Newman	Pierson Jr	Pogue
Quade	Razer	Redmon	Reisch	Remole
Shumake	Spencer	Stevens 46	Unsicker	Walker 74
White				

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Butler	Franks Jr	Haahr
Kolkmeier	McGee	Peters	Roberts	Shaul 113
Smith 85	Swan	Washington	Mr. Speaker	

VACANCIES: 005

Representative Engler declared the bill passed.

HCS HB 1251, relating to foreclosure proceeds, was taken up by Representative Plocher.

On motion of Representative Plocher, **HCS HB 1251** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kolkmeyer
Korman	Lant	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCreery	McDaniel	Meredith 71	Merideth 80	Messenger
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 010

Barnes 28	Brown 27	Conway 10	Ellington	Hurst
Kidd	McCann Beatty	Miller	Moon	Pogue

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Butler	Cookson	Gregory
Haahr	Lauer	McGee	Neely	Peters
Roberts	Shaul 113	Smith 85	Washington	

VACANCIES: 005

Representative Engler declared the bill passed.

HCS HB 1879, relating to financial transactions involving public entities, was taken up by Representative Fraker.

On motion of Representative Fraker, **HCS HB 1879** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 012

Brown 57	Brown 94	Butler	Cookson	Haahr
Lauer	McGee	Peters	Roberts	Shaul 113
Smith 85	Washington			

VACANCIES: 005

Representative Engler declared the bill passed.

HB 1859, relating to mutual aid agreements, was taken up by Representative Rhoads.

Speaker Richardson resumed the Chair.

On motion of Representative Rhoads, **HB 1859** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 013

Brown 57	Brown 94	Butler	Cookson	Haahr
Lauer	McGee	Peters	Rehder	Roberts
Shaul 113	Smith 85	Washington		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1649, relating to law enforcement animals, was taken up by Representative Cornejo.

Representative Cornejo moved that **HB 1649** be read the third time and passed.

Which motion was defeated by the following vote:

AYES: 073

Anderson	Andrews	Austin	Basye	Bernskoetter
Berry	Bondon	Conway 104	Cornejo	Cross
Davis	DeGroot	Dohrman	Eggleston	Engler
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Gannon	Gregory	Grier	Haefner	Helms
Henderson	Higdon	Hill	Houx	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lichtenegger	Lynch	Marshall	Matthiesen	Messenger
Miller	Morris 140	Muntzel	Pfautsch	Phillips
Pike	Plocher	Redmon	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shull 16
Shumake	Sommer	Spencer	Swan	Tate
Taylor	Vescovo	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 068

Adams	Alferman	Anders	Arthur	Bahr
Bangert	Baringer	Barnes 60	Barnes 28	Beard
Beck	Black	Brattin	Brown 27	Burnett
Burns	Carpenter	Chipman	Christofanelli	Conway 10
Corlew	Curtis	Curtman	Dogan	Ellington
Evans	Franks Jr	Frederick	Gray	Green
Hannegan	Hansen	Harris	Houghton	Hurst
Johnson	Kendrick	Lavender	Love	May
McCann Beatty	McCreery	McDaniel	Meredith 71	Merideth 80
Mitten	Moon	Morgan	Morse 151	Mosley
Neely	Newman	Nichols	Pierson Jr	Pogue
Quade	Razer	Rehder	Runions	Smith 163
Stacy	Stephens 128	Stevens 46	Trent	Unsicker
Walker 3	Walker 74	Wessels		

PRESENT: 003

Ellebracht	Kidd	Rowland 29
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ABSENT WITH LEAVE: 014

Brown 57	Brown 94	Butler	Cookson	Haahr
Lauer	Mathews	McGee	Peters	Pietzman
Roberts	Shaul 113	Smith 85	Washington	

VACANCIES: 005

COMMITTEE REPORTS

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1464**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1710**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCR 53**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Curtis, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1300**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Curtis, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1608**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Curtis, Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1846**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Eggleston, Fitzwater, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (1): Wessels

Present (1): Curtis

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 2034**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Curtis, Fitzwater, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Eggleston

Absent (5): Bondon, Brown (94), Butler, Haahr and Lavender

COMMITTEE CHANGES

February 12, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Gina Mitten from the Special Committee to Improve the Care and Well-being of Young People and appoint Representative Sarah Unsicker.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 13, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 1.

Executive session will be held: HB 1549, HB 1911, HB 2031, HB 2102

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, February 13, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Governor and Department of Elementary & Secondary Education.

Presentation from Rep. Gregory regarding the Department of Revenue.

BUDGET

Wednesday, February 14, 2018, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 1311, HB 1517, HB 2171

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Agriculture and Department of Conservation.

BUDGET

Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Judiciary, Public Defender and General Assembly.

CHILDREN AND FAMILIES

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2234, HB 2249

Executive session will be held: HB 1266, HB 1868

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2216

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70

Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1577, HB 1923

Executive session will be held: HB 1436, HB 1621, HB 1729

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HR 4891

Executive session will be held: HB 1424, HB 2208, HB 1234

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 2214

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 15, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1510, HB 1795, HB 1870, HB 2155, HB 2179, HB 1651

Executive session will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075

Executive session may be held on any matter referred to the committee.

AMENDED

GOVERNMENT EFFICIENCY

Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1919, HB 1631, HB 1486

Executive session will be held: HB 1576, HB 1443, HB 1289

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1837, HB 2183

Executive session may be held on any matter referred to the committee.

Removed HB 1260, will be heard at a later date.

AMENDED

HIGHER EDUCATION

Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 1273, HB 1942

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2240

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1353, HB 1491, HB 1553, HB 1689, HB 1463

Executive session will be held: HB 2042, HB 1987, HB 2185, HB 1590, HB 2079

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, February 14, 2018, 12:00 PM or 15 minutes upon morning adjournment
(whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1488, HB 1893, HB 2243

Executive session will be held: HB 1442, HB 1485

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 7.

Public hearing will be held: HB 1981, HCR 55

Executive session will be held: HB 2140, HB 2210

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session will be held: HB 2196, HB 1454, HCR 59

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, February 13, 2018, 1:00 PM or upon adjournment of the Financial Institutions
Committee meeting (whichever is earlier), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion regarding payday loan lenders, consumers, and the Missouri Division of Finance.

SUBCOMMITTEE ON TAX CREDIT REVIEW

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Public hearing on the following tax credits: Advanced Industrial Manufacturing Zones Act (AIM), Adoption Tax Credit, Affordable Housing Assistance Credit, Agricultural Product Utilization Contributor Credit, Alternative Fuel Infrastructure, Amateur Sporting Tax Credit-- Ticket Sales, Amateur Sporting Tax Credit - Contribution, Bond Enhancement Credit, Bank Franchise Tax Credit, Bank Tax Credit for S Corporation Shareholder, Brownfield Jobs and Investment Credit, Brownfield Remediation, Business Use Incentives for Large Scale Development (BUILD) Credit, Charcoal Producers Credit, Champion for Children, Children in Crisis Tax Credit, Community Bank Investment Credit, Developmental Disability Care Provider Tax Credit, Development Reserve Credit, Development Tax Credit, Disabled Access Credit, Disabled Access Credit for Small Business, Disabled Access Credit for Homeowners, Distressed

Areas Land Assemblage Tax, Domestic Violence Tax Credit, Dry Fire Hydrant Credit, Export Finance Credit, Enterprise Zone Credit, Enhanced Enterprise Zone Credit, Family Development Account Credit, Family Farm Credit, Film Tax Credit Program, Film Production Credit, Food Pantry Tax Credit, Historic Preservation Credit, Infrastructure Development Credit, Innovation Campus Tax Credit Program, Long-Term Care Deduction

TRANSPORTATION

Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2287, HB 2274, HB 2080, HB 2153, HB 2277, HB 1983, HB 2268, HB 2286

Executive session will be held: HB 2116, HB 2187, HB 1613, HB 2181, HB 2122

Executive session may be held on any matter referred to the committee.

We will be going into executive session first, so all members try to be there.

We have added HB 2286. HB 2180 will not be heard on this date.

AMENDED

UTILITIES

Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2265

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 1.

Executive session will be held: HCR 69, HCR 73

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, February 14, 2018, 9:30 AM, House Hearing Room 4.

Executive session will be held: HB 2239

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 13, 2018

HOUSE BILLS FOR SECOND READING

HB 2433 through HB 2435

HOUSE BILLS FOR PERFECTION

HCS HB 1685 - Hill

HCS HB 1690 - Engler

HB 1598 - Fraker

HB 1650 - Cornejo

HB 1329 - Remole
HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HB 1578 - Kolkmeier
HCS HB 1796 - Ruth
HCS HB 1710 - Grier
HCS HB 2034 - Curtman
HB 1608 - Kelly (141)
HB 1464 - Berry

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1460 - Evans
HB 1512 - Corlew
HB 1409 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike

HB 1349 - Black

HB 1355 - Phillips

HB 1375 - Ruth

HB 1481 - Wiemann

HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-THIRD DAY, TUESDAY, FEBRUARY 13, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

So we do not lose heart. Though our outer nature is wasting away, our inner nature is being renewed every day.
(II Corinthians 4:16)

Eternal God, whose paths are mercy and truth and who desires to lead Your children to the heights of righteousness and peace, we come to You seeking light upon our way, strength for our tasks, wisdom to see clearly, and the courage to do what ought to be done for the well-being of our State.

Help us to live this Mardi Gras day with joy and peace, without stumbling and without stain, because You are with us and we are with You. May the labor of these long hours be in accordance with Your holy will and for the good of all our people.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twenty-second day was approved as printed by the following vote:

AYES: 129

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Carpenter	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cross	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Evans	Fitzpatrick	Fitzwater	Fraker	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Neely
Newman	Nichols	Peters	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Pogue	Quade

Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 163	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Unsicker
Vescovo	Walker 3	Walsh	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Shaul 113

ABSENT WITH LEAVE: 028

Arthur	Bahr	Brown 94	Butler	Chipman
Cornejo	Curtis	Curtman	Ellington	Engler
Francis	Gregory	Grier	Haahr	Johnson
Kelly 141	Lichtenegger	McGee	Muntzel	Plocher
Razer	Rone	Smith 85	Sommer	Spencer
Trent	Walker 74	Washington		

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Alferman offered House Resolution No. 5324.

Representative Mathews offered House Resolution No. 5327.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 86, introduced by Representative Moon, relating to the Dred Scott decision of 1850.

HCR 87, introduced by Representative Black, relating to electrical corporations and the Missouri Public Service Commission.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 82, introduced by Representative Gregory, relating to initiative petitions.

HJR 83, introduced by Representative Messenger, relating to transportation funding.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2001, introduced by Representative Fitzpatrick, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2002, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2003, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2004, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2005, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2006, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2007, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2008, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2009, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2010, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2011, introduced by Representative Fitzpatrick, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2012, introduced by Representative Fitzpatrick, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2013, introduced by Representative Fitzpatrick, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2436, introduced by Representative Moon, relating to the display of certain items in public schools.

HB 2437, introduced by Representative Moon, relating to federal electronic logging device mandates.

HB 2438, introduced by Representative Remole, relating to workers' compensation.

HB 2439, introduced by Representative Messenger, relating to the Retirees Experiencing a Better Living Initiative.

HB 2440, introduced by Representative Walker (74), relating to tax credits for contributions to certain benevolent organizations.

HB 2441, introduced by Representative Harris, relating to museums, with a penalty provision.

HB 2442, introduced by Representative Cookson, relating to school financial audits.

HB 2443, introduced by Representative Cookson, relating to industry-recognized certifications.

HB 2444, introduced by Representative Cookson, relating to state funding for elementary and secondary education.

HB 2445, introduced by Representative Cookson, relating to the public school parental choice act.

HB 2446, introduced by Representative Cookson, relating to elementary and secondary education.

HB 2447, introduced by Representative Korman, relating to the construction of utility facilities.

HB 2448, introduced by Representative Korman, relating to compensation for condemned property.

HB 2449, introduced by Representative Redmon, relating to the construction of utility facilities.

HB 2450, introduced by Representative Messenger, relating to motor vehicle licensing and registration fees.

HB 2451, introduced by Representative Cross, relating to building permits, with penalty provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2433, relating to suicide prevention in long-term care facilities.

HB 2434, relating to punitive damages against health care providers.

HB 2435, relating to transitional school districts.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1620, relating to distributors of hypodermic needles, was taken up by Representative Rehder.

On motion of Representative Rehder, the title of **HB 1620** was agreed to.

Representative Chipman assumed the Chair.

On motion of Representative Rehder, **HB 1620** was ordered perfected and printed.

HB 1389, relating to autocycles, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HB 1389** was agreed to.

Representative Fitzpatrick offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1389, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) "All-terrain vehicle", any motorized vehicle manufactured and used exclusively for off-highway use which is fifty inches or less in width, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires;

(2) "Autocycle", a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or Federal Motorcycle Safety Standards;

(3) “Automobile transporter”, any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

~~[(3)]~~ (4) “Axle load”, the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

~~[(4)]~~ (5) “Backhaul”, the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

~~[(5)]~~ (6) “Boat transporter”, any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;

~~[(6)]~~ (7) “Body shop”, a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

~~[(7)]~~ (8) “Bus”, a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

~~[(8)]~~ (9) “Commercial motor vehicle”, a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

~~[(9)]~~ (10) “Cotton trailer”, a trailer designed and used exclusively for transporting cotton at speeds less than forty miles per hour from field to field or from field to market and return;

~~[(10)]~~ (11) “Dealer”, any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

~~[(11)]~~ (12) “Director” or “director of revenue”, the director of the department of revenue;

~~[(12)]~~ (13) “Driveaway operation”:

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person’s own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

~~[(13)]~~ (14) “Dromedary”, a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

~~[(14)]~~ (15) “Farm tractor”, a tractor used exclusively for agricultural purposes;

~~[(15)]~~ (16) “Fleet”, any group of ten or more motor vehicles owned by the same owner;

~~[(16)]~~ (17) “Fleet vehicle”, a motor vehicle which is included as part of a fleet;

~~[(17)]~~ (18) “Fullmount”, a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

~~[(18)]~~ (19) “Gross weight”, the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

~~[(19)]~~ (20) “Hail-damaged vehicle”, any vehicle, the body of which has become dented as the result of the impact of hail;

~~[(20)]~~ (21) “Highway”, any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

~~[(21)]~~ (22) “Improved highway”, a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

~~[(22)]~~ (23) “Intersecting highway”, any highway which joins another, whether or not it crosses the same;

~~[(23)]~~ (24) “Junk vehicle”, a vehicle which:

(a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or

(b) Has been designated as junk or a substantially equivalent designation by this state or any other state;

~~[(24)]~~ (25) “Kit vehicle”, a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer’s statement of origin;

~~[(25)]~~ (26) “Land improvement contractors’ commercial motor vehicle”, any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred miles from its home base of operations when transporting its owner’s machinery, equipment, or auxiliary supplies to or from projects involving soil and water conservation, or to and from equipment dealers’ maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner’s machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

~~[(26)]~~ (27) “Local commercial motor vehicle”, a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person’s control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

~~[(27)]~~ (28) “Local log truck”, a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated solely at a forested site and in an area extending not more than a one hundred mile radius from such site, carries a load with dimensions not in excess of twenty-five cubic yards per two axles with dual wheels, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle shall not exceed the weight limits of section 304.180, does not have more than four axles, and does not pull a trailer which has more than two axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck. A local log truck may not exceed the limits required by law, however, if the truck does exceed such limits as determined by the inspecting officer, then notwithstanding any other provisions of law to the contrary, such truck shall be subject to the weight limits required by such sections as licensed for eighty thousand pounds;

~~[(28)]~~ (29) “Local log truck tractor”, a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state, used exclusively in this state, used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred mile radius from such site, operates with a weight not exceeding twenty-two thousand four hundred pounds on one axle or with a weight not exceeding forty-four thousand eight hundred pounds on any tandem axle, and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred mile radius from such site with an extended distance local log truck permit, such vehicle does not exceed the weight limits contained in section 304.180, and does not have more than three axles and does not pull a trailer which has more than two axles. Violations of axle weight limitations shall be subject to the load limit penalty as described for in sections 304.180 to 304.220;

~~[(29)]~~ (30) “Local transit bus”, a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

~~[(30)]~~ (31) “Log truck”, a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

~~[(34)]~~ (32) “Major component parts”, the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

~~[(32)]~~ (33) “Manufacturer”, any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

~~[(33)]~~ (34) “Motor change vehicle”, a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

~~[(34)]~~ (35) “Motor vehicle”, any self-propelled vehicle not operated exclusively upon tracks, except farm tractors;

~~[(35)]~~ (36) “Motor vehicle primarily for business use”, any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, **autocycle**, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

~~[(36)]~~ (37) “Motorcycle”, a motor vehicle operated on two wheels;

~~[(37)]~~ (38) “Motorized bicycle”, any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground;

~~[(38)]~~ (39) “Motortricycle”, a motor vehicle **upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is** operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel. A motortricycle shall not be included in the definition of all-terrain vehicle;

~~[(39)]~~ (40) “Municipality”, any city, town or village, whether incorporated or not;

~~[(40)]~~ (41) “Nonresident”, a resident of a state or country other than the state of Missouri;

~~[(41)]~~ (42) “Non-USA-std motor vehicle”, a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

~~[(42)]~~ (43) “Operator”, any person who operates or drives a motor vehicle;

~~[(43)]~~ (44) “Owner”, any person, firm, corporation or association, who holds the legal title to a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

~~[(44)]~~ (45) “Public garage”, a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

~~[(45)]~~ (46) “Rebuilder”, a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

~~[(46)]~~ (47) “Reconstructed motor vehicle”, a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

~~[(47)]~~ (48) “Recreational motor vehicle”, any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

~~[(48)]~~ (49) “Recreational off-highway vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

~~[(49)]~~ (50) “Rollback or car carrier”, any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

~~[(50)]~~ (51) “Saddlemount combination”, a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The “saddle” is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a “double saddlemount combination”. When three vehicles are towed in this manner, the combination is called a “triple saddlemount combination”;

~~[(51)]~~ (52) “Salvage dealer and dismantler”, a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

~~[(52)]~~ (53) “Salvage vehicle”, a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer’s model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

(c) Has been declared salvage by an insurance company as a result of settlement of a claim;

(d) Ownership of which is evidenced by a salvage title; or

(e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words “salvage/abandoned property”. The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, “fair market value” means the retail value of a motor vehicle as:

a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;

b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;

~~[(53)]~~ (54) “School bus”, any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

~~[(54)]~~ (55) “Scrap processor”, a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;

~~[(55)]~~ (56) “Shuttle bus”, a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

~~[(56)]~~ (57) “Special mobile equipment”, every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

~~[(57)]~~ (58) “Specially constructed motor vehicle”, a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

~~[(58)]~~ (59) “Stinger-steered combination”, a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

~~[(59)]~~ (60) “Tandem axle”, a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

~~[(60)]~~ (61) “Towaway trailer transporter combination”, a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributor, or dealer of such trailers or semitrailers;

~~[(61)]~~ (62) “Tractor”, “truck tractor” or “truck-tractor”, a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

~~[(62)]~~ (63) “Trailer”, any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;

~~[(63)]~~ (64) “Trailer transporter towing unit”, a power unit that is not used to carry property when operating in a towaway trailer transporter combination;

~~[(64)]~~ (65) “Truck”, a motor vehicle designed, used, or maintained for the transportation of property;

~~[(65)]~~ (66) “Truck-tractor semitrailer-semitrailer”, a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

~~[(66)]~~ (67) “Truck-trailer boat transporter combination”, a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

~~[(67)]~~ (68) “Used parts dealer”, a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated sales at a swap meet of less than three days;

~~[(68)]~~ (69) “Utility vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than sixty-seven inches in width, with an unladen dry weight of two thousand pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

~~[(69)]~~ (70) “Vanpool”, any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

~~[(70)]~~ (71) “Vehicle”, any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

~~[(74)]~~ (72) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

~~[(72)]~~ (73) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain.

301.020. 1. Every owner of a motor vehicle or trailer, which shall be operated or driven upon the highways of this state, except as herein otherwise expressly provided, shall annually file, by mail or otherwise, in the office of the director of revenue, an application for registration on a blank to be furnished by the director of revenue for that purpose containing:

(1) A brief description of the motor vehicle or trailer to be registered, including the name of the manufacturer, the vehicle identification number, the amount of motive power of the motor vehicle, stated in figures of horsepower and whether the motor vehicle is to be registered as a motor vehicle primarily for business use as defined in section 301.010;

(2) The name, the applicant's identification number and address of the owner of such motor vehicle or trailer;

(3) The gross weight of the vehicle and the desired load in pounds if the vehicle is a commercial motor vehicle or trailer.

2. If the vehicle is a motor vehicle primarily for business use as defined in section 301.010 and if such vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This section shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1989; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

3. If the vehicle is any motor vehicle other than a motor vehicle primarily for business use, a recreational motor vehicle, motorcycle, motortricycle, **autocycle**, bus, or any commercial motor vehicle licensed for over twelve thousand pounds and if such motor vehicle is five years of age or less, the director of revenue shall retain the odometer information provided in the vehicle inspection report, and provide for prompt access to such information, together with the vehicle identification number for the motor vehicle to which such information pertains, for a period of five years after the receipt of such information. This subsection shall not apply unless:

(1) The application for the vehicle's certificate of ownership was submitted after July 1, 1990; and

(2) The certificate was issued pursuant to a manufacturer's statement of origin.

4. If the vehicle qualifies as a reconstructed motor vehicle, motor change vehicle, specially constructed motor vehicle, non-USA-std motor vehicle, as defined in section 301.010, or prior salvage as referenced in section 301.573, the owner or lienholder shall surrender the certificate of ownership. The owner shall make an application for a new certificate of ownership, pay the required title fee, and obtain the vehicle examination certificate required pursuant to subsection 9 of section 301.190. If an insurance company pays a claim on a salvage vehicle as defined in section 301.010 and the owner retains the vehicle, as prior salvage, the vehicle shall only be required to meet the examination requirements under subsection 10 of section 301.190. Notarized bills of sale along with a copy of the front and back of the certificate of ownership for all major component parts installed on the vehicle and invoices for all essential parts which are not defined as major component parts shall accompany the application for a new certificate of ownership. If the vehicle is a specially constructed motor vehicle, as defined in section 301.010, two pictures of the vehicle shall be submitted with the application. If the vehicle is a kit vehicle, the applicant shall submit the invoice and the manufacturer's statement of origin on the kit. If the vehicle requires the issuance of a special number by the director of revenue or a replacement vehicle identification number, the applicant shall submit the required application and application fee. All applications required under this subsection shall be submitted with any applicable taxes which may be due on the purchase of the vehicle or parts. The director of revenue shall appropriately designate "Reconstructed Motor Vehicle", "Motor Change Vehicle", "Non-USA-Std Motor Vehicle", or "Specially Constructed Motor Vehicle" on the current and all subsequent issues of the certificate of ownership of such vehicle.

5. Every insurance company that pays a claim for repair of a motor vehicle which as the result of such repairs becomes a reconstructed motor vehicle as defined in section 301.010 or that pays a claim on a salvage vehicle as defined in section 301.010 and the owner is retaining the vehicle shall in writing notify the owner of the vehicle, and in a first party claim, the lienholder if a lien is in effect, that he is required to surrender the certificate of ownership, and the documents and fees required pursuant to subsection 4 of this section to obtain a prior salvage motor vehicle certificate of ownership or documents and fees as otherwise required by law to obtain a salvage certificate of ownership, from the director of revenue. The insurance company shall within thirty days of the payment of such claims report to the director of revenue the name and address of such owner, the year, make, model, vehicle identification number, and license plate number of the vehicle, and the date of loss and payment.

6. Anyone who fails to comply with the requirements of this section shall be guilty of a class B misdemeanor.

7. An applicant for registration may make a donation of one dollar to promote a blindness education, screening and treatment program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the blindness education, screening and treatment program fund established in section 209.015. Moneys in the blindness education, screening and treatment program fund shall be used solely for the purposes established in section 209.015; except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

8. An applicant for registration may make a donation of one dollar to promote an organ donor program. The director of revenue shall collect the donations and deposit all such donations in the state treasury to the credit of the organ donor program fund as established in sections 194.297 to 194.304. Moneys in the organ donor fund shall be used solely for the purposes established in sections 194.297 to 194.304, except that the department of revenue shall retain no more than one percent for its administrative costs. The donation prescribed in this subsection is voluntary and may be refused by the applicant for registration at the time of issuance or renewal. The director shall inquire of each applicant at the time the applicant presents the completed application to the director whether the applicant is interested in making the one dollar donation prescribed in this subsection.

301.055. 1. The annual registration fee for motor vehicles other than commercial motor vehicles is:

Less than 12 horsepower	\$18.00
12 horsepower and less than 24 horsepower	21.00
24 horsepower and less than 36 horsepower	24.00
36 horsepower and less than 48 horsepower	33.00
48 horsepower and less than 60 horsepower	39.00
60 horsepower and less than 72 horsepower	45.00
72 horsepower and more	51.00
Motorcycles	8.50
Motortricycles	10.00

Autocycles 10.25

2. Notwithstanding any other provision of law, the registration of any autocycle registered as a motorcycle or motortricycle prior to August 28, 2018, shall remain in effect until the expiration of the registration period for such vehicle at which time the owner shall be required to renew the motor vehicle's registration under the autocycle classification and pay the appropriate registration fee.

301.130. 1. The director of revenue, upon receipt of a proper application for registration, required fees and any other information which may be required by law, shall issue to the applicant a certificate of registration in such manner and form as the director of revenue may prescribe and a set of license plates, or other evidence of registration, as provided by this section. Each set of license plates shall bear the name or abbreviated name of this

state, the words “SHOW-ME STATE”, the month and year in which the registration shall expire, and an arrangement of numbers or letters, or both, as shall be assigned from year to year by the director of revenue. The plates shall also contain fully reflective material with a common color scheme and design for each type of license plate issued pursuant to this chapter. The plates shall be clearly visible at night, and shall be aesthetically attractive. Special plates for qualified disabled veterans will have the “DISABLED VETERAN” wording on the license plates in preference to the words “SHOW-ME STATE” and special plates for members of the National Guard will have the “NATIONAL GUARD” wording in preference to the words “SHOW-ME STATE”.

2. The arrangement of letters and numbers of license plates shall be uniform throughout each classification of registration. The director may provide for the arrangement of the numbers in groups or otherwise, and for other distinguishing marks on the plates.

3. All property-carrying commercial motor vehicles to be registered at a gross weight in excess of twelve thousand pounds, all passenger-carrying commercial motor vehicles, local transit buses, school buses, trailers, semitrailers, motorcycles, motortricycles, **autocycles**, motorscooters, and driveaway vehicles shall be registered with the director of revenue as provided for in subsection 3 of section 301.030, or with the state highways and transportation commission as otherwise provided in this chapter, but only one license plate shall be issued for each such vehicle, except as provided in this subsection. The applicant for registration of any property-carrying commercial vehicle registered at a gross weight in excess of twelve thousand pounds may request and be issued two license plates for such vehicle, and if such plates are issued, the director of revenue shall provide for distinguishing marks on the plates indicating one plate is for the front and the other is for the rear of such vehicle. The director may assess and collect an additional charge from the applicant in an amount not to exceed the fee prescribed for personalized license plates in subsection 1 of section 301.144.

4. The plates issued to manufacturers and dealers shall bear the letters and numbers as prescribed by section 301.560, and the director may place upon the plates other letters or marks to distinguish commercial motor vehicles and trailers and other types of motor vehicles.

5. No motor vehicle or trailer shall be operated on any highway of this state unless it shall have displayed thereon the license plate or set of license plates issued by the director of revenue or the state highways and transportation commission and authorized by section 301.140. Each such plate shall be securely fastened to the motor vehicle or trailer in a manner so that all parts thereof shall be plainly visible and reasonably clean so that the reflective qualities thereof are not impaired. Each such plate may be encased in a transparent cover so long as the plate is plainly visible and its reflective qualities are not impaired. License plates shall be fastened to all motor vehicles except trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds on the front and rear of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up. The license plates on trailers, motorcycles, motortricycles, **autocycles**, and motorscooters shall be displayed on the rear of such vehicles either horizontally or vertically, with the letters and numbers plainly visible. The license plate on buses, other than school buses, and on trucks, tractors, truck tractors or truck-tractors licensed in excess of twelve thousand pounds shall be displayed on the front of such vehicles not less than eight nor more than forty-eight inches above the ground, with the letters and numbers thereon right side up or if two plates are issued for the vehicle pursuant to subsection 3 of this section, displayed in the same manner on the front and rear of such vehicles. The license plate or plates authorized by section 301.140, when properly attached, shall be prima facie evidence that the required fees have been paid.

6. (1) The director of revenue shall issue annually or biennially a tab or set of tabs as provided by law as evidence of the annual payment of registration fees and the current registration of a vehicle in lieu of the set of plates. Beginning January 1, 2010, the director may prescribe any additional information recorded on the tab or tabs to ensure that the tab or tabs positively correlate with the license plate or plates issued by the department of revenue for such vehicle. Such tabs shall be produced in each license bureau office.

(2) The vehicle owner to whom a tab or set of tabs is issued shall affix and display such tab or tabs in the designated area of the license plate, no more than one per plate.

(3) A tab or set of tabs issued by the director of revenue when attached to a vehicle in the prescribed manner shall be prima facie evidence that the registration fee for such vehicle has been paid.

(4) Except as otherwise provided in this section, the director of revenue shall issue plates for a period of at least six years.

(5) For those commercial motor vehicles and trailers registered pursuant to section 301.041, the plate issued by the highways and transportation commission shall be a permanent nonexpiring license plate for which no tabs shall be issued. Nothing in this section shall relieve the owner of any vehicle permanently registered pursuant to this section from the obligation to pay the annual registration fee due for the vehicle. The permanent nonexpiring license plate shall be returned to the highways and transportation commission upon the sale or disposal of the vehicle by the owner to whom the permanent nonexpiring license plate is issued, or the plate may be transferred to a replacement commercial motor vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement commercial motor vehicle. Upon payment of the annual registration fee, the highways and transportation commission shall issue a certificate of registration or other suitable evidence of payment of the annual fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

(6) Upon the sale or disposal of any vehicle permanently registered under this section, or upon the termination of a lease of any such vehicle, the permanent nonexpiring plate issued for such vehicle shall be returned to the highways and transportation commission and shall not be valid for operation of such vehicle, or the plate may be transferred to a replacement vehicle when the owner files a supplemental application with the Missouri highways and transportation commission for the registration of such replacement vehicle. If a vehicle which is permanently registered under this section is sold, wrecked or otherwise disposed of, or the lease terminated, the registrant shall be given credit for any unused portion of the annual registration fee when the vehicle is replaced by the purchase or lease of another vehicle during the registration year.

7. The director of revenue and the highways and transportation commission may prescribe rules and regulations for the effective administration of this section. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

8. Notwithstanding the provisions of any other law to the contrary, owners of motor vehicles other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight may apply for special personalized license plates. Vehicles licensed for twenty-four thousand pounds that display special personalized license plates shall be subject to the provisions of subsections 1 and 2 of section 301.030. On and after August 28, 2016, owners of motor vehicles, other than apportioned motor vehicles or commercial motor vehicles licensed in excess of twenty-four thousand pounds gross weight, may apply for any preexisting or hereafter statutorily created special personalized license plates.

9. No later than January 1, 2019, the director of revenue shall commence the reissuance of new license plates of such design as approved by the advisory committee under section 301.125 consistent with the terms, conditions, and provisions of section 301.125 and this chapter. Except as otherwise provided in this section, in addition to all other fees required by law, applicants for registration of vehicles with license plates that expire during the period of reissuance, applicants for registration of trailers or semitrailers with license plates that expire during the period of reissuance and applicants for registration of vehicles that are to be issued new license plates during the period of reissuance shall pay the cost of the plates required by this subsection. The additional cost prescribed in this subsection shall not be charged to persons receiving special license plates issued under section 301.073 or 301.443. Historic motor vehicle license plates registered pursuant to section 301.131 and specialized license plates are exempt from the provisions of this subsection. Except for new, replacement, and transfer applications, permanent nonexpiring license plates issued to commercial motor vehicles and trailers registered under section 301.041 are exempt from the provisions of this subsection.

301.350. 1. Upon receipt of an application for registration of a motor vehicle, trailer, manufacturer or dealer, as provided in this chapter, the director of revenue shall file such application and register such motor vehicle, trailer, manufacturer or dealer, together with the facts stated in the application, under a distinctive number assigned to such motor vehicle, trailer, manufacturer or dealer. Separate records shall be kept as follows:

- (1) Motor vehicles registered by owners;
- (2) Commercial motor vehicles;
- (3) Trailers;
- (4) Motorcycles and motor tricycles;

(5) **Autocycles;**

(6) **Manufacturers and dealers.**

2. The director of revenue may keep such other classifications and records as he may deem necessary and may enter contracts or agreements or otherwise make arrangements for computerized access to odometer and title information.

3. All of such books and records shall be kept open to public inspection during reasonable business hours.

4. The governor may cause the records of the department of revenue to be audited by the state auditor at any time."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Fitzpatrick, **House Amendment No. 1** was adopted.

On motion of Representative Fitzpatrick, **HB 1389, as amended**, was ordered perfected and printed.

HB 1460, relating to a tax deduction for certain Olympic athletes, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1460** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1460, Page 5, Section 143.121, Line 142, by deleting the words "**prize or**"; and

Further amend said bill, page and section, Line 144, by inserting after all of said line the following:

"11. Gross income of a first responder shall not include any overtime. This subsection shall be known and may be cited as the "Super Hero Lifesaving Award Act."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Corlew offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1460, Page 5, Section 143.121, Line 143, by inserting after the word "**Olympic**" the words "**, Paralympic, or Special Olympic**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Corlew, **House Amendment No. 2** was adopted.

On motion of Representative Evans, **HB 1460, as amended**, was ordered perfected and printed.

On motion of Representative Vescovo, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1409, relating to employment security, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, the title of **HB 1409** was agreed to.

Representative McCann Beatty suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 043

Alferman	Anders	Basye	Bernskoetter	Berry
Black	Bondon	Brown 27	Cross	Curtman
Engler	Fraker	Gannon	Hansen	Henderson
Houghton	Hurst	Justus	Lant	Lichtenegger
Love	May	Morgan	Morse 151	Muntzel
Neely	Phillips	Pogue	Redmon	Rehder
Reiboldt	Remole	Roeber	Shaul 113	Shull 16
Stacy	Stephens 128	Taylor	Walsh	Washington
White	Wiemann	Wilson		

NOES: 001

Merideth 80

PRESENT: 069

Adams	Anderson	Austin	Bahr	Baringer
Barnes 60	Beard	Beck	Brown 57	Burnett
Carpenter	Christofanelli	Conway 104	Corlew	Cornejo
Davis	Eggleston	Ellebracht	Evans	Fitzpatrick
Franklin	Frederick	Gray	Green	Grier
Haahr	Haefner	Hannegan	Harris	Helms
Higdon	Hill	Kendrick	Lauer	Lavender
Lynch	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	Meredith 71	Messenger	Newman	Nichols
Peters	Pfautsch	Pietzman	Pike	Quade
Reisch	Rhoads	Ross	Rowland 155	Rowland 29
Runions	Ruth	Shumake	Smith 163	Sommer
Spencer	Swan	Tate	Trent	Unsicker
Vescovo	Walker 3	Wessels	Mr. Speaker	

ABSENT WITH LEAVE: 045

Andrews	Arthur	Bangert	Barnes 28	Brattin
Brown 94	Burns	Butler	Chipman	Conway 10
Cookson	Curtis	DeGroot	Dogan	Dohrman

Ellington	Fitzwater	Francis	Franks Jr	Gregory
Houx	Johnson	Kelley 127	Kelly 141	Kidd
Kolkmeyer	Korman	Marshall	McGee	Miller
Mitten	Moon	Morris 140	Mosley	Pierson Jr
Plocher	Razer	Roberts	Roden	Rone
Schroer	Smith 85	Stevens 46	Walker 74	Wood

VACANCIES: 005

Representative Corlew offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Bill No. 1409, Page 10, Section 288.060, Line 36, by inserting after the word "**worker**" the following:

", except a construction industry employee who erects, demolishes, alters, or repairs improvements,"; and

Further amend said bill, page and section, Line 52, by inserting after all of said line the following:

"(2) The duration of benefits payable to any insured worker, who is a construction industry employee who erects, demolishes, alters, or repairs improvements, during any benefit year shall be limited to twenty weeks."; and

Further amend said bill and section, Page 11, Line 91, by inserting after all of said line the following:

"11. If any provision of this section or its application to any person or circumstance is held invalid, such determination shall not affect the provisions or applications of this section which may be given effect without the invalid provision or application, and to that end the provisions of this section are severable."; and

Further amend said bill, page and section, by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded pursuant to Article III, Section 26 of the Constitution:

AYES: 061

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Berry	Brown 27	Burnett
Burns	Carpenter	Conway 10	Conway 104	Corlew
Cross	Curtis	Ellebracht	Ellington	Engler
Franks Jr	Gannon	Gray	Green	Harris
Henderson	Higdon	Kendrick	Lauer	Lavender
Marshall	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Morse 151	Newman	Nichols	Peters	Pierson Jr
Pike	Quade	Razer	Roberts	Roden
Rowland 29	Runions	Ruth	Smith 85	Sommer
Stevens 46	Unsicker	Walker 74	Walsh	Washington
Wessels				

NOES: 082

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Black	Bondon
Brattin	Brown 57	Christofanelli	Cornejo	Curtman
Davis	DeGroot	Eggleston	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Grier	Haahr	Haefner	Hannegan	Hansen
Helms	Hill	Houghton	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeyer	Lant	Lichtenegger
Love	Lynch	Mathews	Matthiesen	Messenger
Moon	Morris 140	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Ross	Rowland 155	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	White	Wiemann	Wilson
Wood	Mr. Speaker			

PRESENT: 000

ABSENT WITH LEAVE: 015

Alferman	Brown 94	Butler	Chipman	Cookson
Dogan	Dohrman	Gregory	Houx	Johnson
Kidd	Korman	Miller	Mosley	Rone

VACANCIES: 005

Representative May offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1409, Page 29, Section 288.330, Line 194, by inserting after all of said section and line the following:

"Section B. Section A of this act is hereby submitted to the qualified voters of this state for approval or rejection at an election which is hereby ordered and which shall be held and conducted on the Tuesday immediately following the first Monday in November, 2018, pursuant to the laws and constitutional provisions of this state applicable to general elections and the submission of referendum measures by initiative petition, and it shall become effective when approved by a majority of the votes cast thereon at such election and not otherwise."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative May moved that **House Amendment No. 2** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative May:

AYES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Conway 10	Curtis	Ellebracht	Ellington
Franks Jr	Gray	Harris	Kendrick	Lavender

Marshall	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Newman
Nichols	Peters	Pierson Jr	Quade	Razer
Roberts	Rowland 29	Runions	Smith 85	Stevens 46
Unsicker	Washington	Wessels		

NOES: 089

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Christofanelli	Cross
Davis	DeGroot	Eggleston	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Helms	Henderson	Higdon	Hill
Houx	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeyer	Korman	Lant	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pike	Plocher
Pogue	Redmon	Rehder	Reisch	Remole
Rhoads	Roeber	Ross	Rowland 155	Ruth
Shaul 113	Shull 16	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Brown 94	Butler	Chipman	Conway 104
Cookson	Corlew	Cornejo	Curtman	Dogan
Dohrman	Green	Gregory	Hansen	Houghton
Johnson	Kidd	Lauer	Mosley	Pietzman
Reiboldt	Roden	Rone	Schroer	Shumake
Walker 74				

VACANCIES: 005

Representative Beck offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1409, Pages 11 through 14, Section 288.120, by removing all of said section from the bill; and

Further amend said bill, Pages 14 through 18, Section 288.120, by removing all of said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Beck moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

Representative Morgan offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 1409, Page 9, Section 288.060, Lines 25 to 27, by deleting all of said lines and inserting in lieu thereof the following:

"The maximum total amount of benefits payable to any insured worker during any benefit year shall not exceed ~~[twenty]~~ **twenty-six** times his or her weekly benefit amount, or thirty-three and one-third percent of his or her wage credits, whichever is the lesser. For the purpose of this section,"; and

Further amend said bill and section, Page 10, Lines 36 to 64, by deleting all of said lines and inserting in lieu thereof the following:

"5. In the event that benefits are due a deceased person and no petition has been filed for"; and

Further amend said bill and section, Pages 10 to 11, by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Beck offered **House Substitute Amendment No. 1 for House Amendment No. 4.**

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Bill No. 1409, Pages 11 through 14, Section 288.120, by removing all of said section from the bill; and

Further amend said bill, Pages 14 through 18, Section 288.120, by removing all of said section from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Beck, **House Substitute Amendment No. 1 for House Amendment No. 4** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Corlew	Cornejo	Cross	Curtman	Davis
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzpatrick	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Hannegan	Hansen
Helms	Henderson	Higdon	Hill	Houghton

Houx	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
Messenger	Miller	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Plocher	Pogue	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roden	Rone
Ross	Rowland 155	Ruth	Schroer	Shaul 113
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wood	Mr. Speaker			

NOES: 042

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burns	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 019

Barnes 60	Brown 94	Burnett	Butler	Conway 104
Cookson	DeGroot	Fitzwater	Franklin	Haefner
Johnson	Kidd	McDaniel	Peters	Rehder
Roeber	Shull 16	Walker 74	Wilson	

VACANCIES: 005

On motion of Representative Fitzpatrick, **HB 1409, as amended**, was ordered perfected and printed.

PERFECTION OF HOUSE BILLS

HCS HB 1685, relating to short-term major medical policies, was taken up by Representative Hill.

On motion of Representative Hill, the title of **HCS HB 1685** was agreed to.

Representative Hill offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1685, Page 1, Section A, Line 8, by inserting after all of said line the following:

"191.671. 1. No other section of this act shall apply to any insurer, health services corporation, or health maintenance organization licensed by the department of insurance, financial institutions and professional registration which conducts HIV testing only for the purposes of assessing a person's fitness for insurance coverage offered by

such insurer, health services corporation, or health maintenance corporation, except that nothing in this section shall be construed to exempt any insurer, health services corporation or health maintenance organization in their capacity as employers from the provisions of section 191.665 relating to employment practices.

2. Upon renewal of any individual or group insurance policy, subscriber contractor health maintenance organization contract covering medical expenses, no insurer, health services corporation or health maintenance organization shall deny or alter coverage to any previously covered individual who has been diagnosed as having HIV infection or any HIV-related condition during the previous policy or contract period only because of such diagnosis, nor shall any such insurer, health services corporation or health maintenance organization exclude coverage for treatment of such infection or condition with respect to any such individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

3. The director of the department of insurance, financial institutions and professional registration shall establish by regulation standards for the use of HIV testing by insurers, health services corporations and health maintenance organizations.

4. A laboratory certified by the U.S. Department of Health and Human Services under the Clinical Laboratory Improvement Act of 1967, permitting testing of specimens obtained in interstate commerce, and which subjects itself to ongoing proficiency testing by the College of American Pathologists, the American Association of Bio Analysts, or an equivalent program approved by the Centers for Disease Control shall be authorized to perform or conduct HIV testing for an insurer, health services corporation or health maintenance organization pursuant to this section.

5. The result or results of HIV testing of an applicant for insurance coverage shall not be disclosed by an insurer, health services corporation or health maintenance organization, except as specifically authorized by such applicant in writing. Such result or results shall, however, be disclosed to a physician designated by the subject of the test. If there is no physician designated, the insurer, health services corporation, or health maintenance organization shall disclose the identity of individuals residing in Missouri having a confirmed positive HIV test result to the department of health and senior services. Provided, further, that no such insurer, health services corporation or health maintenance organization shall be liable for violating any duty or right of confidentiality established by law for disclosing such identity of individuals having a confirmed positive HIV test result to the department of health and senior services. Such disclosure shall be in a manner that ensures confidentiality. Disclosure of test results in violation of this section shall constitute a violation of sections 375.930 to 375.948 regulating trade practices in the business of insurance. Nothing in this subsection shall be construed to foreclose any remedies existing on June 1, 1988."; and

Further amend said bill, Page 1, Section 376.008, Line 1, by deleting all of said line and inserting in lieu thereof the following:

"376.008. 1. All short-term major medical policies delivered or issued for delivery in this state shall include on any"; and

Further amend said section, Page 2, Line 10, by inserting after all of said line the following:

"2. No short-term major medical policy shall be delivered or issued for delivery in this state until the prospective insured has confirmed receipt of a benefit summary statement. As used in this section, "benefit summary statement" shall mean a no more than two-page plain language explanation of the following:

- (1) Coverage limits, if any, expressed in dollars for:**
 - (a) Each occurrence;**
 - (b) Each covered benefit, including but not limited to any benefit that is or was a covered benefit for any duration or dollar amount during the contract period and anything included under subdivision (2) of this subsection; and**
 - (c) Each contract period;**
- (2) Copayments and deductibles for each covered benefit, including but not limited to:**
 - (a) Inpatient hospital care;**
 - (b) Outpatient hospital care;**
 - (c) Nonhospital inpatient care;**
 - (d) Nonhospital outpatient care;**

- (e) Prescription drugs; and
- (f) Emergency services; and
- (3) Any copayment or deductible for an illness or affliction which differs from the copayment or deductible required to be described under subdivision (2) of this subsection."; and

Further amend said bill, Page 4, Section 376.446, Line 9, by deleting all of said line and inserting in lieu thereof the following:

"2. Health carriers shall permit individuals to learn the amount of cost-sharing, including deductibles, copayments, and coinsurance, under an individual's short-term major medical policy, having a duration of less than one year, that the individual would be responsible for paying with respect to the furnishing of a specific item or service by a participating provider in a timely manner upon the request of the individual. At a minimum, such information shall be made available to such individual through an internet website and such other means for individuals without access to the internet.

~~[2-]~~ 3. This section shall not apply to a supplemental insurance policy, including a life care"; and

Further amend said bill, Page 5, Section 376.446, Lines 12 through 14, by deleting all of said lines and inserting in lieu thereof the following:

"policy~~[, short term major medical policy of six months or less duration]~~, or any other supplemental policy.

~~[3-]~~ 4. The provisions of subsections 1 and 2 shall become effective on January 1, 2014.

376.452. 1. Except as provided in this section, if a health insurance issuer offers health insurance coverage in the large group market in connection with a group health plan, the health insurance issuer shall renew or continue the coverage in force at the option of the plan sponsor. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage offered in connection with a group health plan in the large group market if:

(1) The plan sponsor has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or if the health insurance issuer has not received timely premium payments;

(2) The plan sponsor has performed an act or practice that constitutes fraud or has made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The plan sponsor has failed to comply with the health insurance issuer's minimum participation requirements;

(4) The plan sponsor has failed to comply with the health insurance issuer's employer contribution requirements;

(5) The health insurance issuer is ceasing to offer coverage in the large group market in accordance with subsection 3 of this section;

(6) In the case of a health insurance issuer that offers health insurance coverage in the large group market through a network plan, there is no longer any enrollee under the group health plan who lives, resides, or works in the service area of the health insurance issuer or in the area for which the issuer is authorized to do business;

(7) In the case of health insurance coverage that is made available in the large group market only through one or more bona fide associations, the membership of an employer in the bona fide association ceases, but only if coverage is terminated under this subdivision uniformly without regard to any health status-related factor of any covered individual.

3. A health insurance issuer shall not discontinue offering a particular type of group health insurance coverage offered in the large group market unless:

(1) The issuer provides notice to each plan sponsor, participant and beneficiary provided coverage of this type in the large group market of the discontinuation at least ninety days prior to the date of the discontinuation of the coverage;

(2) The issuer offers to each plan sponsor being provided coverage of this type in the large group market the option to purchase any other health insurance coverage currently being offered by the health insurance issuer to a group health plan in the large group market; and

(3) The issuer acts uniformly without regard to the claims experience of those plan sponsors or any health status-related factor of any participant or beneficiary covered or new participant or beneficiary who may become eligible for such coverage.

4. (1) A health insurance issuer shall not discontinue offering all health insurance coverage in the large group market unless:

(a) The issuer provides notice of discontinuation to the director and to each plan sponsor, participant and beneficiary covered at least one hundred eighty days prior to the date of the discontinuation of coverage; and

(b) All health insurance issued or delivered for issuance in Missouri in the large group market is discontinued and coverage under such health insurance is not renewed.

(2) In the case of a discontinuation under this subsection, the health insurance issuer shall not provide for the issuance of any health insurance coverage in the large group market for a period of five years beginning on the date of the discontinuation of the last health insurance coverage not renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a product offered to a group health plan in the large group market. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the group health plan's health insurance coverage unless a longer term is specified in the policy or contract.

6. In the case of health insurance coverage that is made available by a health insurance issuer only through one or more bona fide associations, a reference to plan sponsor in this section is deemed, with respect to coverage provided to an employer member of the association, to include a reference to such employer.

376.454. 1. Except as provided in this section, a health insurance issuer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. **The provisions of this subsection shall not apply to short-term major medical policies having a duration of less than one year.**

2. A health insurance issuer may nonrenew or discontinue health insurance coverage of an individual in the individual market based only on one or more of the following:

(1) The individual has failed to pay premiums or contributions in accordance with the terms of the health insurance coverage or the issuer has not received timely premium payments;

(2) The individual has performed an act or practice that constitutes fraud or made an intentional misrepresentation of material fact under the terms of the coverage;

(3) The issuer is ceasing to offer coverage in the individual market in accordance with subsection 4 of this section;

(4) In the case of a health insurance issuer that offers health insurance coverage in the market through a network plan, the individual no longer resides, lives, or works in the service area or in an area for which the issuer is authorized to do business but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals;

(5) In the case of health insurance coverage that is made available in the individual market only through one or more bona fide associations, the membership of the individual in the association on the basis of which the coverage is provided ceases, but only if such coverage is terminated under this subdivision uniformly without regard to any health status-related factor of covered individuals.

3. In any case in which an issuer decides to discontinue offering a particular type of health insurance coverage offered in the individual market, coverage of such type may be discontinued by the issuer only if:

(1) The issuer provides notice to each covered individual provided coverage of this type in such market of such discontinuation at least ninety days prior to the date of the discontinuation of such coverage;

(2) The issuer offers to each individual in the individual market provided coverage of this type, the option to purchase any other individual health insurance coverage currently being offered by the issuer for individuals in such market; and

(3) In exercising the option to discontinue coverage of this type and in offering the option of coverage under subdivision (2) of this subsection, the issuer acts uniformly without regard to any health status-related factor of enrolled individuals or individuals who may become eligible for such coverage.

4. (1) In any case in which a health insurance issuer elects to discontinue offering all health insurance coverage in the individual market in the state, health insurance coverage may be discontinued by the issuer only if:

(a) The issuer provides notice to the director and to each individual of such discontinuation at least one hundred eighty days prior to the date of the expiration of such coverage; and

(b) All health insurance issued or delivered for issuance in the state in such market is discontinued and coverage under such health insurance coverage in such market is not renewed.

(2) In the case of a discontinuation under subdivision (1) of this subsection, the issuer shall not provide for the issuance of any health insurance coverage in the individual market for a five-year period beginning on the date of the discontinuation of the last health insurance coverage not so renewed.

5. At the time of coverage renewal, a health insurance issuer may modify the health insurance coverage for a policy form offered to individuals in the individual market so long as such modification is consistent with applicable law and effective on a uniform basis among all individuals with that policy form. For purposes of this subsection, renewal shall be deemed to occur not more often than annually on the anniversary of the effective date of the individual's health insurance coverage or as specified in the policy or contract.

6. In applying this section in the case of health insurance coverage that is made available by a health insurance issuer in the individual market to individuals only through one or more associations, a reference to an individual is deemed to include a reference to such an association of which the individual is a member.

7. An insurer shall provide a certification of creditable coverage as required by Public Law 104-191 and regulations pursuant thereto.

Further amend said bill, Page 7, Section 376.781, Line 33, by inserting after all of said line the following:

"376.782. 1. As used in this section, the term "low-dose mammography screening" means the X-ray examination of the breast using equipment specifically designed and dedicated for mammography, including the X-ray tube, filter, compression device, films, and cassettes, with an average radiation exposure delivery of less than one rad mid-breast, with two views for each breast, and any fee charged by a radiologist or other physician for reading, interpreting or diagnosing based on such X-ray.

2. All individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed on or after August 28, 1991, and providing coverage to any resident of this state shall provide benefits or coverage for low-dose mammography screening for any nonsymptomatic woman covered under such policy or contract which meets the minimum requirements of this section. Such benefits or coverage shall include at least the following:

- (1) A baseline mammogram for women age thirty-five to thirty-nine, inclusive;
- (2) A mammogram for women age forty to forty-nine, inclusive, every two years or more frequently based on the recommendation of the patient's physician;
- (3) A mammogram every year for women age fifty and over;
- (4) A mammogram for any woman, upon the recommendation of a physician, where such woman, her mother or her sister has a prior history of breast cancer.

3. Coverage and benefits related to mammography as required by this section shall be at least as favorable and subject to the same dollar limits, deductibles, and co-payments as other radiological examinations.

4. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year."; and

Further amend said bill, Page 16, Section 376.1200, Line 32, by inserting after all of said line the following:

"376.1209. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that provide coverage for the surgical procedure known as a mastectomy, and which are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1998, shall provide coverage for prosthetic devices or reconstructive surgery necessary to restore symmetry as recommended by the oncologist or primary care physician for the patient incident to the mastectomy. Coverage for prosthetic devices and reconstructive surgery shall be subject to the same deductible and coinsurance conditions applied to the mastectomy and all other terms and conditions applicable to other benefits with the exception that no time limit shall be imposed on an individual for the receipt of prosthetic devices or reconstructive surgery and if such individual changes his or her insurer, then the new policy subject to the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, shall provide coverage consistent with the federal Women's Health and Cancer Rights Act (Sections 901-903 of P.L. 105-277), as amended, and any regulations promulgated pursuant to such act.

2. As used in this section, the term "mastectomy" means the removal of all or part of the breast for medically necessary reasons, as determined by a physician licensed pursuant to chapter 334.

3. The provisions of this section shall not apply to a supplemental insurance policy, including a life care contract, accident-only policy, specified disease policy, hospital policy providing a fixed daily benefit only, Medicare supplement policy, **short-term major medical policy having a duration of less than one year**, or long-term care policy.

376.1210. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description, that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of inpatient care following a cesarean section for a mother and her newly born child in a hospital as defined in section 197.020 or any other health care facility licensed to provide obstetrical care under the provisions of chapter 197.

2. Notwithstanding the provisions of subsection 1 of this section, any entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 1997, and providing for maternity benefits, may authorize a shorter length of hospital stay for services related to maternity and newborn care if:

(1) A shorter hospital stay meets with the approval of the attending physician after consulting with the mother. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization; and

(2) The entity providing the individual or group health insurance policy provides coverage for post-discharge care to the mother and her newborn.

3. Post-discharge care shall consist of a minimum of two visits at least one of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physical assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. Any abnormality, in the condition of the mother or the child, observed by the nurse shall be reported to the attending physician as medically appropriate.

4. For the purposes of this section, "attending physician" shall include the attending obstetrician, pediatrician, or other physician attending the mother or newly born child.

5. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a nonprofit corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements to the extent not preempted by federal law and all managed health care delivery entities of any type or description shall provide notice to policyholders, insured persons and participants regarding the coverage required by this section. Such notice shall be in writing and prominently positioned in the policy, certificate of coverage or summary plan description.

6. Such health care service shall not be subject to any greater deductible or co-payment than other similar health care services provided by the policy, contract or plan.

7. No insurer may provide financial disincentives to, or deselect, terminate the services of, require additional documentation from, require additional utilization review, or reduce payments to, or otherwise penalize the attending physician in retaliation solely for ordering care consistent with the provisions of this section.

8. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

9. The department of insurance, financial institutions and professional registration shall adopt rules and regulations to implement and enforce the provisions of this section. No rule or portion of a rule promulgated pursuant to this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024."; and

Further amend said bill, Page 29, Section 376.1253, Line 19, by inserting after all of said line the following:

"376.1257. 1. As used in this section the following terms shall mean:

(1) "Anticancer medications", medications used to kill or slow the growth of cancerous cells;
(2) "Covered person", a policyholder, subscriber, enrollee, or other individual enrolled in or insured by a health benefit plan for health insurance coverage;

(3) "Health benefit plan", shall have the same meaning as defined in section 376.1350.

2. Any health benefit plan that provides coverage and benefits for cancer treatment shall provide coverage of prescribed orally administered anticancer medications on a basis no less favorable than intravenously administered or injected anticancer medications.

3. Coverage of orally administered anticancer medication shall not be subject to any prior authorization, dollar limit, co-payment, deductible, or other out-of-pocket expense that does not apply to intravenously administered or injected anticancer medication, regardless of formulation or benefit category determination by the company administering the health benefit plan.

4. The health benefit plan shall not reclassify or increase any type of cost-sharing to the covered person for anticancer medications in order to achieve compliance with this section. Any change in health insurance coverage, which otherwise increases an out-of-pocket expense to anticancer medications, shall be applied to the majority of comparable medical or pharmaceutical benefits covered by the health benefit plan.

5. Notwithstanding the provisions of subsections 2, 3, and 4 of this section, a health benefit plan that limits the total amounts paid by a covered person through all cost-sharing requirements to no more than seventy-five dollars per thirty-day supply for any orally administered anticancer medication shall be considered in compliance with this section. On January 1, 2016, and on January first of each year thereafter, a health benefit plan may adjust such seventy-five dollar limit. The adjustment shall not exceed the Consumer Price Index for All Urban Consumers Midwest Region for that year. For purposes of this subsection "cost-sharing requirements" shall include co-payments, coinsurance, deductibles, and any other amounts paid by the covered person for that prescription.

6. For a health benefit plan that meets the definition of "high deductible health plan" as defined by 26 U.S.C. 223(c)(2), the provisions of subsection 5 of this section shall only apply after a covered person's deductible has been satisfied for the year.

7. The provisions of this section shall not apply to short-term major medical policies having a duration of less than one year.

8. The provisions of this section shall become effective January 1, 2015."; and

Further amend said bill, Page 30, Section 376.1275, Line 26, by inserting after all of said line the following:

"376.1290. 1. Each entity offering individual and group health insurance policies providing coverage on an expense-incurred basis, individual and group service or indemnity type contracts issued by a health services corporation, individual and group service contracts issued by a health maintenance organization, all self-insured group arrangements, to the extent not preempted by federal law, and all managed health care delivery entities of any type or description that are delivered, issued for delivery, continued or renewed in this state on or after January 1, 2002, shall offer coverage for testing pregnant women for lead poisoning and for all testing for lead poisoning authorized by sections 701.340 to 701.349 or by rule of the department of health and senior services promulgated pursuant to sections 701.340 to 701.349.

2. Health care services required by this section shall not be subject to any greater deductible or co-payment than any other health care service provided by the policy, contract or plan.

3. No entity enumerated in subsection 1 of this section shall reduce or eliminate coverage as a result of the requirements of this section.

4. Nothing in this section shall apply to **short-term major medical policies having a duration of one year or less, or to accident-only, specified disease, hospital indemnity, Medicare supplement, long-term care or other limited benefit health insurance policies.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Hill raised a point of order that a member was in violation of Rule 85.

The Chair advised the members to confine their comments to the question under debate.

Speaker Richardson resumed the Chair.

On motion of Representative Hill, **House Amendment No. 1** was adopted.

On motion of Representative Hill, **HCS HB 1685, as amended**, was adopted.

On motion of Representative Hill, **HCS HB 1685, as amended**, was ordered perfected and printed.

HCS HB 1690, relating to the Missouri life and health insurance guaranty association act, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HB 1690** was agreed to.

Representative Engler offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1690, Page 5, Section 376.717, Line 72, by inserting a comma "," after the word "**rider**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Engler, **House Amendment No. 1** was adopted.

On motion of Representative Engler, **HCS HB 1690, as amended**, was adopted.

On motion of Representative Engler, **HCS HB 1690, as amended**, was ordered perfected and printed.

HB 1598, relating to preneed contracts, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HB 1598** was agreed to.

On motion of Representative Fraker, **HB 1598** was ordered perfected and printed.

HB 1650, relating to trust instruments, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HB 1650** was agreed to.

Representative Wiemann assumed the Chair.

On motion of Representative Cornejo, **HB 1650** was ordered perfected and printed.

HB 1329, relating to retirement benefits for employees of soil and water districts, was taken up by Representative Remole.

On motion of Representative Remole, the title of **HB 1329**, relating to retirement benefits for public employees, was agreed to.

Representative Taylor offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1329, Page 1, Section A, Line 2, by inserting immediately after said line the following:

"70.227. 1. For purposes of this section, the following terms mean:

(1) "Local units", the same meaning given to the term under section 251.160;

(2) "Transportation planning boundary", the same meaning given to the term under section 251.160.

2. Notwithstanding the provisions of sections 70.600 to 70.755 to the contrary, a metropolitan planning organization organized under 23 U.S.C. Section 134 and designated by the governor shall be considered a political subdivision for the purposes of sections 70.600 to 70.755, and employees of such metropolitan planning organization shall be eligible for membership in the Missouri local government employees' retirement system upon the metropolitan planning organization becoming an employer, as defined in subdivision (11) of section 70.600.

3. Upon receipt of certified copies of resolutions recommending the dissolution of a metropolitan planning organization adopted by the governing bodies of a majority of the local units within the transportation planning boundary served by the metropolitan planning organization, and upon a finding that all outstanding indebtedness of the metropolitan planning organization has been paid, including moneys owed to any retirement plan or system in which the organization participates and has pledged to pay for the unfunded accrued liability of its past and current employees, and all unexpended funds returned to the local units that supplied them or adequate provision made for the funds, the governor shall issue a certificate of dissolution of the organization, which shall thereupon cease to exist. If such organization was formally incorporated as a Missouri nonprofit corporation, the secretary of state shall issue such certificate of dissolution."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 1** was adopted.

Representative Bondon offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1329, Page 1, Section A, Line 2, by inserting after all of said line the following:

"169.291. 1. The general administration and the responsibility for the proper operation of the retirement system are hereby vested in a board of trustees of twelve persons who shall be resident taxpayers of the school district, as follows:

(1) Four trustees to be appointed for terms of four years by the board of education; provided, however, that the terms of office of the first four trustees so appointed shall begin immediately upon their appointment and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(2) Four trustees to be elected for terms of four years by and from the members of the retirement system; provided, however, that the terms of office of the first four trustees so elected shall begin immediately upon their election and shall expire one, two, three and four years from the date the retirement system becomes operative, respectively;

(3) The ninth trustee shall be the superintendent of schools of the school district;

(4) The tenth trustee shall be one retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 13, 1986, by the retirants of the retirement system;

(5) The eleventh trustee shall be appointed for a term of four years beginning the first day of January immediately following August 13, 1990, by the board of trustees described in subdivision (3) of section 182.701;

(6) The twelfth trustee shall be a retirant of the retirement system elected for a term of four years beginning the first day of January immediately following August 28, 1992, by the retirants of the retirement system.

2. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled, except that the board of trustees may appoint a qualified person to fill the vacancy in the office of an elected member until the next regular election at which time a member shall be elected for the unexpired term. No vacancy or vacancies on the board of trustees shall impair the power of the remaining trustees to administer the retirement system pending the filling of such vacancy or vacancies.

3. In the event of a lapse of the school district's corporate organization as described in subsections 1 and 4 of section 162.081, the general administration and responsibility for the proper operation of the retirement system shall continue to be vested in a twelve-person board of trustees, all of whom shall be resident taxpayers of a city, other than a city not within a county, of four hundred thousand or more. In such event, if vacancies occur in the offices of the four trustees appointed, prior to the lapse, by the board of education, or in the offices of the four trustees elected, prior to the lapse, by the members of the retirement system, or in the office of trustee held, prior to the lapse, by the superintendent of schools in the school district, as provided in subdivisions (1), (2) and (3) of subsection 1 of this section, the board of trustees shall appoint a qualified person to fill each vacancy and subsequent vacancies in the office of trustee for terms of up to four years, as determined by the board of trustees.

4. Each trustee shall, before assuming the duties of a trustee, take the oath of office before the court of the judicial circuit or one of the courts of the judicial circuit in which the school district is located that so far as it devolves upon the trustee, such trustee shall diligently and honestly administer the affairs of the board of trustees and that the trustee will not knowingly violate or willingly permit to be violated any of the provisions of the law applicable to the retirement system. Such oath shall be subscribed to by the trustee making it and filed in the office of the clerk of the circuit court.

5. Each trustee shall be entitled to one vote in the board of trustees. Seven trustees shall constitute a quorum at any meeting of the board of trustees. At any meeting of the board of trustees where a quorum is present, the vote of at least seven of the trustees in support of a motion, resolution or other matter is necessary to be the decision of the board; provided, however, that in the event of a lapse in the school district's corporate organization as described in subsections 1 and 4 of section 162.081, a majority of the trustees then in office shall constitute a quorum at any meeting of the board of trustees, and the vote of a majority of the trustees then in office in support of a motion, resolution or other matter shall be necessary to be the decision of the board.

6. The board of trustees shall have exclusive original jurisdiction in all matters relating to or affecting the funds herein provided for, including, in addition to all other matters, all claims for benefits or refunds, and its action, decision or determination in any matter shall be reviewable in accordance with chapter 536 or chapter 621. Subject to the limitations of sections 169.270 to 169.400, the board of trustees shall, from time to time, establish rules and regulations for the administration of funds of the retirement system, for the transaction of its business, and for the limitation of the time within which claims may be filed.

7. The trustees shall serve without compensation. The board of trustees shall elect from its membership a chairman and a vice chairman. The board of trustees shall appoint an executive director who shall serve as the administrative officer of the retirement system and as secretary to the board of trustees. It shall employ one or more persons, firms or corporations experienced in the investment of moneys to serve as investment counsel to the board of trustees. The compensation of all persons engaged by the board of trustees and all other expenses of the board necessary for the operation of the retirement system shall be paid at such rates and in such amounts as the board of trustees shall approve, and shall be paid from the investment income.

8. The board of trustees shall keep in convenient form such data as shall be necessary for actuarial valuations of the various funds of the retirement system and for checking the experience of the system.

9. The board of trustees shall keep a record of all its proceedings which shall be open to public inspection. It shall prepare annually and furnish to the board of education and to each member of the retirement system who so requests a report showing the fiscal transactions of the retirement system for the preceding fiscal year, the amount of accumulated cash and securities of the system, and the last balance sheet showing the financial condition of the system by means of an actuarial valuation of the assets and liabilities of the retirement system.

10. The board of trustees shall have, in its own name, power to sue and to be sued, to enter into contracts, to own property, real and personal, and to convey the same; but the members of such board of trustees shall not be personally liable for obligations or liabilities of the board of trustees or of the retirement system.

11. The board of trustees shall arrange for necessary legal advice for the operation of the retirement system.

12. The board of trustees shall designate a medical board to be composed of three or more physicians who shall not be eligible for membership in the system and who shall pass upon all medical examinations required under the provisions of sections 169.270 to 169.400, shall investigate all essential statements and certificates made by or on behalf of a member in connection with an application for disability retirement and shall report in writing to the board of trustees its conclusions and recommendations upon all matters referred to it.

13. The board of trustees shall designate an actuary who shall be the technical advisor of the board of trustees on matters regarding the operation of the retirement system and shall perform such other duties as are required in connection therewith. Such person shall be qualified as an actuary by membership as a Fellow of the Society of Actuaries or by similar objective standards.

14. At least once in each five-year period the actuary shall make an investigation into the actuarial experience of the members, retirants and beneficiaries of the retirement system and, taking into account the results of such investigation, the board of trustees shall adopt for the retirement system such actuarial assumptions as the board of trustees deems necessary for the financial soundness of the retirement system.

15. On the basis of such actuarial assumptions as the board of trustees adopts, the actuary shall make annual valuations of the assets and liabilities of the funds of the retirement system.

16. The rate of contribution payable by the employers shall equal one and ninety-nine one-hundredths percent, effective July 1, 1993; three and ninety-nine one-hundredths percent, effective July 1, 1995; five and ninety-nine one-hundredths percent, effective July 1, 1996; seven and one-half percent effective January 1, 1999, and for subsequent calendar years through 2013. For calendar year 2014 and each subsequent year, the rate of contribution payable by the employers for each year shall be determined ~~[by the actuary for the retirement system in the manner]~~ as provided in ~~[subsection]~~ **subsections 4 and 6** of section 169.350 and shall be certified by the board of trustees to the employers at least six months prior to the date such rate is to be effective.

17. In the event of a lapse of a school district's corporate organization as described in subsections 1 and 4 of section 162.081, no retirement system, nor any of the assets of any retirement system, shall be transferred to or merged with another retirement system without prior approval of such transfer or merge by the board of trustees of the retirement system.

169.324. 1. The annual service retirement allowance payable pursuant to section 169.320 shall be the retirant's number of years of creditable service multiplied by a percentage of the retirant's average final compensation, determined as follows:

(1) A retirant whose last employment as a regular employee ended prior to June 30, 1999, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(2) A retirant whose number of years of creditable service is greater than thirty-four and one-quarter on August 28, 1993, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service as of August 28, 1993, multiplied by one and three-fourths percent of the person's average final compensation but shall not receive a greater annual service retirement allowance based on additional years of creditable service after August 28, 1993;

(3) A retirant who was an active member of the retirement system at any time on or after June 30, 1999, and who either retires before January 1, 2014, or is a member of the retirement system on December 31, 2013, and remains a member continuously to retirement shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by two percent of the person's average final compensation, subject to a maximum of sixty percent of the person's final compensation;

(4) A retirant who becomes a member of the retirement system on or after January 1, 2014, including any retirant who was a member of the retirement system before January 1, 2014, but ceased to be a member for any reason other than retirement, shall receive an annual service retirement allowance payable pursuant to section 169.320 in equal monthly installments for life equal to the retirant's number of years of creditable service multiplied by one and three-fourths percent of the person's average final compensation, subject to a maximum of sixty percent of the person's average final compensation;

(5) Notwithstanding the provisions of subdivisions (1) to (4) of this subsection, effective January 1, 1996, any retirant who retired on, before or after January 1, 1996, with at least twenty years of creditable service shall receive at least three hundred dollars each month as a retirement allowance, or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326. Any retirant who retired with at least ten years of creditable service shall receive at least one hundred fifty dollars each month as a retirement allowance, plus fifteen dollars for each additional full year of creditable service greater than ten years but less than twenty years (or the actuarial equivalent thereof if the retirant elected any of the options available under section 169.326). Any beneficiary of a deceased retirant who retired with at least ten years of creditable service and elected one of the options available under section 169.326 shall also be entitled to the actuarial equivalent of the minimum benefit provided by this subsection, determined from the option chosen.

2. Except as otherwise provided in sections 169.331 and 169.585, payment of a retirant's retirement allowance will be suspended for any month for which such person receives remuneration from the person's employer or from any other employer in the retirement system established by section 169.280 for the performance of services except any such person other than a person receiving a disability retirement allowance under section 169.322 may serve as a nonregular substitute, part-time or temporary employee for not more than six hundred hours in any school year without becoming a member and without having the person's retirement allowance discontinued, provided that through such substitute, part-time, or temporary employment, the person may earn no more than fifty percent of the annual salary or wages the person was last paid by the employer before the person retired and commenced receiving a retirement allowance, adjusted for inflation. If a person exceeds such hours limit or such compensation limit, payment of the person's retirement allowance shall be suspended for the month in which such limit was exceeded and each subsequent month in the school year for which the person receives remuneration from any employer in the retirement system. In addition to the conditions set forth above, the restrictions of this subsection shall also apply to any person retired and currently receiving a retirement allowance under sections 169.270 to 169.400, other than for disability, who is employed by a third party or is performing work as an independent contractor if the services performed by such person are provided to or for the benefit of any employer in the retirement system established under section 169.280. The retirement system may require the employer receiving such services, the third-party employer, the independent contractor, and the retirant subject to this subsection to provide documentation showing compliance with this subsection. If such documentation is not provided, the retirement system may deem the retirant to have exceeded the limitations provided for in this subsection. If a retirant is reemployed by any employer in any capacity, whether pursuant to this section, or section 169.331 or 169.585, or as a regular employee, the amount of such person's retirement allowance attributable to service prior to the person's first retirement date shall not be changed by the reemployment. If the person again becomes an active member and earns additional creditable service, upon the person's second retirement the person's retirement allowance shall be the sum of:

(1) The retirement allowance the person was receiving at the time the person's retirement allowance was suspended, pursuant to the payment option elected as of the first retirement date, plus the amount of any increase in such retirement allowance the person would have received pursuant to subsection 3 of this section had payments not been suspended during the person's reemployment; and

(2) An additional retirement allowance computed using the benefit formula in effect on the person's second retirement date, the person's creditable service following reemployment, and the person's average final annual compensation as of the second retirement date.

The sum calculated pursuant to this subsection shall not exceed the greater of sixty percent of the person's average final compensation as of the second retirement date or the amount determined pursuant to subdivision (1) of this subsection. Compensation earned prior to the person's first retirement date shall be considered in determining the person's average final compensation as of the second retirement date if such compensation would otherwise be included in determining the person's average final compensation.

3. The board of trustees shall determine annually whether the investment return on funds of the system can provide for an increase in benefits for retirants eligible for such increase. A retirant shall and will be eligible for an

increase awarded pursuant to this section as of the second January following the date the retirant commenced receiving retirement benefits. Any such increase shall also apply to any monthly joint and survivor retirement allowance payable to such retirant's beneficiaries, regardless of age. The board shall make such determination as follows:

(1) After determination by the actuary of the investment return for the preceding year as of December thirty-first (the "valuation year"), the actuary shall recommend to the board of trustees what portion of the investment return is available to provide such benefits increase, if any, and shall recommend the amount of such benefits increase, if any, to be implemented as of the first day of the thirteenth month following the end of the valuation year, and first payable on or about the first day of the fourteenth month following the end of the valuation year. The actuary shall make such recommendations so as not to affect the financial soundness of the retirement system, recognizing the following safeguards:

(a) The retirement system's funded ratio as of January first of the year preceding the year of a proposed increase shall be at least one hundred percent ~~[after]~~ **before** adjusting for the effect of the proposed increase. The funded ratio is the ratio of assets to the pension benefit obligation;

(b) The actuarially required contribution rate, ~~[after]~~ **before** adjusting for the effect of the proposed increase, may not exceed the then applicable employer and member contribution rate as determined under ~~[subsection]~~ **subsections 4, 5, and 6** of section 169.350;

(c) The actuary shall certify to the board of trustees that the proposed increase will not impair the actuarial soundness of the retirement system;

(d) A benefit increase, under this section, once awarded, cannot be reduced in succeeding years;

(2) The board of trustees shall review the actuary's recommendation and report and shall, in their discretion, determine if any increase is prudent and, if so, shall determine the amount of increase to be awarded.

4. This section does not guarantee an annual increase to any retirant.

5. If an inactive member becomes an active member after June 30, 2001, and after a break in service, unless the person earns at least four additional years of creditable service without another break in service, upon retirement the person's retirement allowance shall be calculated separately for each separate period of service ending in a break in service. The retirement allowance shall be the sum of the separate retirement allowances computed for each such period of service using the benefit formula in effect, the person's average final compensation as of the last day of such period of service and the creditable service the person earned during such period of service; provided, however, if the person earns at least four additional years of creditable service without another break in service, all of the person's creditable service prior to and including such service shall be aggregated and, upon retirement, the retirement allowance shall be computed using the benefit formula in effect and the person's average final compensation as of the last day of such period of four or more years and all of the creditable service the person earned prior to and during such period.

6. Notwithstanding anything contained in this section to the contrary, the amount of the annual service retirement allowance payable to any retirant pursuant to the provisions of sections 169.270 to 169.400, including any adjustments made pursuant to subsection 3 of this section, shall at all times comply with the provisions and limitations of Section 415 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, the terms of which are specifically incorporated herein by reference.

7. All retirement systems established by the laws of the state of Missouri shall develop a procurement action plan for utilization of minority and women money managers, brokers and investment counselors. Such retirement systems shall report their progress annually to the joint committee on public employee retirement and the governor's minority advocacy commission.

169.350. 1. All of the assets of the retirement system (other than tangible real or personal property owned by the retirement system for use in carrying out its duties, such as office supplies and furniture) shall be credited, according to the purpose for which they are held, in either the employees' contribution fund or the general reserve fund.

(1) The employees' contribution fund shall be the fund in which shall be accumulated the contributions of the members. The employer shall, except as provided in subdivision (5) of this subsection, cause to be deducted from the compensation of each member on each and every payroll, for each and every payroll period, the pro rata portion of five and nine-tenths percent of his annualized compensation. Effective January 1, 1999, through December 31, 2013, the employer shall deduct an additional one and six-tenths percent of the member's annualized compensation. For 2014 and for each subsequent year, the employer shall deduct from each member's annualized compensation the rate of contribution determined for such year ~~[by the actuary for the retirement system in the manner]~~ **as provided in [subsection] subsections 4, 5, and 6** of this section.

(2) The employer shall pay all such deductions and any amount it may elect to pay pursuant to subdivision (5) of this subsection to the retirement system at once. The retirement system shall credit such deductions and such amounts to the individual account of each member from whose compensation the deduction was made or with respect to whose compensation the amount was paid pursuant to subdivision (5) of this subsection. In determining the deduction for a member in any payroll period, the board of trustees may consider the rate of compensation payable to such member on the first day of the payroll period as continuing throughout such period.

(3) The deductions provided for herein are declared to be a part of the compensation of the member and the making of such deductions shall constitute payments by the member out of the person's compensation and such deductions shall be made notwithstanding that the amount actually paid to the member after such deductions is less than the minimum compensation provided by law for any member. Every member shall be deemed to consent to the deductions made and provided for herein, and shall receipt for the person's full compensation, and the making of the deduction and the payment of compensation less the deduction shall be a full and complete discharge and acquittance of all claims and demands whatsoever for services rendered during the period covered by the payment except as to benefits provided by sections 169.270 to 169.400.

(4) The accumulated contributions with interest of a member withdrawn by the person or paid to the person's estate or designated beneficiary in the event of the person's death before retirement shall be paid from the employees' contribution fund. Upon retirement of a member the member's accumulated contributions with interest shall be transferred from the employees' contribution fund to the general reserve fund.

(5) The employer may elect to pay on behalf of all members all or part of the amount that the members would otherwise be required to contribute to the employees' contribution fund pursuant to subdivision (1) of this subsection. Such amounts paid by the employer shall be in lieu of members' contributions and shall be treated for all purposes of sections 169.270 to 169.400 as contributions made by members. Notwithstanding any other provision of this chapter to the contrary, no member shall be entitled to receive such amounts directly. The election shall be made by a duly adopted resolution of the employer's board and shall remain in effect for at least one year from the effective date thereof. The election may be thereafter terminated only by an affirmative act of the employer's board notwithstanding any limitation in the term thereof in the adopting resolution. Any such termination resolution shall be adopted at least sixty days prior to the effective date thereof, and the effective date thereof shall coincide with a fiscal year-end of the employer. In the absence of such a termination resolution, the election shall remain in effect from fiscal year to fiscal year.

2. The general reserve fund shall be the fund in which shall be accumulated all reserves for the payment of all benefit expenses and other demands whatsoever upon the retirement system except those items heretofore allocated to the employees' contribution fund.

(1) All contributions by the employer, except those the employer elects to make on behalf of the members pursuant to subdivision (5) of subsection 1 of this section, shall be credited to the general reserve fund.

(2) Should a retirant be restored to active service and again become a member of the retirement system, the excess, if any, of the person's accumulated contributions over benefits received by the retirant shall be transferred from the general reserve fund to the employees' contribution fund and credited to the person's account.

3. Gifts, devises, bequests and legacies may be accepted by the board of trustees and deposited in the general reserve fund to be held, invested and used at its discretion for the benefit of the retirement system except where specific direction for the use of a gift is made by a donor.

4. Beginning in 2013, the actuary for the retirement system shall annually calculate the rate of employer contributions and member contributions for 2014 and for each subsequent calendar year **through 2018**, expressed as a level percentage of the annualized compensation of the members, subject to the following:

(1) The rate of contribution for any calendar year shall be determined based on an actuarial valuation of the retirement system as of the first day of the prior calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with accepted actuarial standards of practice in effect at the time the valuation is performed, as promulgated by the actuarial standards board or its successor;

(2) The target combined employer and member contribution rate shall be the amount actuarially required to cover the normal cost and amortize any unfunded accrued actuarial liability over a period that shall not exceed thirty years from the date of the valuation;

(3) The target combined rate as so determined shall be allocated equally between the employer contribution rate and the member contribution rate, provided, however, that the level rate of contributions to be paid

by the employers and the level rate of contributions to be deducted from the compensation of members for any calendar year shall each be limited as follows:

- (a) The contribution rate shall not be less than seven and one-half percent;
 - (b) The contribution rate shall not exceed nine percent; and
 - (c) Changes in the contribution rate from year to year shall be in increments of one-half percent such that the contribution rate for any year shall not be greater than or less than the rate in effect for the prior year by more than one-half percent;
- (4) The board of trustees shall certify to the employers the contribution rate for the following calendar year no later than six months prior to the date such rate is to be effective.

5. The member contribution rate for 2019 and subsequent periods shall be nine percent of compensation unless a lower member contribution rate applies for any period beginning on or after July 1, 2021, in accordance with the provisions of subdivision (4) of subsection 6 of this section.

6. The employer contribution rate for calendar year 2019 shall be ten and one-half percent. The employer contribution rate for the eighteen-month period beginning January 1, 2020, through June 30, 2021, shall be twelve percent. For the twelve-month period beginning July 1, 2021, and for each subsequent twelve-month period beginning July first each year, the employer contribution rate shall be determined as follows:

(1) The actuary shall determine the total actuarially required contribution based on an actuarial valuation of the retirement system as of the first day of the preceding calendar year. Such actuarial valuation shall be performed using the actuarial cost method and actuarial assumptions adopted by the board of trustees and in accordance with actuarial standards of practice applicable as of the valuation date. The total actuarially required contribution rate, including both employer and member contributions, shall be an amount determined in accordance with the board's current funding policy, expressed as a level percentage of the annualized compensation of the members;

(2) If the retirement system's funded ratio as of the first day of the preceding calendar year is below one hundred percent, the employer contribution rate shall be the greater of twelve percent or the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(3) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate exceeds eighteen percent, the employer contribution rate shall be the difference between the total actuarially required contribution rate and the nine percent member contribution rate, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(4) If the retirement system's funded ratio as of the first day of the preceding calendar year equals or exceeds one hundred percent and the total actuarially required contribution rate does not exceed eighteen percent, the total actuarially required contribution rate shall be allocated equally between the employer contribution rate and the member contribution rate. If the total actuarially required contribution rate falls below eighteen percent after being above eighteen percent for the preceding twelve-month period, the member contribution rate and the employer contribution rate shall be adjusted to one-half of the total actuarially required contribution rate for such period, regardless of the magnitude of the decrease from the rate in effect for the prior period, in order to equalize the employer and member contribution rates. Otherwise, adjustments in the contribution rates shall be limited by the annual adjustment limits stated in subdivision (6) of this subsection;

(5) If the retirement system's funded ratio as of the first day of the preceding calendar year again falls below one hundred percent, or if the total actuarially required contribution rate rises above eighteen percent, the provisions of subdivision (2) or (3) of this subsection shall apply, as applicable, subject to the limits on annual adjustments stated in subdivision (6) of this subsection;

(6) Except as stated in subdivision (4) of this subsection, in transitioning to the contribution rates prescribed in this subsection for periods beginning on or after July 1, 2021, the employer contribution rate and the member contribution rate, respectively, shall not increase by more than one percent or decrease by more than one-half percent for any period from the corresponding rate in effect immediately before such increase or decrease; and

(7) The board of trustees shall certify to the employers the contribution rate to be effective for July 1, 2021, and for each following July first, no later than six months prior to the date such rate is to be effective.

169.360. 1. Before the first of July of each year, the board of trustees shall certify to each employer the amounts which will become due and payable from each during the school year next following to the general reserve

fund. The amount so certified shall be appropriated by each employer's board by a resolution explicitly directing the appropriate officials to pay the same, not later than July twenty-fifth of each year and transferred to the retirement system on or before December thirty-first of the same year.

2. Effective January 1, 2019, each employer shall transfer its employer contributions to the retirement system promptly following the end of each payroll period at the time the employer transfers member contributions."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Bondon, **House Amendment No. 2** was adopted.

On motion of Representative Remole, **HB 1329, as amended**, was ordered perfected and printed.

HB 2044, relating to the Missouri local government employees' retirement system, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HBs 1288, 1377 & 2050, relating to tax credits for contributions to certain benevolent organizations, was placed on the Informal Calendar.

HB 1429, relating to a tax credit for homeless shelter contributions, was placed on the Informal Calendar.

HB 1367, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners, was taken up by Representative Basye.

On motion of Representative Basye, **HB 1367** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel

Neely	Newman	Nichols	Peters	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 94	Butler	Cookson	Corlew	Curtis
Francis	Franklin	Green	Henderson	Higdon
Johnson	Kendrick	Mitten	Walker 74	Washington

VACANCIES: 005

Representative Wiemann declared the bill passed.

HB 1420, relating to the early learning quality assurance report, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, **HB 1420** was read the third time and passed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Conway 10	Conway 104	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Franklin	Franks Jr	Frederick	Gannon
Gray	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Hill	Houghton	Houx
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	May	McCann Beatty
McCreery	McDaniel	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Newman	Nichols
Peters	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads

Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 009

Eggleston	Helms	Hurst	Marshall	Matthiesen
Moon	Pogue	Roeber	Taylor	

PRESENT: 000

ABSENT WITH LEAVE: 019

Beard	Brown 94	Butler	Christofanelli	Cookson
Corlew	Curtis	Francis	Green	Gregory
Henderson	Higdon	Johnson	Kendrick	McGee
Schroer	Stephens 128	Walker 74	Washington	

VACANCIES: 005

Representative Wiemann declared the bill passed.

HCS HB 1930, relating to regulation of the display of the United States flag, was taken up by Representative Chipman.

On motion of Representative Chipman, **HCS HB 1930** was read the third time and passed by the following vote:

AYES: 135

Anders	Anderson	Andrews	Arthur	Austin
Bangert	Baringer	Barnes 60	Barnes 28	Baye
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burns	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Moon	Morris 140
Morse 151	Mosley	Muntzel	Neely	Nichols
Peters	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth

Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 004

Burnett	Mitten	Morgan	Newman
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PRESENT: 002

Adams	Ellington
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ABSENT WITH LEAVE: 017

Alferman	Bahr	Beard	Brown 94	Butler
Cookson	Corlew	Curtis	Francis	Franks Jr
Green	Henderson	Higdon	Johnson	Kendrick
Walker 74	Washington			

VACANCIES: 005

Representative Wiemann declared the bill passed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

HJR 53 - Children and Families

HJR 75 - Transportation

REFERRAL OF HOUSE REVISION BILLS

The following House Revision Bill was referred to the Committee indicated:

HRB 1 - Special Committee on Government Oversight

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1347 - Elections and Elected Officials

HB 1652 - Professional Registration and Licensing

HB 1799 - Special Committee on Employment Security

HB 1811 - Higher Education

HB 1867 - Children and Families

HB 2090 - Professional Registration and Licensing

HB 2112 - Local Government

HB 2123 - General Laws

HB 2136 - Health and Mental Health Policy

HB 2144 - Elections and Elected Officials
HB 2146 - Ways and Means
HB 2223 - Judiciary
HB 2276 - General Laws
HB 2290 - Judiciary
HB 2306 - Conservation and Natural Resources
HB 2315 - Special Committee on Tax Policy for Working Families
HB 2316 - Special Committee on Tax Policy for Working Families
HB 2319 - Special Committee to Improve the Care and Well-being of Young People
HB 2322 - Pensions
HB 2335 - Pensions
HB 2344 - Financial Institutions
HB 2368 - Transportation
HB 2383 - Local Government
HB 2407 - Health and Mental Health Policy
HB 2408 - Higher Education
HB 2419 - Financial Institutions

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 2407 - Children and Families

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1729**, **HB 1621** and **HB 1436**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Fitzwater, Grier, Lant, Miller, Pietzman and Rehder

Noes (2): Beck and Ellebracht

Absent (4): Berry, Green, Plocher and Washington

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1673**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Black, Brown (27), Kendrick, Moon, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (1): Brown (57)

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2184**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Black, Kendrick, Moon, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Present (2): Brown (27) and Morgan

Absent (1): Brown (57)

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2202**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Black, Brown (27), Kendrick, Moon, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (2): Morgan and Pogue

Absent (1): Brown (57)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1388**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Franklin, Grier, Helms, Mathews, Neely, Sommer and White

Noes (3): Carpenter, McGee and Ross

Absent (1): Walker (74)

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1264**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Lant, Phillips, Rehder, Trent and White

Noes (3): Ellebracht, Hill and Mitten

Absent (2): Haahr and Roberts

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1874**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Cross, Green, Harris, Henderson, Kelley (127), Pietzman, Stephens (128) and Wilson

Noes (0)

Absent (2): Gregory and McGee

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1918**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Cross, Green, Harris, Henderson, Kelley (127), Pietzman, Stephens (128) and Wilson

Noes (0)

Absent (2): Gregory and McGee

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 69**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Beck, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Barnes (28) and Brattin

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 73**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beck, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Shumake, Tate and Wilson

Noes (0)

Absent (3): Barnes (28), Brattin and Pike

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1721**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Mosley, Schroer and Shull (16)

Noes (1): Ellington

Absent (4): Gray, Kelley (127), Rhoads and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1831**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Mosley, Schroer and Shull (16)

Noes (0)

Absent (4): Gray, Kelley (127), Rhoads and Roden

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 2238**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Mosley, Schroer and Shull (16)

Noes (0)

Absent (4): Gray, Kelley (127), Rhoads and Roden

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1268**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1366**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (4): Arthur, Carpenter, Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1428**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1525**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1618**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1800**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1809**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1873**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1876**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1887**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1896**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1998**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

COMMITTEE APPOINTMENTS

February 13, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jered Taylor to the Standing Committee on Conservation and Natural Resources.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

February 13, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Jon Carpenter from the House Committee on Government Efficiency, and appoint Representative Josh Peters.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 13, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Richard Brown from the House Committee on Professional Registration and Licensing, and appoint Representative Josh Peters to the House Committee on Professional Registration and Licensing.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 14, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

BUDGET

Wednesday, February 14, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1722

Executive session will be held: HB 1517, HB 2171

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Agriculture and Department of Conservation.

AMENDED

BUDGET

Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Judiciary, Public Defender and General Assembly.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2216

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HR 4891, HB 1347, HB 2144

Executive session will be held: HB 1424, HB 2208, HB 1234

Executive session may be held on any matter referred to the committee.

Added HB 1347 and HB 2144 for public hearing.

AMENDED

FISCAL REVIEW

Thursday, February 15, 2018, 8:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1837, HB 2183

Executive session may be held on any matter referred to the committee.

Removed HB 1260, will be heard at a later date.

AMENDED

HIGHER EDUCATION

Wednesday, February 14, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 1273, HB 1942

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1st quarter meeting.

Presentation of 2018 Annual Report.

LOCAL GOVERNMENT

Wednesday, February 14, 2018, 12:00 PM or 15 minutes following morning adjournment
(whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1488, HB 1893, HB 2243

Executive session will be held: HB 1442, HB 1485

Executive session may be held on any matter referred to the committee.

PENSIONS

Monday, February 19, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2335, HB 2322

Executive session may be held on any matter referred to the committee.

Upon evening adjournment.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 14, 2018, 12:30 PM or upon morning adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1574, HB 2233, HB 2221

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, February 14, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.

Executive session will be held: HCS HB 1503, HCS HB 1645, HCS HB 1907, HB 1945,
HB 1797

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session will be held: HB 2196, HB 1454, HCR 59, HCR 64, HR 4878, HB 2043

Executive session may be held on any matter referred to the committee.

AMENDED

TRANSPORTATION

Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2287, HB 2274, HB 2080, HB 2153, HB 2277, HB 1983,
HB 2268, HB 2286

Executive session will be held: HB 2116, HB 2187, HB 1613, HB 2181, HB 2122

Executive session may be held on any matter referred to the committee.

We will be going into executive session first, so all members try to be there.

We have added HB 2286. HB 2180 will not be heard on this date.

AMENDED

UTILITIES

Wednesday, February 14, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 2265

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, February 14, 2018, 9:30 AM, House Hearing Room 4.

Executive session will be held: HB 2239

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 14, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 86 and HCR 87

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 82 and HJR 83

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2001 through HB 2013

HOUSE BILLS FOR SECOND READING

HB 2436 through HB 2451

HOUSE BILLS FOR PERFECTION

HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HB 1578 - Kolkmeyer
HCS HB 1796 - Ruth
HCS HB 1710 - Grier
HCS HB 2034 - Curtman
HB 1608 - Kelly (141)
HB 1464 - Berry

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-FOURTH DAY, WEDNESDAY, FEBRUARY 14, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Behold, God is my salvation; I will trust and not be afraid. (II Isaiah 12:2)

O Gracious God, on this Ash Wednesday we know You are the hope of the world and the help of all who put their trust in You; be our hope and our help as we come to You in this our morning prayer. Lead us to the rock that is higher than we, and there may we find strength for each day, courage for each hour, confidence for each minute, and faith for each second. Then may we defeat the adversaries that would conquer our spirits, by being strong in You.

Our prayer leaps across the boundaries of division to include the world in which we live. In spite of differences, bind us together in a common obedience to the moral law and make our faith real enough and strong enough to unite us in a fellowship of like minds. While it is yet early, may we choose light and not darkness, love and not hate, truth and not falsehood, peace and not conflict. St. Valentine, bless all couples!

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Eleanor Cassidy and Hayley Michael.

Speaker Richardson assumed the Chair.

The Journal of the twenty-third day was approved as printed by the following vote:

AYES: 114

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Bondon	Brown 27	Brown 57
Burnett	Burns	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Davis
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzpatrick	Franklin	Franks Jr	Gannon	Gray
Grier	Haahr	Hannegan	Harris	Helms
Henderson	Higdon	Hill	Houx	Hurst
Justus	Kelley 127	Kendrick	Kidd	Kolkmeier
Lant	Lauer	Lichtenegger	Love	Lynch

Marshall	May	McCann Beatty	Meredith 71	Merideth 80
Messenger	Miller	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Peters	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Pogue	Quade	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roeber	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shumake	Smith 163	Sommer
Spencer	Stacy	Stevens 46	Swan	Tate
Taylor	Unsicker	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 044

Black	Brattin	Brown 94	Butler	Carpenter
Cookson	Curtis	Curtman	DeGroot	Dogan
Ellington	Fitzwater	Fraker	Francis	Frederick
Green	Gregory	Haefner	Hansen	Houghton
Johnson	Kelly 141	Korman	Lavender	Mathews
Matthiesen	McCreery	McDaniel	McGee	Mitten
Neely	Plocher	Razer	Roden	Rone
Runions	Shull 16	Smith 85	Stephens 128	Trent
Vescovo	Walker 74	Washington	Wood	

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Curtis offered House Resolution No. 5357 and House Resolution No. 5358.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2452, introduced by Representative Redmon, relating to fuel standards.

HB 2453, introduced by Representative Austin, relating to public works contractors.

HB 2454, introduced by Representative Remole, relating to fraudulent use of certain devices, with a penalty provision.

HB 2455, introduced by Representative Roberts, relating to racial considerations in death penalty cases.

HB 2456, introduced by Representative Sommer, relating to missing endangered veterans.

HB 2457, introduced by Representative Anderson, relating to residential dwelling rentals.

HB 2458, introduced by Representative Christofanelli, relating to elementary and secondary education.

HB 2459, introduced by Representative Dogan, relating to trial procedures for murder in the first degree.

HB 2460, introduced by Representative Vescovo, relating to Von Willebrand awareness.

HB 2461, introduced by Representative Kendrick, relating to birth certificates for homeless veterans.

HB 2462, introduced by Representative Walker (74), relating to forensic examinations.

HB 2463, introduced by Representative Stephens (128), relating to the protection of persons with emergency medical conditions.

HB 2464, introduced by Representative Curtis, relating to state funding for historically black institutions of higher education.

HB 2465, introduced by Representative Curtis, relating to school funding.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 86, relating to the Dred Scott decision of 1850.

HCR 87, relating to electrical corporations and the Missouri Public Service Commission.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 82, relating to initiative petitions.

HJR 83, relating to transportation funding.

SECOND READING OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the second time:

HB 2001, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, and Fourth State Building Bond and Interest Fund, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2002, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2003, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2004, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2005, to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2006, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2007, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2008, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2009, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2010, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2011, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2012, to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2013, to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to appropriate money for capital improvements and the other expenses of the Office of Administration and the divisions and programs thereof, and to transfer money among certain funds for the period beginning July 1, 2018 and ending June 30, 2019.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2436, relating to the display of certain items in public schools.

HB 2437, relating to federal electronic logging device mandates.

HB 2438, relating to workers' compensation.

HB 2439, relating to the Retirees Experiencing a Better Living Initiative.

HB 2440, relating to tax credits for contributions to certain benevolent organizations.

HB 2441, relating to museums, with a penalty provision.

HB 2442, relating to school financial audits.

HB 2443, relating to industry-recognized certifications.

HB 2444, relating to state funding for elementary and secondary education.

HB 2445, relating to the public school parental choice act.

HB 2446, relating to elementary and secondary education.

HB 2447, relating to the construction of utility facilities.

HB 2448, relating to compensation for condemned property.

HB 2449, relating to the construction of utility facilities.

HB 2450, relating to motor vehicle licensing and registration fees.

HB 2451, relating to building permits, with penalty provisions.

PERFECTION OF HOUSE BILLS

HB 1371, relating to gifted education, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HB 1371** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1371, Page 1, Section 162.720, Line 14, by inserting after all of said line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

- (1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;
- (2) Exploration of alternative forms of governance for the district;
- (3) Authority to contract with nonprofit corporations to provide for the operation of schools;
- (4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;
- (5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;
- (6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018.** The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Sommer, **HB 1371** was ordered perfected and printed.

HB 1421, relating to gifted education, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HB 1421** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1421, Page 2, Section 162.722, Line 8, by inserting after all of said line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools, including appointment of staff. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

(1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;

(2) Exploration of alternative forms of governance for the district;

(3) Authority to contract with nonprofit corporations to provide for the operation of schools;

(4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;

(5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;

(6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section

163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. **If the transitional school district is classified as fully accredited, the state board of education shall terminate it and return governance to the elected board of the school district containing the territory of the dissolved transitional school district within thirty days. If the transitional**

school district is fully accredited before August 28, 2018, the state board of education shall terminate it at its first meeting to occur on or after August 28, 2018. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Ellington offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1421, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.440. 1. For purposes of this section, "magnet school" means a school with specialized curricula that draws its student body from geographic areas outside the attendance zone of such school but within the attendance zone of the school district in which such school is located.

2. Notwithstanding any other provision of law, a school district may convert any school within its district into a magnet school. Any student who lives within the attendance zone of the school district may attend such magnet school, subject to the provisions of subsection 3 of this section.

3. If capacity is insufficient to enroll all students who seek admission to the magnet school, the magnet school shall have an admissions process that ensures that all students who seek admission have an equal chance of gaining admission; except that, the magnet school may give a preference for admission of students who submit an application for admission before a certain date.

4. A school district shall not be required to provide transportation to any student attending a magnet school who lives outside the attendance zone of such school but within the attendance zone of the school district.

5. This section shall not apply to any magnet school that was operating before the effective date of this section.

160.665. 1. Any school district within the state may designate one or more elementary or secondary school teachers or administrators as a school protection officer. The responsibilities and duties of a school protection officer are voluntary and shall be in addition to the normal responsibilities and duties of the teacher or administrator. Any compensation for additional duties relating to service as a school protection officer shall be funded by the local school district, with no state funds used for such purpose.

2. Any person designated by a school district as a school protection officer shall be authorized to carry concealed firearms or a self-defense spray device in any school in the district. A self-defense spray device shall mean any device that is capable of carrying, and that ejects, releases, or emits, a nonlethal solution capable of incapacitating a violent threat. The school protection officer shall not be permitted to allow any firearm or device out of his or her personal control while that firearm or device is on school property. Any school protection officer who violates this subsection may be removed immediately from the classroom and subject to employment termination proceedings.

3. A school protection officer has the same authority to detain or use force against any person on school property as provided to any other person under chapter 563.

4. Upon detention of a person under subsection 3 of this section, the school protection officer shall immediately notify a school administrator and a school resource officer, if such officer is present at the school. If the person detained is a student then the parents or guardians of the student shall also be immediately notified by a school administrator.

5. Any person detained by a school protection officer shall be turned over to a school administrator or law enforcement officer as soon as practically possible and shall not be detained by a school protection officer for more than one hour.

6. Any teacher or administrator of an elementary or secondary school who seeks to be designated as a school protection officer shall request such designation in writing, and submit it to the ~~superintendent~~ **board** of the school district which employs him or her as a teacher or administrator. Along with this request, any teacher or administrator seeking to carry a concealed firearm on school property shall also submit proof that he or she has a valid concealed carry endorsement or permit, and all teachers and administrators seeking the designation of school protection officer shall submit a certificate of school protection officer training program completion from a training program approved by the director of the department of public safety which demonstrates that such person has successfully completed the training requirements established by the POST commission under chapter 590 for school protection officers.

7. No school district may designate a teacher or administrator as a school protection officer unless such person has successfully completed a school protection officer training program, which has been approved by the director of the department of public safety. No school district shall allow a school protection officer to carry a concealed firearm on school property unless the school protection officer has a valid concealed carry endorsement or permit.

8. Any school district that designates a teacher or administrator as a school protection officer shall, within thirty days, notify, in writing, the director of the department of public safety of the designation, which shall include the following:

- (1) The full name, date of birth, and address of the officer;
- (2) The name of the school district; and
- (3) The date such person was designated as a school protection officer.

Notwithstanding any other provisions of law to the contrary, any identifying information collected under the authority of this subsection shall not be considered public information and shall not be subject to a request for public records made under chapter 610.

9. A school district may revoke the designation of a person as a school protection officer for any reason and shall immediately notify the designated school protection officer in writing of the revocation. The school district shall also within thirty days of the revocation notify the director of the department of public safety in writing of the revocation of the designation of such person as a school protection officer. A person who has had the designation of school protection officer revoked has no right to appeal the revocation decision.

10. The director of the department of public safety shall maintain a listing of all persons designated by school districts as school protection officers and shall make this list available to all law enforcement agencies.

11. Before a school district may designate a teacher or administrator as a school protection officer, the school board shall hold a public hearing on whether to allow such designation. Notice of the hearing shall be published at least fifteen days before the date of the hearing in a newspaper of general circulation within the city or county in which the school district is located. The board may determine at a closed meeting, as "closed meeting" is defined under section 610.010, whether to authorize the designated school protection officer to carry a concealed firearm or a self-defense spray device.

162.215. 1. The school board of any school district may authorize and commission school officers to enforce laws relating to crimes committed on school premises, at school activities, and on school buses operating within the school district only upon the execution of a memorandum of understanding with each municipal law enforcement agency and county sheriff's office which has law enforcement jurisdiction over the school district's premises and location of school activities, provided that the memorandum shall not grant statewide arrest authority. School officers shall be licensed peace officers, as defined in section 590.010, and shall comply with the provisions of chapter 590. The powers and duties of a peace officer shall continue throughout the employee's tenure as a school officer.

2. School officers shall abide by district school board policies, all terms and conditions defined within the executed memorandum of understanding with each municipal law enforcement agency and county sheriff's office which has law enforcement jurisdiction over the school district's premises and location of school activities, and shall consult with and coordinate activities through the ~~[school superintendent or the superintendent's designee]~~ **board**. School officers' authority shall be limited to crimes committed on school premises, at school activities, and on school buses operating within the jurisdiction of the executed memorandum of understanding. All crimes involving any sexual offense or any felony involving the threat or use of force shall remain under the authority of the local jurisdiction where the crime occurred. School officers may conduct any justified stop on school property and enforce any local violation that occurs on school grounds. School officers shall have the authority to stop, detain, and arrest for crimes committed on school property, at school activities, and on school buses.

162.553. There may be established for a period of not less than one year nor more than three years within each urban school district with a reported dropout rate in excess of forty percent, an ad hoc committee of thirteen to twenty members on dropout prevention. The committee shall be composed of school personnel, parents, students and community members. The committee members shall be selected by ~~[the superintendent and president of]~~ the school board with input from community organizations, the parent organizations of the district and student organizations of the district.

162.641. 1. In metropolitan districts, the treasurer shall exercise a general supervision over the fiscal affairs of the public schools of the city, the collection and payment of funds to the school depositaries, and the disbursement of all revenues and moneys belonging to the board. **He or she** shall deposit daily in the designated depositaries of the board all money collected or received by him **or her** for the board. **He or she** shall see that no liability is incurred or expenditure made without due authority of law, and that the appropriations are not overdrawn. **He or she** shall have supervision of all invested property of the board. **He or she** shall be the custodian of all securities, documents, title papers, books of record and other papers belonging to the board, other than books of record of board proceedings. **He or she** shall furnish a statement of receipts and disbursements at the times that the rules of the board provide, and at the end of the fiscal year **he or she** shall make to the superintendent of schools and the board a full and comprehensive report of its financial affairs for the preceding year. **He or she** shall give bond as the board requires, but not less than fifty thousand dollars.

2. The treasurer shall be the general accountant of the board and shall preserve in his **or her** office all accounts, vouchers and contracts pertaining to school affairs. **He or she** shall examine and audit all accounts and demands against the board and certify their correctness. **He or she** shall require settlement of accounts to be verified by affidavit whenever **he or she** deems proper. **He or she** shall keep accounts and shall make available budget and cost information as requested by the superintendent of schools and the board of education.

3. The treasurer shall exercise his **or her** duties and responsibilities under the administrative supervision and direction of the ~~[superintendent of schools and subject to the rules, regulations and policies of the]~~ board of education."; and

Further amend said bill, Page 2, Section 162.722, Line 8, by inserting after all of said section and line the following:

"162.1100. 1. There is hereby established within each city not within a county a school district to be known as the "Transitional School District of (name of city)", which shall be a body corporate and politic and a subdivision of the state. The transitional school district shall be coterminous with the boundaries of the city in which the district is located. Except as otherwise provided in this section and section 162.621, the transitional school district shall be subject to all laws pertaining to "seven-director districts", as defined in section 160.011. The transitional school district shall have the responsibility for educational programs and policies determined by a final judgment of a federal school desegregation case to be needed in providing for a transition of the educational system of the city from control and jurisdiction of a federal court school desegregation order, decree or agreement and such other programs and policies as designated by the governing body of the school district.

2. (1) The governing board of the transitional school district shall consist of three residents of the district: one shall be appointed by the governing body of the district, one shall be appointed by the mayor of the city not within a county and one shall be appointed by the president of the board of aldermen of the city not within a county. The members of the governing board shall serve without compensation for a term of three years, or until their

successors have been appointed, or until the transitional district is dissolved or terminated. Any tax approved for the transitional district shall be assigned to the governing body of the school district in a city not within a county after dissolution or termination of the transitional district.

(2) In the event that the state board of education shall declare the school district of a city not within a county to be unaccredited, the member of the governing board of the transitional district appointed by the governing body of the district as provided in subdivision (1) of this subsection shall, within ninety days, be replaced by a chief executive officer nominated by the state board of education and appointed by the governor with the advice and consent of the senate. The chief executive officer need not be a resident of the district but shall be a person of recognized administrative ability, shall be paid in whole or in part with funds from the district, and shall have all other powers and duties of any other general superintendent of schools~~[-including appointment of staff]~~. The chief executive officer shall serve for a term of three years or until his **or her** successor is appointed or until the transitional district is dissolved or terminated. His **or her** salary shall be set by the state board of education.

3. In the event that the school district loses its accreditation, upon the appointment of a chief executive officer, any powers granted to any existing school board in a city not within a county on or before August 28, 1998, shall be vested with the special administrative board of the transitional school district containing such school district so long as the transitional school district exists, except as otherwise provided in section 162.621.

4. The special administrative board's powers and duties shall include:

- (1) Creating an academic accountability plan, taking corrective action in underperforming schools, and seeking relief from state-mandated programs;
- (2) Exploration of alternative forms of governance for the district;
- (3) Authority to contract with nonprofit corporations to provide for the operation of schools;
- (4) Oversight of facility planning, construction, improvement, repair, maintenance and rehabilitation;
- (5) Authority to establish school site councils to facilitate site-based school management and to improve the responsiveness of the schools to the needs of the local geographic attendance region of the school;
- (6) Authority to submit a proposal to district voters pursuant to section 162.666 regarding establishment of neighborhood schools.

5. (1) The provisions of a final judgment as to the state of Missouri and its officials in a school desegregation case which subjects a district in which a transitional district is located in this state to a federal court's jurisdiction may authorize or require the governing body of a transitional school district established under this section to establish the transitional district's operating levy for school purposes, as defined pursuant to section 163.011, at a level not to exceed eighty-five cents per one hundred dollars assessed valuation in the district or a sales tax equivalent amount as determined by the department of elementary and secondary education which may be substituted for all or part of such property tax.

(2) Any other statute to the contrary notwithstanding, no tax authorized pursuant to this subsection shall:

(a) Be subject to any certificate of tax abatement issued after August 28, 1998, pursuant to sections 99.700 to 99.715; and

(b) Effective January 1, 2002, be subject to any new or existing tax increment financing adopted by a city not within a county pursuant to sections 99.800 to 99.865 except that any redevelopment plan and redevelopment project concerning a convention headquarters hotel adopted by ordinance by a city not within a county prior to August 28, 2003, shall be subject to such tax increment financing.

(3) The transitional school district shall not be subject to the provisions of section 162.081, sections 163.021 and 163.023 with respect to any requirements to maintain a minimum value of operating levy or any consequences provided by law for failure to levy at least such minimum rate. No operating levy or increase in the operating levy or sales tax established pursuant to this section shall be collected for a transitional school district unless prior approval is obtained from a simple majority of the district's voters. The board of the transitional district shall place the matter before the voters prior to March 15, 1999.

6. (1) The special administrative board established in this section shall develop, implement, monitor and evaluate a comprehensive school improvement plan, and such plan shall be subject to review and approval of the state board of education. The plan shall ensure that all students meet or exceed grade-level standards established by the state board of education pursuant to section 160.514;

(2) The special administrative board shall establish student performance standards consistent with the standards established by the state board of education pursuant to section 160.514 for preschool through grade twelve in all skill and subject areas, subject to review and approval of the state board of education for the purpose of determining whether the standards are consistent with standards established by the state board of education pursuant to section 160.514;

(3) All students in the district who do not achieve grade-level standards shall be required to attend summer school; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(4) No student shall be promoted to a higher grade level unless that student has a reading ability at or above one grade level below the student's grade level; except that the provisions of this subsection shall not apply to students receiving special education services pursuant to sections 162.670 to 162.999;

(5) The special administrative board established in this section shall develop, implement and annually update a professional development plan for teachers and other support staff, subject to review and approval of the state board of education.

7. The school improvement plan established pursuant to this section shall ensure open enrollment and program access to all students in the district, and, consistent with the Missouri and United States Constitutions, shall give first priority to residents of the city for admission to magnet schools. The school board shall take all practicable and constitutionally permissible steps to ensure that all magnet schools operate at full capacity. Students who change residence within the district shall be allowed to continue to attend the school in which they were initially enrolled for the remainder of their education at grade levels served by that school, and transportation shall be provided by the district to allow such students to continue to attend such school of initial enrollment.

8. To the extent practicable, the special administrative board shall ensure that per pupil expenditures and pupil-teacher ratios shall be the same for all schools serving students at a given grade level.

9. The special administrative board shall ensure that early childhood education is available throughout the district.

10. The special administrative board shall ensure that vocational education instruction is provided within the district.

11. The special administrative board shall establish an accountability officer whose duty shall be to ensure that academically deficient schools within the district are raised to acceptable condition within two years.

12. The transitional school district in any city not within a county shall be dissolved on July 1, 2008, unless the state board determines, prior to that date, that it is necessary for the transitional district to continue to accomplish the purposes for which it was created. The state board of education may cause the termination of the transitional school district at any time upon a determination that the transitional district has accomplished the purposes for which it was established and is no longer needed. The state board of education may cause the reestablishment of the transitional school district at any time upon a determination that it is necessary for the transitional district to be reestablished to accomplish the purposes established in this section. The state board of education shall provide notice to the governor and general assembly of the termination or reestablishment of the transitional school district and the termination or reestablishment shall become effective thirty days following such determination. Upon dissolution of a transitional school district pursuant to this section, nothing in this section shall be construed to reduce or eliminate any power or duty of any school district or districts containing the territory of the dissolved transitional school district unless such transitional school district is reestablished by the state board of education pursuant to this section.

167.020. 1. As used in this section, the term "homeless child" or "homeless youth" shall mean a person less than twenty-one years of age who lacks a fixed, regular and adequate nighttime residence, including a child or youth who:

(1) Is sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason; is living in motels, hotels, or camping grounds due to lack of alternative adequate accommodations; is living in emergency or transitional shelters; is abandoned in hospitals; or is awaiting foster care placement;

(2) Has a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings;

(3) Is living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings; and

(4) Is a migratory child or youth who qualifies as homeless because the child or youth is living in circumstances described in subdivisions (1) to (3) of this subsection.

2. In order to register a pupil, the parent or legal guardian of the pupil or the pupil himself or herself shall provide, at the time of registration, one of the following:

(1) Proof of residency in the district. Except as otherwise provided in section 167.151, the term "residency" shall mean that a person both physically resides within a school district and is domiciled within that district or, in the case of a private school student suspected of having a disability under the Individuals With

Disabilities Education Act, 20 U.S.C. Section 1412, et seq., that the student attends private school within that district. The domicile of a minor child shall be the domicile of a parent, military guardian pursuant to a military-issued guardianship or court-appointed legal guardian. For instances in which the family of a student living in Missouri co-locates to live with other family members or live in a military family support community because one or both of the child's parents are stationed or deployed out of state or deployed within Missouri under ~~[Title 32 or Title 10]~~ active duty orders **under Title 10 or Title 32 of the United States Code**, the student may attend the school district in which the family member's residence or family support community is located. If the active duty orders expire during the school year, the student may finish the school year in that district; or

(2) Proof that the person registering the student has requested a waiver under subsection 3 of this section within the last forty-five days.

In instances where there is reason to suspect that admission of the pupil will create an immediate danger to the safety of other pupils and employees of the district, the ~~[superintendent or the superintendent's designee]~~ **school board** may convene a hearing within five working days of the request to register and determine whether or not the pupil may register.

3. Any person subject to the requirements of subsection 2 of this section may request a waiver from the district board of any of those requirements on the basis of hardship or good cause. Under no circumstances shall athletic ability be a valid basis of hardship or good cause for the issuance of a waiver of the requirements of subsection 2 of this section. The district board or committee of the board appointed by the president and which shall have full authority to act in lieu of the board shall convene a hearing as soon as possible, but no later than forty-five days after receipt of the waiver request made under this subsection or the waiver request shall be granted. The district board or committee of the board may grant the request for a waiver of any requirement of subsection 2 of this section. The district board or committee of the board may also reject the request for a waiver in which case the pupil shall not be allowed to register. Any person aggrieved by a decision of a district board or committee of the board on a request for a waiver under this subsection may appeal such decision to the circuit court in the county where the school district is located.

4. Any person who knowingly submits false information to satisfy any requirement of subsection 2 of this section is guilty of a class A misdemeanor.

5. In addition to any other penalties authorized by law, a district board may file a civil action to recover, from the parent, military guardian or legal guardian of the pupil, the costs of school attendance for any pupil who was enrolled at a school in the district and whose parent, military guardian or legal guardian filed false information to satisfy any requirement of subsection 2 of this section.

6. Subsection 2 of this section shall not apply to a pupil who is a homeless child or youth, or a pupil attending a school not in the pupil's district of residence as a participant in an interdistrict transfer program established under a court-ordered desegregation program, a pupil who is a ward of the state and has been placed in a residential care facility by state officials, a pupil who has been placed in a residential care facility due to a mental illness or developmental disability, a pupil attending a school pursuant to sections 167.121 and 167.151, a pupil placed in a residential facility by a juvenile court, a pupil with a disability identified under state eligibility criteria if the student is in the district for reasons other than accessing the district's educational program, or a pupil attending a regional or cooperative alternative education program or an alternative education program on a contractual basis.

7. Within two business days of enrolling a pupil, the school official enrolling a pupil, including any special education pupil, shall request those records required by district policy for student transfer and those discipline records required by subsection 9 of section 160.261 from all schools previously attended by the pupil within the last twelve months. Any school district that receives a request for such records from another school district enrolling a pupil that had previously attended a school in such district shall respond to such request within five business days of receiving the request. School districts may report or disclose education records to law enforcement and juvenile justice authorities if the disclosure concerns law enforcement's or juvenile justice authorities' ability to effectively serve, prior to adjudication, the student whose records are released. The officials and authorities to whom such information is disclosed must comply with applicable restrictions set forth in 20 U.S.C. Section 1232g(b)(1)(E).

167.031. 1. Every parent, guardian or other person in this state having charge, control or custody of a child not enrolled in a public, private, parochial, parish school or full-time equivalent attendance in a combination of such schools and between the ages of seven years and the compulsory attendance age for the district is responsible for enrolling the child in a program of academic instruction which complies with subsection 2 of this section. Any parent, guardian or other person who enrolls a child between the ages of five and seven years in a public school program of academic instruction shall cause such child to attend the academic program on a regular basis, according to this section.

Nonattendance by such child shall cause such parent, guardian or other responsible person to be in violation of the provisions of section 167.061, except as provided by this section. A parent, guardian or other person in this state having charge, control, or custody of a child between the ages of seven years of age and the compulsory attendance age for the district shall cause the child to attend regularly some public, private, parochial, parish, home school or a combination of such schools not less than the entire school term of the school which the child attends; except that:

(1) A child who, to the satisfaction of the ~~[superintendent of public schools]~~ **board** of the district in which he or she resides~~[-, or if there is no superintendent then the chief school officer]~~, is determined to be mentally or physically incapacitated may be excused from attendance at school for the full time required, or any part thereof;

(2) A child between fourteen years of age and the compulsory attendance age for the district may be excused from attendance at school for the full time required, or any part thereof, by the ~~[superintendent of public schools]~~ **board** of the district, or if there is none then by a court of competent jurisdiction, when legal employment has been obtained by the child and found to be desirable, and after the parents or guardian of the child have been advised of the pending action; or

(3) A child between five and seven years of age shall be excused from attendance at school if a parent, guardian or other person having charge, control or custody of the child makes a written request that the child be dropped from the school's rolls.

2. (1) As used in sections 167.031 to 167.071, a "home school" is a school, whether incorporated or unincorporated, that:

- (a) Has as its primary purpose the provision of private or religious-based instruction;
- (b) Enrolls pupils between the ages of seven years and the compulsory attendance age for the district, of which no more than four are unrelated by affinity or consanguinity in the third degree; and
- (c) Does not charge or receive consideration in the form of tuition, fees, or other remuneration in a genuine and fair exchange for provision of instruction.

(2) As evidence that a child is receiving regular instruction, the parent shall, except as otherwise provided in this subsection:

- (a) Maintain the following records:
 - a. A plan book, diary, or other written record indicating subjects taught and activities engaged in; and
 - b. A portfolio of samples of the child's academic work; and
 - c. A record of evaluations of the child's academic progress; or
 - d. Other written, or credible evidence equivalent to subparagraphs a., b. and c.; and
- (b) Offer at least one thousand hours of instruction, at least six hundred hours of which will be in reading, language arts, mathematics, social studies and science or academic courses that are related to the aforementioned subject areas and consonant with the pupil's age and ability. At least four hundred of the six hundred hours shall occur at the regular home school location.

(3) The requirements of subdivision (2) of this subsection shall not apply to any pupil above the age of sixteen years.

3. Nothing in this section shall require a private, parochial, parish or home school to include in its curriculum any concept, topic, or practice in conflict with the school's religious doctrines or to exclude from its curriculum any concept, topic, or practice consistent with the school's religious doctrines. Any other provision of the law to the contrary notwithstanding, all departments or agencies of the state of Missouri shall be prohibited from dictating through rule, regulation or other device any statewide curriculum for private, parochial, parish or home schools.

4. A school year begins on the first day of July and ends on the thirtieth day of June following.

5. The production by a parent of a daily log showing that a home school has a course of instruction which satisfies the requirements of this section or, in the case of a pupil over the age of sixteen years who attended a metropolitan school district the previous year, a written statement that the pupil is attending home school in compliance with this section shall be a defense to any prosecution under this section and to any charge or action for educational neglect brought pursuant to chapter 210.

6. As used in sections 167.031 to 167.051, the term "compulsory attendance age for the district" shall mean:

(1) Seventeen years of age for any metropolitan school district for which the school board adopts a resolution to establish such compulsory attendance age; provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted; and

(2) Seventeen years of age or having successfully completed sixteen credits towards high school graduation in all other cases. The school board of a metropolitan school district for which the compulsory attendance age is seventeen years may adopt a resolution to lower the compulsory attendance age to sixteen years;

provided that such resolution shall take effect no earlier than the school year next following the school year during which the resolution is adopted.

7. For purposes of subsection 2 of this section as applied in subsection 6 ~~[herein]~~ **of this section**, a "completed credit towards high school graduation" shall be defined as one hundred hours or more of instruction in a course. Home school education enforcement and records pursuant to this section, and sections 210.167 and 211.031, shall be subject to review only by the local prosecuting attorney.

167.091. 1. The school board of any district which has ten thousand inhabitants or more~~;~~ may establish and maintain from the public school funds one or more special truant or parental day schools in the city or district for children who are either habitual truants from any school in which they are enrolled as pupils, or who, while in attendance at any school are incorrigible, vicious or immoral, or who habitually wander or loiter about the streets or roads or other public places without lawful employment, or who, in the opinion of the board ~~[or of its superintendent of instruction]~~, require special attention and instruction. The school board~~[-, through its officers,]~~ may assign, require and compel all such children to attend the special truant or parental school or any department of the graded schools that the board directs.

2. The board may also establish and maintain from the public school funds, either within or without its district, a parental school for the care and education of any child resident of the school district and committed to it by a juvenile court under the provisions of section 211.181. For every child committed to the school there shall be paid to the board of education out of the treasury of the city or county the sum of ten dollars per month for the support, maintenance, clothing and other expenses of the child from the time of its entrance into the school until its discharge therefrom.

168.171. Each school board employing thirty or more teachers may employ a supervisor of physical education for the schools under its jurisdiction whose qualifications for service shall be established by the state board of education. The supervisor of physical education, under the direction of the ~~[superintendent of schools]~~ **board** of the district, shall supervise the teaching of all subjects related to physical education and the physical well-being of the children under his **or her** charge, direct the supervised play and gymnastics in the schools and control school athletics. School boards employing thirty or more teachers may employ, or otherwise provide or secure the service of, a supervisor of health and of one or more school nurses, who shall serve under the administration of the ~~[superintendent of schools]~~ **board** of the district. If the supervisor of physical education is qualified to perform the duties of supervisor of health, he **or she** may perform the duties of both offices. All duties performed by the supervisor of health or the school nurses shall be performed with the advice and cooperation of the director of the state department of health and senior services.

168.211. 1. In metropolitan districts the superintendent of schools shall be appointed by the board of education for a term of one to five years~~[-, during which term his compensation shall not be reduced].~~ The ~~[superintendent of schools]~~ **board** may appoint~~[-, with the approval of the board,]~~ a treasurer~~[-]~~ **and** a commissioner of school buildings and ~~[he]~~ **they** shall serve at the pleasure of the ~~[superintendent of schools and]~~ **board**. **The board may also appoint** as many associate and assistant superintendents as ~~[he]~~ **the board** deems necessary, whose compensation shall be fixed by the board. The superintendent of schools shall give bond in the sum that the board requires but not less than fifty thousand dollars. No employee or agent of the board shall be a member of the board.

2. The ~~[superintendent of schools]~~ **board** shall have general supervision~~[-, subject to policies established by the board,]~~ of the school system, including its various departments and physical properties, courses of instruction, discipline and conduct of the schools, textbooks and studies, **and the superintendent shall enforce any decisions made by the board regarding these issues**. All appointments, promotions and transfers of teachers and all other employees, and introduction and changes of textbooks and apparatus, shall be made by ~~[the superintendent with the approval of]~~ the board, **and the superintendent shall enforce such decisions**. All appointments and promotions of teachers and all other employees shall be made upon the basis of merit, to be ascertained, as far as practicable, in cases of appointment, by examination, and in cases of promotion, by length and character of service. Examinations for appointment shall be conducted by the ~~[superintendent under regulations to be made by the]~~ board. **[He] The superintendent** shall make such reports to the board that it directs or the rules provide.

3. The ~~[superintendent of schools]~~ **board** shall have general supervision~~[-, subject to policies established by the board,]~~ of all school buildings, apparatus, equipment and school grounds and of their construction, installation, operation, repair, care and maintenance; the purchasing of all supplies and equipment; the operation of the school lunchrooms; the administration of examinations for the appointment and promotion of all employees of the school system; and the preparation and administration of the annual budget for the school system, **and the superintendent**

shall enforce any decisions made by the board regarding these issues. ~~[Subject to the approval of the board of education as to number and salaries, the superintendent]~~ **The board** may appoint as many employees as are necessary for the proper performance of ~~[his]~~ **the superintendent's** duties.

4. The board may grant a leave of absence to the superintendent of schools, and may remove him **or her** from office by vote of a majority of its members.

5. Should the ~~[superintendent]~~ **board** hire a commissioner of school buildings, said person shall be a person qualified by reason of education, experience and general familiarity with buildings and personnel to assume the following responsibilities and duties. Subject to the control of the ~~[superintendent of schools]~~ **board**, he **or she** shall exercise supervision over all school buildings, machinery, heating systems, equipment, school grounds and other buildings and premises of the board of education and the construction, installation, operation, repair, care and maintenance related thereto and the personnel connected therewith; the purchasing of building supplies and equipment and such other duties as may be assigned to him **or her** by board rules or regulations."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Schroer raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Pfautsch, **HB 1421** was ordered perfected and printed.

HCS HB 1455, relating to career options for students, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HCS HB 1455** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1455, Page 3, Section 173.1004, Line 49, by inserting after all of said section and line the following:

"173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Trent raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Ellington offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1455, Page 1, Section 167.902, Line 1, by inserting before all of said line the following:

"160.545. 1. There is hereby established within the department of elementary and secondary education the "A+ Schools Program" to be administered by the commissioner of education. The program shall consist of grant awards made to public secondary schools that demonstrate a commitment to ensure that:

- (1) All students be graduated from school;
- (2) All students complete a selection of high school studies that is challenging and for which there are identified learning expectations; and
- (3) All students proceed from high school graduation to a college or postsecondary vocational or technical school or high-wage job with work place skill development opportunities.

2. The state board of education shall promulgate rules and regulations for the approval of grants made under the program to schools that:

- (1) Establish measurable districtwide performance standards for the goals of the program outlined in subsection 1 of this section; and
- (2) Specify the knowledge, skills and competencies, in measurable terms, that students must demonstrate to successfully complete any individual course offered by the school, and any course of studies which will qualify a student for graduation from the school; and
- (3) Do not offer a general track of courses that, upon completion, can lead to a high school diploma; and
- (4) Require rigorous coursework with standards of competency in basic academic subjects for students pursuing vocational and technical education as prescribed by rule and regulation of the state board of education; and
- (5) Have a partnership plan developed in cooperation and with the advice of local business persons, labor leaders, parents, and representatives of college and postsecondary vocational and technical school representatives, with the plan then approved by the local board of education. The plan shall specify a mechanism to receive information on an annual basis from those who developed the plan in addition to senior citizens, community leaders, and teachers to update the plan in order to best meet the goals of the program as provided in subsection 1 of this section. Further, the plan shall detail the procedures used in the school to identify students that may drop out of school and the intervention services to be used to meet the needs of such students. The plan shall outline counseling and mentoring services provided to students who will enter the work force upon graduation from high school, address apprenticeship and intern programs, and shall contain procedures for the recruitment of volunteers from the community of the school to serve in schools receiving program grants.

3. Any nonpublic school in this state may apply to the state board of education for certification that it meets the requirements of this section subject to the same criteria as public high schools. Every nonpublic school that applies and has met the requirements of this section shall have its students eligible for reimbursement of postsecondary education under subsection 8 of this section on an equal basis to students who graduate from public schools that meet the requirements of this section. Any nonpublic school that applies shall not be eligible for any grants under this section. Students of certified nonpublic schools shall be eligible for reimbursement of postsecondary education under subsection 8 of this section so long as they meet the other requirements of such subsection. For purposes of subdivision (5) of subsection 2 of this section, the nonpublic school shall be included in the partnership plan developed by the public school district in which the nonpublic school is located. For purposes of subdivision (1) of subsection 2 of this section, the nonpublic school shall establish measurable performance standards for the goals of the program for every school and grade level over which the nonpublic school maintains control.

4. A school district may participate in the program irrespective of its accreditation classification by the state board of education, provided it meets all other requirements.

5. By rule and regulation, the state board of education may determine a local school district variable fund match requirement in order for a school or schools in the district to receive a grant under the program. However, no school in any district shall receive a grant under the program unless the district designates a salaried employee to serve as the program coordinator, with the district assuming a minimum of one-half the cost of the salary and other benefits provided to the coordinator. Further, no school in any district shall receive a grant under the program unless the district makes available facilities and services for adult literacy training as specified by rule of the state board of education.

6. For any school that meets the requirements for the approval of the grants authorized by this section and specified in subsection 2 of this section for three successive school years, by August first following the third such school year, the commissioner of education shall present a plan to the superintendent of the school district in which such school is located for the waiver of rules and regulations to promote flexibility in the operations of the school and

to enhance and encourage efficiency in the delivery of instructional services in the school. The provisions of other law to the contrary notwithstanding, the plan presented to the superintendent shall provide a summary waiver, with no conditions, for the pupil testing requirements pursuant to section 160.257 in the school. Further, the provisions of other law to the contrary notwithstanding, the plan shall detail a means for the waiver of requirements otherwise imposed on the school related to the authority of the state board of education to classify school districts pursuant to subdivision (9) of section 161.092 and such other rules and regulations as determined by the commissioner of education, except such waivers shall be confined to the school and not other schools in the school district unless such other schools meet the requirements of this subsection. However, any waiver provided to any school as outlined in this subsection shall be void on June thirtieth of any school year in which the school fails to meet the requirements for the approval of the grants authorized by this section as specified in subsection 2 of this section.

7. For any school year, grants authorized by subsections 1, 2, and 5 of this section shall be funded with the amount appropriated for this program, less those funds necessary to reimburse eligible students pursuant to subsection 8 of this section.

8. The department of higher education shall, by rule, establish a procedure for the reimbursement of the cost of tuition, books and fees to any public community college or vocational or technical school or within the limits established in subsection 10 of this section for any two-year private vocational or technical school for any student:

(1) Who has attended a high school in the state for at least three years immediately prior to graduation that meets the requirements of subsection 2 of this section; except that, students who are active duty military dependents, and students who are dependants of retired military who relocate to Missouri within one year of the date of the parent's retirement from active duty, who, in the school year immediately preceding graduation, meet all other requirements of this subsection and are attending a school that meets the requirements of subsection 2 of this section shall be exempt from the three-year attendance requirement of this subdivision; and

(2) Who has made a good faith effort to first secure all available federal sources of funding that could be applied to the reimbursement described in this subsection; and

(3) Who has earned a minimal grade average while in high school as determined by rule of the department of higher education, and other requirements for the reimbursement authorized by this subsection as determined by rule and regulation of the department[; and

~~———— (4) Who is a citizen or permanent resident of the United States].~~

9. The commissioner of education shall develop a procedure for evaluating the effectiveness of the program described in this section. Such evaluation shall be conducted annually with the results of the evaluation provided to the governor, speaker of the house, and president pro tempore of the senate.

10. For a two-year private vocational or technical school to obtain reimbursements under subsection 8 of this section, the following requirements shall be satisfied:

(1) Such two-year private vocational or technical school shall be a member of the North Central Association and be accredited by the Higher Learning Commission as of July 1, 2008, and maintain such accreditation;

(2) Such two-year private vocational or technical school shall be designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended;

(3) No two-year private vocational or technical school shall receive tuition reimbursements in excess of the tuition rate charged by a public community college for course work offered by the private vocational or technical school within the service area of such college; and

(4) The reimbursements provided to any two-year private vocational or technical school shall not violate the provisions of Article IX, Section 8, or Article I, Section 7, of the Missouri Constitution or the first amendment of the United States Constitution."; and

Further amend said bill, Page 2, Section 167.902, Line 28, by inserting after all of said line the following:

"173.262. 1. There is hereby established the "Marguerite Ross Barnett Competitiveness Scholarship Program", and any moneys appropriated by the general assembly for this program shall be used to provide scholarships for Missouri citizens to attend a Missouri college or university of their choice pursuant to the provisions of this section.

2. The definitions of terms set forth in section 173.205 shall be applicable to such terms as used in this section. The term "competitiveness scholarship" means an amount of money paid by the state of Missouri to a qualified college or university student pursuant to the provisions of this section.

3. The coordinating board for higher education shall be the administrative agency for the implementation of the program established by this section, and shall:

(1) Promulgate reasonable rules and regulations for the exercise of its functions and the effectuation of the purposes of this section;

(2) Prescribe the form and the time and method of awarding competitiveness scholarships, and shall supervise the processing thereof; and

(3) Select qualified recipients to receive competitiveness scholarships, make such awards of competitiveness scholarships to qualified recipients and determine the manner and method of payment to the recipient.

4. A student shall be eligible for initial or renewed competitiveness scholarship if, at the time of his application and throughout the period during which he is receiving such assistance, he is a part-time student who:

(1) Is eighteen years of age or older;

(2) Is employed twenty hours or more per week;

(3) ~~Is a citizen or a permanent resident of the United States;~~

~~———(4)]~~ Is a resident of the state of Missouri, as determined by reference to standards promulgated pursuant to section 173.140;

~~[(5)]~~ (4) Is enrolled, or has been accepted for enrollment, as a part-time undergraduate student in an approved private or public institution; and

~~[(6)]~~ (5) Establishes financial need.

5. A recipient of competitiveness scholarship awarded under the provisions of this section may transfer from one approved Missouri public or private institution to another without losing eligibility for the scholarship. If a recipient of the scholarship at any time withdraws from an approved private or public institution so that under the rules and regulations of that institution he is entitled to a refund of any tuition, fees or other charges, the institution shall pay the portion of the refund attributable to the scholarship for that term to the coordinating board for higher education."; and

Further amend said bill, Page 3, Section 173.1004, Line 49, by inserting after all of said line the following:

"173.1104. 1. An applicant shall be eligible for initial or renewed financial assistance only if, at the time of application and throughout the period during which the applicant is receiving such assistance, the applicant:

(1) ~~Is a citizen or a permanent resident of the United States;~~

~~———(2)]~~ Is a resident of the state of Missouri, as determined by reference to standards promulgated by the coordinating board;

~~[(3)]~~ (2) Is enrolled, or has been accepted for enrollment, as a full-time undergraduate student in an approved private or public institution; and

~~[(4)]~~ (3) Is not enrolled or does not intend to use the award to enroll in a course of study leading to a degree in theology or divinity.

2. If an applicant is found guilty of or pleads guilty to any criminal offense during the period of time in which the applicant is receiving financial assistance, such applicant shall not be eligible for renewal of such assistance, provided such offense would disqualify the applicant from receiving federal student aid under Title IV of the Higher Education Act of 1965, as amended.

3. Financial assistance shall be allotted for one academic year, but a recipient shall be eligible for renewed assistance until he or she has obtained a baccalaureate degree, provided such financial assistance shall not exceed a total of ten semesters or fifteen quarters or their equivalent. Standards of eligibility for renewed assistance shall be the same as for an initial award of financial assistance, except that for renewal, an applicant shall demonstrate a grade-point average of two and five-tenths on a four-point scale, or the equivalent on another scale. This subsection shall be construed as the successor to section 173.215 for purposes of eligibility requirements of other financial assistance programs that refer to section 173.215.

173.2505. 1. This section shall be known and may be cited as the "Dual Credit Scholarship Act".

2. To be eligible to receive the dual credit scholarship, a student shall:

(1) ~~[Be a United States citizen or permanent resident;~~

~~———(2)]~~ Be a Missouri resident as defined by the coordinating board for higher education pursuant to section 173.005;

~~[(3)]~~ (2) Be enrolled in a dual credit program offered by an approved dual credit provider, as defined in section 173.2500;

~~[(4)]~~ (3) Have a cumulative high school grade point average of at least two and a half on a four point scale or equivalent; and

~~[(5)]~~ (4) Meet one or more of the following indicators of economic need:

- (a) Be individually eligible to be enrolled in a federal free or reduced-price lunch program, based on income levels established by the United States Department of Agriculture;
- (b) Reside in a foster home, be a ward of the state, or be homeless; or
- (c) Receive low-income public assistance, such as the Supplemental Nutrition Assistance Program (SNAP) or the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC), or live in federally subsidized public housing.

3. The dual credit scholarship is hereby created to provide financial assistance to high school students enrolling in dual credit courses offered by an approved dual credit provider as defined in section 173.2500. The coordinating board may promulgate rules for the administration of the program including establishing the application, eligibility, and payment procedures. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void.

4. Subject to appropriation, the dual credit scholarship shall reimburse eligible students for up to fifty percent of the tuition cost paid by the student to enroll in a dual credit course offered by an approved dual credit provider.

5. No student shall receive in excess of five hundred dollars annually for all dual credit courses taken by such student.

6. There is hereby created in the state treasury the "Dual Credit Scholarship Fund", which shall consist of moneys appropriated to the fund by the general assembly and private donations made to the fund. The state treasurer shall be the custodian of the fund and shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.

173.2550. 1. The provisions of this section shall be known and may be cited to as the "Make America Great Again Act".

2. Notwithstanding any other provision of law, no person shall be denied any post-secondary public education benefit based on the citizenship or immigration status, lawful or unlawful, of such person.

178.411. 1. As used in this section, the following terms mean:

- (1) "Board", state board of education;
- (2) "Course", any unit of study for which an institution awards credit hours toward the completion of an education program;
- (3) "Fee", any tuition or fee or both charged by an institution for attendance at that institution by a resident of this state;
- (4) "Fee waiver", the relinquishment by the institution of its charge of fees to a homemaker according to the provisions of this section;
- (5) "Homemaker", an individual whose principal job has been homemaking, who has lost his or her main source of income because of divorce, separation, death or disability of a spouse, long-term family income below poverty level, or loss of eligibility for public assistance, and who has not been employed on a full-time basis of forty hours per week for at least three years. Such full-time employment shall not include seasonal occupations;
- (6) "Institution", a public area vocational-technical school or a public community college as established in this chapter;
- (7) "Training program ready", the completion by a homemaker of a comprehensive vocational assessment of interests, aptitudes and abilities inventories or tests to ensure appropriate vocational educational placement from an approved vocational assessment/evaluation program, including the completion of a vocational orientation involving career decision-making activities, career exploration into nontraditional programs, new technologies and high demand occupations;

(8) "Vocational education program", an educational program for less than a baccalaureate degree, the controlling purpose of which is to prepare for profitable employment.

2. The board shall be the administrative agency for the implementation of this section. The board shall:

(1) Promulgate rules and regulations for the implementation of this section;

(2) Determine the procedures necessary for a homemaker to apply for and receive a fee waiver and provide the necessary forms;

(3) Determine eligibility guidelines for an institution to follow in the event that more homemakers apply for fee waivers in vocational education programs than the institution can accommodate in any particular enrollment period;

(4) Determine guidelines for individual eligibility and minimum standards in order for a homemaker to become and to remain eligible to receive a fee waiver, including becoming training program ready;

(5) Distribute annual grants to the institutions within the amounts appropriated therefor according to the provisions of this section.

3. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.

4. Any other provision of the law to the contrary notwithstanding, an institution may waive the fee required for attendance in a vocational education program by a homemaker. Unless otherwise required by federal law, the receipt of the fee waiver shall not cause a reduction from any other agency benefits while the individual is enrolled in a vocational education program and for a period of six months after exit to full-time unsubsidized employment.

5. Within the limits of the amounts appropriated therefor, the board shall award an annual grant to each institution for fee waivers. The appropriated amount shall be divided between the area vocational-technical schools and the community colleges and shall be distributed according to the state plan for federal vocational education funds.

6. A homemaker may receive a fee waiver from an institution if at the time of application and throughout the period during which the homemaker is receiving such waiver the homemaker is a ~~[citizen or permanent resident of the United States, is a]~~ resident of the state of Missouri as defined by the board, and is enrolled or has been accepted for enrollment in a vocational education program the purpose of which is to prepare for gainful employment. In no event shall a homemaker receive additional fee waivers beyond the completion of the vocational education program for which the homemaker is enrolled. A homemaker may change from one program to another prior to completion of the original program without loss of eligibility; provided, however, that the total credit hours for which fees are waived shall not exceed the equivalent credit hours of a community college associate's degree.

7. Nothing in this section shall be construed as a promise or guarantee that a homemaker will be admitted to an institution or to a particular program within that institution, that a homemaker will be allowed to continue after having been admitted, or will be graduated from a program at an institution. Each institution's rules and policies on student advancement shall apply to homemakers receiving fee waivers. An institution may subsequently refuse to waive fees if the homemaker has not made satisfactory progress or has withdrawn from the program prior to completion of the course without cause according to the institution's rules.

~~[173.1110. 1. No covered student unlawfully present in the United States shall receive a postsecondary education public benefit. Educational institutions awarding postsecondary education public benefits to covered students shall verify that these students are United States citizens, permanent residents, or lawfully present in the United States.~~

~~2. The following documents, in hard copy or electronic form, may be used to document that a covered student is a United States citizen, permanent resident, or is lawfully present in the United States:~~

~~(1) The Free Application for Student Aid Institutional Student Information Record;~~

~~(2) A state issued driver's license;~~

~~(3) A state issued nondriver's identification card;~~

~~(4) Documentary evidence recognized by the department of revenue when processing an application for a driver's license or nondriver's identification card;~~

~~(5) A United States birth certificate;~~

~~(6) A United States military identification card; or~~

~~(7) Any document issued by the federal government that confirms an alien's lawful presence in the United States.~~

~~3. All postsecondary higher education institutions shall annually certify to the department of higher education that they have not knowingly awarded a postsecondary education public benefit to a covered student who is unlawfully present in the United States.~~

4. As used in this section, the following terms shall mean:

- (1) "Covered student", a student eighteen years of age or older, who has graduated from high school and is attending classes on the campus of a postsecondary educational institution during regularly scheduled academic sessions;
- (2) "Postsecondary education public benefit", institutional financial aid awarded by public postsecondary educational institutions and state-administered postsecondary grants and scholarships awarded by all postsecondary educational institutions to covered students.]

[208.009. 1. No alien unlawfully present in the United States shall receive any state or local public benefit, except for state or local public benefits that may be offered under 8 U.S.C. 1621(b). Nothing in this section shall be construed to prohibit the rendering of emergency medical care, prenatal care, services offering alternatives to abortion, emergency assistance, or legal assistance to any person.

2. As used in this section, "public benefit" means any grant, contract, or loan provided by an agency of state or local government; or any retirement, welfare, health, disability, housing, or food assistance benefit under which payments, assistance, credits, or reduced rates or fees are provided. The term "public benefit" shall not include postsecondary education public benefits as defined in section 173.1110, any municipal permit, or contracts or agreements between public utility providers and their customers or unemployment benefits payable under chapter 288. The unemployment compensation program shall verify the lawful presence of an alien for the purpose of determining eligibility for benefits in accordance with its own procedures.

3. In addition to providing proof of other eligibility requirements, at the time of application for any state or local public benefit, an applicant who is eighteen years of age or older shall provide affirmative proof that the applicant is a citizen or a permanent resident of the United States or is lawfully present in the United States. Such affirmative proof shall include documentary evidence recognized by the department of revenue when processing an application for a driver's license, a Missouri driver's license, as well as any document issued by the federal government that confirms an alien's lawful presence in the United States. In processing applications for public benefits, an employee of an agency of state or local government shall not inquire about the legal status of a custodial parent or guardian applying for a public benefit on behalf of his or her dependent child who is a citizen or permanent resident of the United States.

4. An applicant who cannot provide the proof required under this section at the time of application may alternatively sign an affidavit under oath, attesting to either United States citizenship or classification by the United States as an alien lawfully admitted for permanent residence, in order to receive temporary benefits or a temporary identification document as provided in this section. The affidavit shall be on or consistent with forms prepared by the state or local government agency administering the state or local public benefits and shall include the applicant's Social Security number or any applicable federal identification number and an explanation of the penalties under state law for obtaining public assistance benefits fraudulently.

5. An applicant who has provided the sworn affidavit required under subsection 4 of this section is eligible to receive temporary public benefits as follows:

- (1) For ninety days or until such time that it is determined that the applicant is not lawfully present in the United States, whichever is earlier; or
- (2) Indefinitely if the applicant provides a copy of a completed application for a birth certificate that is pending in Missouri or some other state. An extension granted under this subsection shall terminate upon the applicant's receipt of a birth certificate or a determination that a birth certificate does not exist because the applicant is not a United States citizen.

6. An applicant who is an alien shall not receive any state or local public benefit unless the alien's lawful presence in the United States is first verified by the federal government. State and local agencies administering public benefits in this state shall cooperate with the United States Department of Homeland Security in achieving verification of an alien's lawful presence in the United States in furtherance of this section. The system utilized may include the Systematic Alien Verification for Entitlements Program operated by the United States Department of Homeland Security. After an applicant's lawful presence in the United States has been verified through the

~~Systematic Alien Verification for Entitlements Program, no additional verification is required within the same agency of the state or local government.~~

~~7. The provisions of this section shall not be construed to require any nonprofit organization duly registered with the Internal Revenue Service to enforce the provisions of this section, nor does it prohibit such an organization from providing aid.~~

~~8. Any agency that administers public benefits shall provide assistance in obtaining appropriate documentation to persons applying for public benefits who sign the affidavit required by subsection 4 of this section stating they are eligible for such benefits but lack the documents required under subsection 3 of this section.]"; and~~

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Ruth raised a point of order that **House Amendment No. 2** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Lauer, **HCS HB 1455** was adopted.

On motion of Representative Lauer, **HCS HB 1455** was ordered perfected and printed.

HCS HB 1606, relating to elementary and secondary education, was taken up by Representative Gannon.

On motion of Representative Gannon, the title of **HCS HB 1606** was agreed to.

On motion of Representative Gannon, **HCS HB 1606** was adopted.

On motion of Representative Gannon, **HCS HB 1606** was ordered perfected and printed.

HCS HB 1940, relating to student journalists, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HCS HB 1940** was agreed to.

Representative May offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1940, Page 4, Section 173.1551, Line 43, by inserting after all of said lines the following:

"173.1562. 1. To ensure compliance with federal land grant institution laws and to prevent the potential loss of any federal moneys to land grant institutions in this state based on a failure to appropriate the state matching moneys, and notwithstanding any other provision of law, the state shall appropriate matching moneys to all land grant institutions in the state in compliance with the one-to-one match obligation established in the First Morrill Act of 1862 and the Second Morrill Act of 1890. Any one-to-one match made by the state shall not result in a reduction in other state moneys appropriated to a land grant institution.

2. Notwithstanding any other provision of law, the state shall not seek a waiver or require any land grant institution in the state to seek a waiver of the state's one-to-one match obligation."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Plocher raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 092

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Corlew	Cornejo
Cross	Curtman	Davis	Dogan	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Justus
Kidd	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	Messenger	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Morgan	Mosley	Newman
Nichols	Peters	Pierson Jr	Quade	Razer
Roberts	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 023

Basye	Beard	Bernskoetter	Brown 94	Conway 104
Cookson	Curtis	DeGroot	Dohrman	Gannon

Gregory	Higdon	Johnson	Kelley 127	Kelly 141
Kolkmeier	Korman	Lauer	McDaniel	Mitten
Roden	Roeber	Rowland 29		

VACANCIES: 005

On motion of Representative Corlew, **HCS HB 1940** was adopted.

On motion of Representative Corlew, **HCS HB 1940** was ordered perfected and printed.

HB 1291, relating to the county special road tax, was taken up by Representative Henderson.

Representative Henderson moved that the title of **HB 1291** be agreed to.

Representative Ellington raised a point of order in reference to Rule 52.

The point of order was withdrawn.

On motion of Representative Henderson, the title of **HB 1291** was agreed to.

On motion of Representative Henderson, **HB 1291** was ordered perfected and printed.

On motion of Representative Austin, the House recessed until 2:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 053

Anders	Austin	Bangert	Barnes 60	Basye
Bernskoetter	Black	Bondon	Brown 27	Burns
Cross	DeGroot	Engler	Evans	Fraker
Francis	Franks Jr	Frederick	Gannon	Henderson
Hill	Hurst	Justus	Kelley 127	Kelly 141
Korman	Lant	Lichtenegger	Love	Marshall
Matthiesen	May	Morgan	Morris 140	Morse 151
Muntzel	Pfautsch	Phillips	Pogue	Razer
Rehder	Reiboldt	Reisch	Remole	Rone
Rowland 29	Smith 163	Stacy	Taylor	Walsh
White	Wiemann	Wilson		

NOES: 000

PRESENT: 059

Anderson	Andrews	Baringer	Barnes 28	Beard
Brattin	Brown 57	Burnett	Carpenter	Chipman
Christofanelli	Corlew	Cornejo	Davis	Dohrman
Eggleston	Ellebracht	Fitzwater	Franklin	Gray
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Higdon	Houghton	Kendrick	Kolkmeier
Lauer	Lavender	Lynch	Mathews	McCann Beatty
McCreery	McDaniel	Meredith 71	Messenger	Moon
Neely	Newman	Nichols	Peters	Pike
Plocher	Ross	Runions	Ruth	Shaul 113
Sommer	Stephens 128	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Wessels	

ABSENT WITH LEAVE: 046

Adams	Alferman	Arthur	Bahr	Beck
Berry	Brown 94	Butler	Conway 10	Conway 104
Cookson	Curtis	Curtman	Dogan	Ellington
Fitzpatrick	Green	Gregory	Grier	Houx
Johnson	Kidd	McGee	Merideth 80	Miller
Mitten	Mosley	Pierson Jr	Pietzman	Quade
Redmon	Rhoads	Roberts	Roden	Roeber
Rowland 155	Schroer	Shull 16	Shumake	Smith 85
Spencer	Stevens 46	Walker 74	Washington	Wood
Mr. Speaker				

VACANCIES: 005

PERFECTION OF HOUSE BILLS

HB 1858, relating to the department of revenue, was taken up by Representative Christofanelli.

On motion of Representative Christofanelli, the title of **HB 1858** was agreed to.

Representative Dogan offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1858, Page 1, Section 32.310, Line 3, by deleting the word "**authority**." and inserting in lieu thereof the following:

"authority, including the current tax rate for each tax imposed and collected, the year in which the tax was first imposed, and the statutory or constitutional authority for imposing each tax."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Dogan, **House Amendment No. 1** was adopted.

On motion of Representative Christofanelli, **HB 1858, as amended**, was ordered perfected and printed.

HB 1630, relating to marriage licenses, was taken up by Representative Evans.

On motion of Representative Evans, the title of **HB 1630** was agreed to.

Speaker Richardson resumed the Chair.

On motion of Representative Evans, **HB 1630** was ordered perfected and printed.

HB 1578, relating to civil procedure in tort claims, was placed on the Informal Calendar.

HCS HB 1796, relating to the first-time home buyer savings account act, was taken up by Representative Ruth.

On motion of Representative Ruth, the title of **HCS HB 1796** was agreed to.

Representative Rhoads assumed the Chair.

Representative McCann Beatty offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1796, Page 2, Section 143.1150, Line 50, by deleting the word "**twelve**" and inserting in lieu thereof the word "**six**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCann Beatty, **House Amendment No. 1** was adopted.

On motion of Representative Ruth, **HCS HB 1796, as amended**, was adopted.

On motion of Representative Ruth, **HCS HB 1796, as amended**, was ordered perfected and printed.

HCS HB 1710, relating to professional registration, was taken up by Representative Grier.

On motion of Representative Grier, the title of **HCS HB 1710** was agreed to.

Representative Grier offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1710, Page 1, Section 324.009, Line 6, by inserting after the word "**except**" the phrase "**, for the purposes of this section only,**"; and

Further amend said bill and section, Page 2, Line 20, by inserting immediately after "**activity**" the following:

"; except that, once one applicant is approved for licensure based on a license issued in a particular state, territory of the United States, or the District of Columbia, any subsequent applications made to the same oversight body by any applicant seeking reciprocity who has a license for the same profession, occupation, or activity in the same state, territory of the United States, or the District of Columbia shall be promptly processed, unless the licensure requirements in that jurisdiction have changed since the oversight body's initial determination"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Grier, **House Amendment No. 1** was adopted.

On motion of Representative Grier, **HCS HB 1710, as amended**, was adopted.

On motion of Representative Grier, **HCS HB 1710, as amended**, was ordered perfected and printed.

HCS HB 2034, relating to industrial hemp, was placed on the Informal Calendar.

HB 1608, relating to the committee on legislative research, was taken up by Representative Kelly (141).

On motion of Representative Kelly (141), the title of **HB 1608** was agreed to.

On motion of Representative Kelly (141), **HB 1608** was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1329 - Fiscal Review

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1911**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2102**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Bernskoetter, Eggleston, Harris, Houghton, Hurst, Kelly (141), Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (0)

Absent (0)

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1266**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cookson, Franklin, Justus, Meredith (71), Moon, Ruth and Stacy

Noes (1): Newman

Absent (3): Gannon, Neely and Walker (74)

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1868**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Cookson, Franklin, Justus, Meredith (71), Moon, Newman, Ruth and Stacy

Noes (0)

Absent (3): Gannon, Neely and Walker (74)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1973**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anderson, Engler, Harris, Love, Meredith (71), Phillips, Pierson Jr., Remole and Taylor

Noes (0)

Absent (2): Beard and Houx

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1253**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Newman and Phillips

Noes (1): McDaniel

Absent (3): Hill, Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1439**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman and Phillips

Noes (0)

Absent (2): Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1892**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman and Phillips

Noes (0)

Absent (2): Lauer and Rhoads

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2110**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Barnes (60), Dogan, Hannegan, McDaniel and Phillips

Noes (3): Baringer, Franks Jr. and Newman

Absent (3): Hill, Lauer and Rhoads

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1265**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Austin, Conway (10), Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (2): Alferman and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1285** and **HB 1233**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Austin, Conway (10), Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (2): Alferman and Higdon

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1257**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80) and Schroer

Noes (0)

Absent (2): Roeber and Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1656** and **HB 2075**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, Merideth (80), Roeber and Schroer

Noes (1): McCreery

Absent (1): Taylor

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1901**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Anderson, Basye, Cornejo, Cross, Evans, Mathews, Roeber and Schroer

Noes (4): Arthur, Carpenter, McCreery and Merideth (80)

Absent (1): Taylor

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2079**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Gregory

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1629**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Franklin, Grier, Helms, Mathews, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (2): McGee and Walker (74)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 2231**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Peters, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1263**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor and Toalson Reisch

Noes (0)

Absent (3): Hill, Messenger and Washington

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2140**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Hill, Merideth (80), Messenger, Moon, Taylor and Toalson Reisch

Noes (1): Washington

Absent (0)

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 2210**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brattin, Brown (57), Christofanelli, Hill, Messenger, Moon, Taylor and Toalson Reisch

Noes (4): Bangert, Barnes (28), Merideth (80) and Washington

Absent (0)

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 2119**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder, Trent and White

Noes (2): Ellebracht and Mitten

Absent (2): Haahr and Roberts

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1613**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2116**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2122**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (1): May

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2181**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 2187**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (0)

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2239**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Hansen, Henderson, Justus, Lant, Lauer, Mosley, Pietzman and Roberts

Noes (0)

Absent (3): Evans, Fitzwater and Franks Jr.

COMMITTEE APPOINTMENTS

February 13, 2018

Representative Todd Richardson
Speaker of the Missouri House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101-6806

Dear Speaker Richardson:

I respectfully appoint Representative Barbara Washington as the Minority Ranking Member to the House Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Cookson, Curtis, Gregory, Mitten, and Roden.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 15, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Judiciary, Public Defender and General Assembly.

CHILDREN AND FAMILIES

Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 2407
Executive session will be held: HB 2234, HB 2249
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1483, HB 2087, HCR 60, HB 2259, HB 1739
Executive session may be held on any matter referred to the committee.

AMENDED

FISCAL REVIEW

Thursday, February 15, 2018, 8:30 AM, House Hearing Room 6.
Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.
Executive session may be held on any matter referred to the committee.
1st quarter meeting.
Presentation of 2018 Annual Report.

PENSIONS

Monday, February 19, 2018, 5:00 PM, House Hearing Room 1.
Public hearing will be held: HB 2335, HB 2322
Executive session may be held on any matter referred to the committee.
upon evening adjournment

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, February 19, 2018, 2:00 PM, House Hearing Room 6.
Public hearing will be held: HB 1684
Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 15, 2018

HOUSE BILLS FOR SECOND READING

HB 2452 through HB 2465

HOUSE BILLS FOR PERFECTION

HB 1464 - Berry
HB 1558 - Neely
HCS HB 1300 - Conway (104)
HCS HB 1572 - Rowland (155)
HB 1887 - Bahr
HCS HB 1366 - Basye
HB 1998 - Bondon
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor
HB 1578 - Kolkmeyer
HCS HB 2034 - Curtman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING

HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1460 - Evans
HB 1409 - Fitzpatrick
HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329, (Fiscal Review 2/14/18) - Remole

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-FIFTH DAY, THURSDAY, FEBRUARY 15, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Blessed is the man who endures trial, for when he has stood the test he will receive the crown of life which God has promised to those who love Him. (James 1:12)

O God, who opens the gates of the morning and calls us to a new day, we commit our lives and our work unto You in the glad assurance that You are with us within the shadows and behind them working out Your purpose for us.

In these days when our attitudes are unsettled as we seek the good of all, when so much is demanded of us; grant unto us insight and inspiration together with courage and confidence that we may prove ourselves worthy of the tasks placed in our hands by our voters.

As we are confronted by decisions too great for us to solve by ourselves we are driven to You for wisdom to see what must be done, for courage to set out to do it, and for strength to complete it.

O God, make us great enough and good enough for these challenging days in the People's House.

Finally, as we remember the victims of another school tragedy, may we pray and work for the safety of all people, but most especially the young.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Henry Prien, Emily Ford, Josie Mottl, Braeden Caupp, and Nate Medsker.

The Journal of the twenty-fourth day was approved as corrected.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 84, introduced by Representative Korman, relating to sales taxes dedicated to state highways, with a referendum clause.

HJR 85, introduced by Representative Korman, relating to toll roads.

HJR 86, introduced by Representative Curtis, relating to the right to marijuana.

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 2014, introduced by Representative Fitzpatrick, to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2018.

HB 2017, introduced by Representative Fitzpatrick, to appropriate money for capital improvement and other purposes for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the period beginning July 1, 2018 and ending June 30, 2019.

HB 2018, introduced by Representative Fitzpatrick, to appropriate money for purposes for the several departments and offices of state government; for the purchase of equipment; for planning, expenses, and for capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; for grants, refunds, distributions, planning, expenses, and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; and to transfer money among certain funds, from the funds designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

HB 2019, introduced by Representative Fitzpatrick, to appropriate money for purposes for the several departments and offices of state government; for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, from the funds herein designated for the fiscal period beginning July 1, 2018 and ending June 30, 2019.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2466, introduced by Representative Davis, relating to the Missouri veterans' commission.

HB 2467, introduced by Representative Kelly (141), relating to home school education.

HB 2468, introduced by Representative Swan, relating to radiologic imaging and radiation therapy licensure, with penalty provisions.

HB 2469, introduced by Representative Peters, relating to boarding of prisoners, with a delayed effective date.

HB 2470, introduced by Representative Love, relating to cemetery trust funds.

HB 2471, introduced by Representative Mitten, relating to the ethics commission, with a delayed effective date.

HB 2472, introduced by Representative Mitten, relating to income taxes.

HB 2473, introduced by Representative Curtis, relating to the establishment of a state park.

HB 2474, introduced by Representative Curtis, relating to the establishment of the urban education institute.

HB 2475, introduced by Representative Curtis, relating to a tax credit for reduced pension benefits.

HB 2476, introduced by Representative Curtis, relating to the sunshine law, with penalty provisions.

HB 2477, introduced by Representative Curtis, relating to children's services funds.

HB 2478, introduced by Representative Curtis, relating to elections, with a delayed effective date.

HB 2479, introduced by Representative Pietzman, relating to department of natural resources permits.

HB 2480, introduced by Representative Rhoads, relating to the yield tax on forestry products.

HB 2481, introduced by Representative Korman, relating to failure to wear protective headgear, with penalty provisions.

HB 2482, introduced by Representative Korman, relating to transportation fees.

HB 2483, introduced by Representative Korman, relating to transportation funding, with a referendum clause.

HB 2484, introduced by Representative Korman, relating to the I-70 regional transportation district.

HB 2485, introduced by Representative Korman, relating to motor vehicle decal fees.

HB 2486, introduced by Representative Korman, relating to the department of transportation utility corridor.

HB 2487, introduced by Representative Korman, relating to motor vehicle safety inspections.

HB 2488, introduced by Representative Mitten, relating to public nuisance, with penalty provisions.

HB 2489, introduced by Representative Curtis, relating to controlled substances, with a delayed effective date.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2452, relating to fuel standards.

HB 2453, relating to public works contractors.

HB 2454, relating to fraudulent use of certain devices, with a penalty provision.

HB 2455, relating to racial considerations in death penalty cases.

HB 2456, relating to missing endangered veterans.

HB 2457, relating to residential dwelling rentals.

HB 2458, relating to elementary and secondary education.

HB 2459, relating to trial procedures for murder in the first degree.

HB 2460, relating to Von Willebrand awareness.

HB 2461, relating to birth certificates for homeless veterans.

HB 2462, relating to forensic examinations.

HB 2463, relating to the protection of persons with emergency medical conditions.

HB 2464, relating to state funding for historically black institutions of higher education.

HB 2465, relating to school funding.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1329**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Alferman, Anderson, Conway (104), Fraker, Haefner, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Present (1): Morgan

Absent (0)

THIRD READING OF HOUSE BILLS

HB 1620, relating to distributors of hypodermic needles, was taken up by Representative Rehder.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Rehder, **HB 1620** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Beck	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 27	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Peters
Pfautsch	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Rhoads	Roberts	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wood	Mr. Speaker

NOES: 013

Basye	Beard	Brown 57	Higdon	Hurst
Marshall	Moon	Pogue	Reisch	Remole
Roden	Spencer	Wilson		

PRESENT: 000

ABSENT WITH LEAVE: 010

Austin	Brown 94	Cookson	Corlew	Johnson
Phillips	Rone	Shumake	Smith 85	Swan

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1389, relating to autocycles, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, HB 1389 was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Basye
Beard	Beck	Bernskoetter	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Cornejo	Cross	Curtis
Curtman	Davis	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Evans	Fitzpatrick	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Peters	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood		

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 019

Austin	Barnes 60	Barnes 28	Berry	Brown 94
Corlew	DeGroot	Engler	Fitzwater	Johnson
Kelly 141	Mathews	Miller	Phillips	Rone
Smith 85	Swan	Vescovo	Mr. Speaker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1460, relating to a tax deduction for certain Olympic athletes, was taken up by Representative Evans.

On motion of Representative Evans, **HB 1460** was read the third time and passed by the following vote:

AYES: 109

Adams	Alferman	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Basye	Beard
Beck	Bernskoetter	Berry	Black	Brattin
Brown 27	Burnett	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Justus	Kelley 127	Kelly 141	Kolkmeier
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Newman	Nichols
Pfautsch	Phillips	Pietzman	Pike	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Roberts	Roerber	Ross	Rowland 155	Rowland 29
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Mr. Speaker	

NOES: 039

Anders	Bahr	Bondon	Brown 57	Burns
Conway 10	Curtis	Eggleston	Ellington	Gray
Green	Harris	Houx	Hurst	Kendrick
Kidd	Marshall	McCann Beatty	McDaniel	McGee
Meredith 71	Merideth 80	Moon	Neely	Peters
Pierson Jr	Pogue	Quade	Rhoads	Roden
Runions	Schroer	Spencer	Stephens 128	Stevens 46
Unsicker	Wessels	Wilson	Wood	

PRESENT: 000

ABSENT WITH LEAVE: 010

Austin	Barnes 28	Brown 94	Cross	Fraker
Johnson	Korman	Plocher	Rone	Smith 85

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1409, relating to employment security, was taken up by Representative Fitzpatrick.

On motion of Representative Fitzpatrick, **HB 1409** was read the third time and passed by the following vote:

AYES: 096

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Frederick	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Hill	Houghton	Houx	Hurst	Justus
Kelley 127	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Messenger
Miller	Moon	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pietzman	Pike
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 053

Adams	Anders	Arthur	Bangert	Baringer
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Franks Jr	Gannon	Gray	Harris
Higdon	Kendrick	Kidd	Lavender	Marshall
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Peters	Pierson Jr
Pogue	Quade	Razer	Roberts	Rone
Rowland 29	Runions	Ruth	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 009

Austin	Barnes 28	Brown 94	Cookson	Green
Johnson	Kelly 141	Plocher	Smith 85	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1685, relating to short-term major medical policies, was taken up by Representative Hill.

Representative Anderson moved the previous question.

Which motion was adopted by the following vote:

AYES: 097

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Evans	Fitzwater	Fraker	Francis	Franklin
Frederick	Gregory	Grier	Haahr	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Hurst	Justus	Kelley 127	Kelly 141
Kolkmeier	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfausch	Phillips	Pietzman
Pike	Pogue	Reiboldt	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 040

Adams	Arthur	Bangert	Baringer	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Harris	Kendrick	Lavender	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Peters	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Stevens 46	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 021

Anders	Austin	Barnes 28	Brown 94	Cookson
Engler	Fitzpatrick	Gannon	Green	Haefner
Houx	Johnson	Kidd	Miller	Plocher
Redmon	Rehder	Reisch	Runions	Smith 85
Unsicker				

VACANCIES: 005

On motion of Representative Hill, **HCS HB 1685** was read the third time and passed by the following vote:

AYES: 104

Anderson	Andrews	Bahr	Bangert	Baringer
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Burns	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Hurst	Justus
Kelley 127	Kelly 141	Kolkmeier	Lant	Lauer
Lichtenegger	Love	Lynch	Mathews	Matthiesen
May	Messenger	Moon	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Phillips	Pietzman
Pike	Redmon	Rehder	Reiboldt	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 036

Adams	Arthur	Barnes 60	Beck	Brown 27
Burnett	Butler	Carpenter	Conway 10	Curtis
Ellington	Gray	Kendrick	Lavender	Marshall
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Peters	Pierson Jr	Pogue	Quade
Razer	Roberts	Stevens 46	Walker 74	Washington
Wessels				

PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 017

Alferman	Anders	Austin	Barnes 28	Brown 94
Cookson	Green	Houx	Johnson	Kidd
Korman	Miller	Plocher	Reisch	Runions
Smith 85	Unsicker			

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1690, relating to the Missouri life and health insurance guaranty association act, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1690** was read the third time and passed by the following vote:

AYES: 135

Adams	Alferman	Anderson	Andrews	Arthur
Bangert	Baringer	Barnes 60	Basye	Beard
Beck	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtis
Curtman	Davis	DeGroot	Dogan	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gray	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Peters
Pfautsch	Phillips	Pierson Jr	Pietzman	Pike
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 001

Franks Jr

ABSENT WITH LEAVE: 019

Anders	Austin	Bahr	Barnes 28	Brown 94
Cookson	Dohrman	Green	Houx	Johnson
Kidd	Kolkmeyer	Korman	May	Plocher
Reisch	Runions	Smith 85	Unsicker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 86 - Judiciary

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 80 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HB 1606 - Fiscal Review
HCS HB 1796 - Fiscal Review
HB 1542 - Insurance Policy
HB 1591 - Crime Prevention and Public Safety
HB 1664 - Elementary and Secondary Education
HB 1849 - General Laws
HB 1856 - Children and Families
HB 1969 - Judiciary
HB 1993 - Crime Prevention and Public Safety
HB 2001 - Budget
HB 2002 - Budget
HB 2003 - Budget
HB 2004 - Budget
HB 2005 - Budget
HB 2006 - Budget
HB 2007 - Budget
HB 2008 - Budget
HB 2009 - Budget
HB 2010 - Budget
HB 2011 - Budget
HB 2012 - Budget
HB 2013 - Budget
HB 2270 - Insurance Policy
HB 2339 - Veterans
HB 2342 - Utilities
HB 2410 - Judiciary
HB 2438 - Special Committee on Employment Security
HB 2457 - General Laws

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1232**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Adams, Austin, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (2): Marshall and Newman

Absent (3): Alferman, Conway (10) and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1234**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Conway (10), Marshall, Shumake, Stacy and Toalson Reisch

Noes (4): Adams, Alferman, Newman and Shaul (113)

Absent (2): Austin and Higdon

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 2208**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Marshall, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (4): Adams, Alferman, Conway (10) and Newman

Absent (2): Austin and Higdon

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1554**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, McCreery, Merideth (80), Roeber and Schroer

Noes (2): Cross and Mathews

Absent (1): Taylor

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1273**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Adams, Andrews, Bangert, Dohrman, Gannon, Kendrick, Lichtenegger, Razer and Walker (3)

Noes (1): Chipman

Absent (3): Cookson, Johnson and Trent

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1942**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Andrews, Bangert, Chipman, Dohrman, Gannon, Kendrick, Lichtenegger and Walker (3)

Noes (2): Adams and Razer

Absent (3): Cookson, Johnson and Trent

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 2042**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (1): Gregory

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1442**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Adams, Baringer, Brattin, Burnett, Dogan, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (1): Grier

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1485**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Burnett, Dogan, Hannegan, Houghton, Muntzel and Wessels

Noes (2): Brattin and Wilson

Absent (1): Grier

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HR 4878**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 59**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols and Tate

Noes (1): Spencer

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 64**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1454**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2196**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (3): Cookson, Franklin and Miller

Special Committee to Improve the Care and Well-being of Young People, Chairman Neely reporting:

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1470**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1612**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (0)

Present (1): Unsicker

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1637**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (0)

Present (1): Unsicker

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1715**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1728**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1767**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1803**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1862**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 1966**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch and Walsh

Noes (0)

Present (1): Unsicker

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2098**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Present (1): Pike

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Mr. Speaker: Your Special Committee to Improve the Care and Well-being of Young People, to which was referred **HB 2139**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Carpenter, Corlew, Kelley (127), Lant, Neely, Phillips, Pike, Remole, Toalson Reisch, Unsicker and Walsh

Noes (0)

Absent (4): Beard, Kelly (141), Stevens (46) and Washington

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1991**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anders, Berry, Bondon, Francis, Kidd, Miller, Pierson Jr. and Plocher

Noes (2): McCreery and McDaniel

Absent (3): DeGroot, Fraker and Roberts

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1503**, begs leave to report it has examined the same and recommends that it **be returned to committee of origin as HB 1503** by the following vote:

Ayes (11): Bondon, Butler, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Shull (16), Shumake and Wessels

Noes (0)

Absent (3): Brown (94), Curtis and Rone

HOUSE COMMITTEE BILL AUTHORIZATIONS

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Special Committee to Improve the Care and Well-being of Young People has been authorized to introduce upon report a House Committee Bill relating to persons under protective custody.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Children and Families has been authorized to introduce upon report a House Committee Bill relating to the protection of vulnerable persons.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Transportation has been authorized to introduce upon report a House Committee Bill relating to transportation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

The Regular Standing Committee on Transportation has been authorized to introduce upon report a House Committee Bill relating to the designation of state highways.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

February 15, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Sarah Unsicker from the Special Committee to Improve the Care and Well-being of Young People and appoint Representative Sue Meredith.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 15, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Sue Meredith from the House Committee on Children and Families and appoint Representative Sarah Unsicker to serve on the House Committee on Children and Families.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Eric R. Greitens.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly “whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in “equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly “when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based.”

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that, through the second quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that, in the third quarter of fiscal year 2018, I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 14th day of February 2018.

/s/ Eric R. Greitens
Governor

Attest:

/s/ Jay Ashcroft
Secretary of State

	Agency	Exhibit A Budget Appropriation Line
1	ELEM & SEC EDUCATION-OPER	02.015
2	ELEM & SEC EDUCATION-OPER	02.015
3	REVENUE-OPERATING	04.145
4	REVENUE-OPERATING	04.145
5	REVENUE-OPERATING	04.145
6	REVENUE-OPERATING	04.145
7	REVENUE-OPERATING	04.145
8	REVENUE-OPERATING	04.145
9	REVENUE-OPERATING	04.145
10	REVENUE-OPERATING	04.145
11	REVENUE-OPERATING	04.145
12	REVENUE-OPERATING	04.145
13	OFFICE ADMINISTRATION-OPER	05.007
14	OFFICE ADMINISTRATION-OPER	05.165
15	HEALTH & SENIOR SERVICES-OPER	10.735
16	SOCIAL SERVICES-OPERATING	11.510
17	SOCIAL SERVICES-OPERATING	11.555
18	STATE TREASURER-OPERATING	12.125
19	PUBLIC DEFENDER-OPERATING	12.400
20	PUBLIC DEFENDER-OPERATING	12.400

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 19, 2018.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Twenty-fourth Day, Wednesday, February 14, 2018, Page 642, Line 2, by inserting immediately after said line the following:

“ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1351, HCS HB 1597, HB 1660, HCS HB 1663, HB 1675, HB 1676, and HB 1905.”**

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2407

Executive session will be held: HB 2249

Executive session may be held on any matter referred to the committee.

Removed HB 2234.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, February 20, 2018, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1442, HB 2196, HB 2187, HCS HCR 66, HB 1968, HB 1469

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1483, HB 2087, HCR 60, HB 2259, HB 1739

Executive session may be held on any matter referred to the committee.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Monday, February 19, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1385, HB 1435, HB 2137, HB 1569, HB 1899, HB 1664

Executive session will be held: HB 1573, HB 2200

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, February 20, 2018, 12:00 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 5.

Public hearing will be held: HB 2419

Executive session may be held on any matter referred to the committee.

CORRECTED

FISCAL REVIEW

Monday, February 19, 2018, 1:30 PM, House Hearing Room 5.

Executive session will be held: HCS HBs 1288, 1377 & 2050, HCS HB 1606, HCS HB 1796

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 20, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1256, HB 1326, HB 1382, HB 1865, HB 1936, HB 1937

Executive session will be held: HB 1510, HB 1651, HB 1795, HB 1870, HB 2155, HB 2179

Executive session may be held on any matter referred to the committee.

Due to anticipated high turnout, and out of respect for everyone's time, testimony will be strictly limited to three (3) minutes per witness.

GOVERNMENT EFFICIENCY

Tuesday, February 20, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1565, HB 2211, HB 1644, HB 1486

Executive session will be held: HB 1576, HB 1443

Executive session may be held on any matter referred to the committee.

Added HB 1486 for continued hearing.

HB 1289 removed

AMENDED

INSURANCE POLICY

Tuesday, February 20, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1542, HB 2270

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON PUBLIC EMPLOYEE RETIREMENT

Monday, March 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1st quarter meeting.

Presentation of 2018 Annual Report.

JUDICIARY

Tuesday, February 20, 2018, 5:00 PM or upon evening adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1255, HB 2101, HB 1681, HB 1509

Executive session will be held: HB 1353, HB 1491, HB 1689, HB 1463

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless cleared with the Chair.

PENSIONS

Monday, February 19, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2335, HB 2322

Executive session may be held on any matter referred to the committee.

Upon evening adjournment.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, February 19, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 6.

Executive session will be held: HB 1265, HCS HB 1357, HCS HB 1358, HCS HB 1388, HB 1419, HCS HB 1457, HB 1613, HB 1629, HB 1646, HB 1662, HB 1673, HB 1874, HCS HB 1895, HCS HB 1928, HCS HB 1947, HB 1953, HCS HB 2088, HCS HB 2116, HB 2122, HCS HB 2140, HCS HB 2210, HB 2231, HB 2238, HCS HB 2239

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 19, 2018, 2:30 PM, House Hearing Room 4.

Executive session will be held: HB 1250, HCS HBs 1729, 1621 & 1436, HCS HB 1611, HCS HB 2079, HB 2102, HCS HB 2104, HCS HB 2119

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, February 19, 2018, 2:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1684

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 28, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

The Missouri Division of Tourism will present their annual report.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, February 19, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1321

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, February 19, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1875, HCB 11

Executive session will be held: HB 1713, HB 1714, HB 1944

Executive session may be held on any matter referred to the committee.

This hearing will include a work session for HCB 11.

TRANSPORTATION

Wednesday, February 21, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2318, HB 2330, HB 2347, HB 2368, HJR 75, HB 2180, HB 2268

Executive session will be held: HB 2274, HB 1983, HB 2277, HB 2153, HB 2080, HB 2286

Executive session may be held on any matter referred to the committee.

We will go into executive session first, so all members please try to be there.

We will adjourn at 9:30.

VETERANS

Tuesday, February 20, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 2339

Executive session will be held: HCS HB 1503

Executive session may be held on any matter referred to the committee.

AMENDED

WAYS AND MEANS

Monday, February 19, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2115, HB 2255

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-SIXTH DAY, MONDAY, FEBRUARY 19, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 84 through HJR 86

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

HB 2014

HB 2017 through HB 2019

HOUSE BILLS FOR SECOND READING

HB 2466 through HB 2489

HOUSE BILLS FOR PERFECTION

HB 1464 - Berry

HB 1558 - Neely

HCS HB 1300 - Conway (104)

HCS HB 1572 - Rowland (155)

HB 1887 - Bahr

HCS HB 1366 - Basye

HB 1998 - Bondon
HCS HB 1268 - Lichtenegger
HB 1809 - Tate
HCS HB 1873 - Taylor
HB 1428 - Muntzel
HB 1896 - Swan
HCS HB 1618 - Barnes (60)

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1600 - Higdon
HB 1512 - Corlew
HB 2044 - Taylor
HB 1578 - Kolkmeyer
HCS HB 2034 - Curtman

HOUSE CONCURRENT RESOLUTIONS FOR THIRD READING

HCR 53 - Dohrman

HOUSE BILLS FOR THIRD READING

HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329 - Remole
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606, (Fiscal Review 2/15/18) - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli
HB 1630 - Evans
HCS HB 1796, (Fiscal Review 2/15/18) - Ruth
HCS HB 1710 - Grier
HB 1608 - Kelly (141)

HOUSE BILLS FOR THIRD READING - INFORMAL

HB 1383 - Miller
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely
HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

EIGHTEENTH DAY, MONDAY, FEBRUARY 5, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Lindell Shumake.

Let us pray.

Lord, we come before You at the beginning of this week of work once again asking for Your divine wisdom, to carry on the business of the Great State of Missouri.

We ask, Lord, that the moral, financial, and spiritual future of our state would be formed by the wisdom that comes from You and You alone. We ask, Lord, that Your most capable hands would guide the activity of each committee that meets this week, as well as the actions that take place in this chamber. Please bless and protect those family members back in our homes and everyone who works and goes in and out of this magnificent building.

Lord, please also remember our statewide executive officers, and the leaders and employees of all our state agencies.

Thank You, Lord, for blessing, guiding, and prospering our fellow citizens and residents of this state.

Through Your grace, help us to fulfill Your divine calling.

In Jesus's name, and the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Lillian Adams, Calla Tinsley, and Riley Tinsley.

The Journal of the seventeenth day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2371, introduced by Representative Curtis, relating to school superintendents, with penalty provisions.

HB 2372, introduced by Representative Brown (27), relating to the designation of kappa alpha psi day.

HB 2373, introduced by Representative Christofanelli, relating to elementary and secondary education.

HB 2374, introduced by Representative Gregory, relating to adult abuse.

HB 2375, introduced by Representative Ellington, relating to persons unlawfully present in the United States.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 84, relating to net neutrality.

SECOND READING OF HOUSE REVISION BILLS

The following House Revision Bill was read the second time:

HRB 1, for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2354, relating to student mental health at public institutions of higher education.

HB 2355, relating to physician maintenance of certification.

HB 2356, relating to boundary commissions.

HB 2357, relating to the form of governance of St. Louis City.

HB 2358, relating to elections.

HB 2359, relating to animal abuse, with penalty provisions.

HB 2360, relating to the public safety officer or employee survivor grant program.

HB 2361, relating to volunteer health care services.

HB 2362, relating to the supplemental nutrition assistance program.

HB 2363, relating to settlement agreements.

HB 2364, relating to intoxicating liquor.

HB 2365, relating to utilities.

HB 2366, relating to death records.

HB 2367, relating to safe consumption facilities.

HB 2368, relating to trailer license plate renewals.

HB 2369, relating to maintaining a list of persons appointed by the governor.

HB 2370, relating to the Missouri consolidated health care plan.

SECOND READING OF SENATE BILLS

The following Senate Bills were read the second time:

SB 563, relating to the MO RX Plan.

SB 659, relating to grants to assist in financing certain utility projects.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1744**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Alferman, Conway (104), Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Wessels, Wiemann and Wood

Noes (0)

Absent (3): Anderson, Fraker and Unsicker

THIRD READING OF HOUSE BILLS

HB 1744, relating to higher education financial aid eligibility, was taken up by Representative Hansen.

On motion of Representative Hansen, **HB 1744** was read the third time and passed by the following vote:

AYES: 150

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter

Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kolkmeyer	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 007

Brattin	Brown 94	Green	Kidd	May
Peters	Smith 85			

VACANCIES: 005

Speaker Richardson declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 130

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Bernskoetter	Black	Bondon
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gray
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Johnson	Justus	Kelley 127	Kelly 141

Kendrick	Kidd	Kolkmeier	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Spencer
Stacy	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wood	Mr. Speaker

NOES: 014

Anders	Barnes 60	Beck	Berry	Christofanelli
Eggleston	Hurst	Marshall	McDaniel	Moon
Pogue	Roberts	Wessels	Wilson	

PRESENT: 000

ABSENT WITH LEAVE: 014

Brattin	Brown 94	DeGroot	Gannon	Green
Gregory	Grier	Korman	May	Peters
Smith 85	Sommer	Stephens 128	Stevens 46	

VACANCIES: 005

HB 1880, relating to broadband communications services provided by rural electric cooperatives, was taken up by Representative Trent.

On motion of Representative Trent, **HB 1880** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Gregory	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Moon

PRESENT: 000

ABSENT WITH LEAVE: 008

Brattin	Brown 94	DeGroot	Green	Grier
May	Peters	Smith 85		

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1492, relating to the show-me heroes program, was taken up by Representative Lynch.

Representative Chipman assumed the Chair.

On motion of Representative Lynch, **HB 1492** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman

Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 008

Brattin	Brown 94	Green	May	Nichols
Peters	Smith 85	Wood		

VACANCIES: 005

Representative Chipman declared the bill passed.

HCS HB 1286, relating to natural resources, was taken up by Representative Engler.

On motion of Representative Engler, **HCS HB 1286** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brown 27
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Justus	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller

Mitten	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 005

Hurst	Johnson	Marshall	Moon	Pogue
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PRESENT: 001

Ellington

ABSENT WITH LEAVE: 009

Brattin	Brown 57	Brown 94	Franks Jr	Green
Kelley 127	May	Peters	Smith 85	

VACANCIES: 005

Representative Chipman declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1411, relating to the disclosure of privileged information obtained during a peer support counseling session, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HCS HB 1411** was agreed to.

On motion of Representative Rhoads, **HCS HB 1411** was adopted.

On motion of Representative Rhoads, **HCS HB 1411** was ordered perfected and printed.

HCS HB 1605, relating to the Missouri state capitol commission, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **HCS HB 1605** was agreed to.

Representative Kolkmeier assumed the Chair.

Representative Conway (10) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1605, Page 1, Section 8.003, Lines 2 to 7, by removing all of said lines from the bill and inserting in lieu thereof the following:

"commissioner of the office of administration; one member of the senate from the majority party, **appointed by the president pro tempore of the senate** and one member of the senate from the minority party, appointed by the ~~[president pro tempore]~~ **minority leader of the senate**; one member of the house of representatives from the majority party, **appointed by the speaker of the house of representatives** and one member of the house of representatives from the minority party, appointed by the ~~[speaker of the house of representatives]~~ **minority leader of the house of representatives**; one employee of the house of representatives appointed by the speaker of the house of representatives and one employee of the senate appointed by the president pro tempore"; and

Further amend said bill and section, Page 1, Lines 8 to 11, by removing all of said lines from the bill and inserting in lieu thereof the following:

"two members of the general public appointed by the speaker of the house of representatives and two members of the general public appointed by the president pro tempore of the senate; and four"; and

Further amend said bill and section, Page 1-2, Lines 17-20, by removing all of said lines and inserting in lieu thereof the following:

"public appointed by the speaker of the house of representatives and two members of the general public appointed by the president pro tempore of the senate shall be persons who have knowledge and background regarding the history of the state,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Conway (10), **House Amendment No. 1** was adopted.

On motion of Representative Bernskoetter, **HCS HB 1605, as amended**, was adopted.

On motion of Representative Bernskoetter, **HCS HB 1605, as amended**, was ordered perfected and printed.

HB 1446, relating to elections, was taken up by Representative Eggleston.

On motion of Representative Eggleston, the title of **HB 1446** was agreed to.

HB 1446 was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2105 - Health and Mental Health Policy

HB 2337 - Insurance Policy

COMMITTEE REPORTS

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 2041**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McDaniel, Miller, Plocher and Roberts

Noes (2): McCreery and Pierson Jr.

Absent (0)

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1464**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Christofanelli, Cross, Curtman, Eggleston, Ellington, Gray, Kelley (127), Mosley, Roden and Shull (16)

Noes (0)

Absent (2): Rhoads and Schroer

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1457**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Evans, Fitzwater, Hansen, Henderson, Justus, Lant and Lauer

Noes (3): Franks Jr., Mosley and Roberts

Absent (1): Pietzman

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1623**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Hansen, Henderson, Justus, Lant, Lauer, Mosley and Roberts

Noes (1): Franks Jr.

Absent (1): Pietzman

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2088**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Evans, Fitzwater, Henderson, Justus, Lant and Lauer

Noes (4): Franks Jr., Hansen, Mosley and Roberts

Absent (1): Pietzman

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HCR 57**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HBs 1288, 1377 & 2050**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Austin, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (3): Arthur, Carpenter and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1291**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (1): Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1329**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1371**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1409**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Austin, Barnes (60), Berry, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (5): Arthur, Carpenter, Corlew, Runions and Unsicker

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1420**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (2): Corlew and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1421**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1429**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Austin, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Runions, Sommer and Unsicker

Noes (0)

Absent (2): Corlew and Wiemann

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1455**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1460**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1598**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Berry

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1606**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Berry

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1930**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Berry

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1940**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Berry

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 2044**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (14): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1512**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1650**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1685**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Absent (1): Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1690**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Bondon, Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (1): Brown (94)

SUBCOMMITTEE APPOINTMENTS

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Gretchen Bangert to serve on the Subcommittee on Mass Transit Security.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, February 6, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, February 6, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1549, HB 1911, HB 2031, HB 2102

Executive session will be held: HB 1414, HB 1614, HB 1945

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, February 6, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1517

Executive session may be held on any matter referred to the committee.

Budget presentation from the Department of Social Services.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 6, 2018, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HR 4907

Executive session will be held: HR 4907, HB 1351, HCS HB 1597, HB 1675, HB 1676, HB 1905, HCS HB 1663, HB 1660

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1657, HB 1973

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, February 8, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1627

Executive session will be held: HB 1344, HB 1359, HB 2026

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session will be held: HB 2062, HB 1501, HB 1296

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 6, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1436, HB 1621, HB 1729

Executive session will be held: HB 1397

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 2208, HR 4891

Executive session will be held: HB 1265, HB 1285, HB 1233, HB 1232

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 8, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075

Executive session will be held: HB 1461, HB 1635, HB 1679, HB 1802

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1576, HB 1289

Executive session will be held: HCR 66, HB 2032

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 7, 2018, 12:00 PM or upon adjournment, (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2105, HB 1468, HB 1616, HB 2120, HB 2280

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing
Room 4.

Public hearing will be held: HB 2077, HB 2225, HB 2272, HB 1658, HB 2337

Executive session will be held: HB 1252, HB 1516

Executive session may be held on any matter referred to the committee.

HB 2240 (Moon) will not be heard this week in Insurance Committee.

Adding HB 2337.

AMENDED

JUDICIARY

Tuesday, February 6, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing
Room 1.

Public hearing will be held: HB 2079, HB 1987, HB 2185, HB 2042, HB 1590

Executive session will be held: HB 1667

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, February 7, 2018, 12:00 PM or 15 minutes upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1442, HB 1485, HB 2242

Executive session will be held: HB 1806, HB 1947

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2210

Executive session will be held: HB 2140, HB 1263

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, February 7, 2018, 12:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1888, HB 2157, HB 2279

Executive session will be held: HB 1872, HB 1358

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Executive session will be held: HB 1874, HB 1918

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HR 4878, HCR 64, HCR 59, HB 1454, HB 2196

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT

Thursday, February 8, 2018, 9:00 AM or upon adjournment of the Corrections and Public Institutions Committee (whichever is earlier), House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

The committee will hear testimony from Anne Precyth, Director of Missouri Department of Corrections.

SUBCOMMITTEE ON PORTS

Wednesday, February 7, 2018, upon adjournment of the Transportation Committee, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion and a vote on the Committee Report on AIM Zones.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, February 6, 2018, 1:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion with a representative from the Department of Insurance, Financial Institutions and Professional Registration.

SUBCOMMITTEE ON TAX CREDIT REVIEW

Tuesday, February 6, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Testimony from executive branch departments on the utilization and execution of Missouri tax credits.

TRANSPORTATION

Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1613, HB 2116, HB 2187, HR 4839, HB 2122, HB 2181, HB 1444, HB 2153, HB 2080

Executive session may be held on any matter referred to the committee.

We plan to adjourn at 9:45 AM.

UTILITIES

Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 5.

Executive session will be held: HB 1991

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCR 69, HCR 73

Executive session will be held: HB 1368, HB 1462, HB 1469, HCR 53

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Tuesday, February 6, 2018, 9:00 AM, South Gallery.

Public hearing will be held: HB 2188

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

NINETEENTH DAY, TUESDAY, FEBRUARY 6, 2018

HOUSE BILLS FOR SECOND READING

HB 2371 through HB 2375

HOUSE BILLS FOR PERFECTION

HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1859 - Rhoads
HB 1649 - Cornejo
HB 1460 - Evans
HB 1512 - Corlew
HCS HBs 1288, 1377 & 2050 - Engler
HB 1429 - Muntzel
HB 1409 - Fitzpatrick
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman

HOUSE BILLS FOR PERFECTION - CONSENT

(01/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

NINETEENTH DAY, TUESDAY, FEBRUARY 6, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Larry T. Allen, ACHIEVE Program Director, Three Rivers College.

Dear Father in Heaven,

Thank You for blessing all who serve here with the gifts of honor, purpose and discipline. Our prayer today is for the work that is before us and the state that we vitally love and serve. Keep our hearts passionate and our spirits kindled with the love of freedom. Let us be reminded of treating others as ourselves and humbly putting our citizens ahead of our prejudice and personal interest. I pray that our hope is not for our personal gain but in the liberties we allow others to obtain. God, be merciful as we are merciful, and may we stand strong and courageous as a city on a hill to this great nation. May our state and this House honor Your will this day.

In Jesus's name we pray,

Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the eighteenth day was approved as printed by the following vote:

AYES: 145

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Pogue

Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 012

Barnes 60	Brown 94	Conway 10	Gregory	May
Neely	Peters	Plocher	Roden	Rone
Smith 85	Washington			

VACANCIES: 005

SPECIAL RECOGNITION

Members of the Future Farmers of America (FFA) were introduced by Representative Black.

Abby Bertz, State FFA President, addressed the House.

HOUSE RESOLUTIONS

Representative Haefner offered House Resolution No. 5204.

Representative Ross offered House Resolution No. 5213 and House Resolution No. 5214.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2376, introduced by Representative Higdon, relating to disability benefits.

HB 2377, introduced by Representative Houghton, relating to property tax statements.

HB 2378, introduced by Representative Walker (74), relating to teacher training on trauma-informed approach.

HB 2379, introduced by Representative Walker (74), relating to cultural competency training for health care professionals.

HB 2380, introduced by Representative Kelly (141), relating to the practice of psychology.

HB 2381, introduced by Representative Sommer, relating to mental health awareness month.

HB 2382, introduced by Representative Dogan, relating to age attainment for school entry.

HB 2383, introduced by Representative Dogan, relating to the office of financial empowerment.

HB 2384, introduced by Representative Barnes (60), relating to insurance coverage for mental health conditions.

HB 2385, introduced by Representative Reiboldt, relating to commercial zones.

HB 2386, introduced by Representative Reiboldt, relating to sovereign immunity for department of transportation contractors and subcontractors.

HB 2387, introduced by Representative Rehder, relating to recovery of costs in civil actions.

HB 2388, introduced by Representative Neely, relating to fertility preservation procedures for insureds with a cancer diagnosis.

HB 2389, introduced by Representative Baringer, relating to tax credits for contributions to certain benevolent organizations.

HB 2390, introduced by Representative McCann Beatty, relating to sales tax.

HB 2391, introduced by Representative McCann Beatty, relating to investigations of officer-involved incidents.

HB 2392, introduced by Representative McCann Beatty, relating to public access to information about certain licensees.

HB 2393, introduced by Representative Cookson, relating to famous Missourian highway designations.

HB 2394, introduced by Representative Ross, relating to boards of record control.

HB 2395, introduced by Representative Stephens (128), relating to generic drug substitutions.

HB 2396, introduced by Representative Ross, relating to legal services for indigent defendants.

HB 2397, introduced by Representative Dogan, relating to administration of the criminal justice system.

HB 2398, introduced by Representative Grier, relating to temporary licensing of professionals, with a contingent effective date.

HB 2399, introduced by Representative Trent, relating to student data privacy.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2371, relating to school superintendents, with penalty provisions.

HB 2372, relating to the designation of kappa alpha psi day.

HB 2373, relating to elementary and secondary education.

HB 2374, relating to adult abuse.

HB 2375, relating to persons unlawfully present in the United States.

PERFECTION OF HOUSE BILLS

HB 1446, relating to elections, was taken up by Representative Eggleston.

Speaker Pro Tem Haahr assumed the Chair.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1446, Page 1, Section 115.124, Line 1, by removing "a nonpartisan" and inserting in lieu thereof "[~~a nonpartisan~~] an"; and

Further amend said bill and section, Page 2, Line 27, by removing "nonpartisan" and inserting in lieu thereof "[~~nonpartisan~~]"; and

Further amend said bill, page and section, Line 43, by removing "nonpartisan" and inserting in lieu thereof "[~~nonpartisan~~]"; and

Further amend said bill, page and section, Line 44, by removing "nonpartisan" and inserting in lieu thereof "[~~nonpartisan~~]"; and

Further amend said bill, page and section, Line 48, by inserting immediately after all of said section and line the following:

"115.354. In any declaration of candidacy for an office in a political subdivision or special district, a candidate shall declare an affiliation with a political party, as defined in section 115.013."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

On motion of Representative Eggleston, **HB 1446** was ordered perfected and printed.

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1625**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Bernskoetter, Harris, Houghton, Hurst, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (1): Eggleston

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1828**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bernskoetter, Eggleston, Houghton, Hurst, Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1839**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Bernskoetter, Eggleston, Houghton, Hurst, Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (1): Kelly (141)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1907**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Eggleston, Houghton, Hurst, Kelly (141), Love, Morse (151), Reiboldt and Rone

Noes (5): Bernskoetter, Harris, Lavender, McCreery and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 2034**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Bernskoetter, Harris, Houghton, Lavender, Love, McCreery, Morse (151), Reiboldt, Rone and Stevens (46)

Noes (1): Hurst

Absent (2): Eggleston and Kelly (141)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1296**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (1): Lauer

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 2062**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (2): Barnes (60) and Lauer

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1366**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Bahr, Basye, Dogan, Matthiesen, Roeber, Spencer, Swan and Wood

Noes (4): Anders, Bangert, Burnett and Morgan

Absent (1): Barnes (60)

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 2247**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bahr, Barnes (60), Basye, Dogan, Matthiesen, Roeber and Spencer

Noes (6): Anders, Bangert, Burnett, Morgan, Swan and Wood

Absent (0)

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1461**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1679**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1428**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1809**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1887**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1618**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Kelly (141), Mathews, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (2): Helms and McGee

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1611**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Trent and White

Noes (2): Ellebracht and Roberts

Absent (3): Haahr, Mitten and Rehder

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1654**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Corlew, Cornejo, DeGroot, Ellebracht, Haahr, Lant, Phillips, Roberts, Trent and White

Noes (0)

Absent (3): Hill, Mitten and Rehder

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 53**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1462**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (1): Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1469**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (12): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (1): Shumake

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HR 4907**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (3): Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1351**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Love, Muntzel, Pfautsch, Pike and Razer

Noes (2): McCreery and Stevens (46)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 1597**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Kelly (141), Love, Muntzel, Pfautsch and Pike

Noes (3): McCreery, Razer and Stevens (46)

Absent (3): Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1660**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 1663**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Love, McCreery, Muntzel, Pfautsch, Pike, Razer and Stevens (46)

Noes (0)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1675**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (6): Beard, Black, Love, Muntzel, Pfautsch and Pike

Noes (3): McCreery, Razer and Stevens (46)

Absent (4): Kelly (141), Schroer, Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1676**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (7): Beard, Black, Love, Muntzel, Pfautsch, Pike and Schroer

Noes (3): McCreery, Razer and Stevens (46)

Absent (3): Kelly (141), Trent and Washington

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Love, Muntzel, Pfautsch, Pike, Razer, Schroer and Stevens (46)

Noes (1): McCreery

Absent (3): Kelly (141), Trent and Washington

The following members' presence was noted: Barnes (60), Conway (10), Gregory, May, Neely, Plocher, Roden, and Rone.

ADJOURNMENT

Representative Vescovo moved that the House stand adjourned until 9:30 a.m., Wednesday, February 7, 2018, for the administrative order of business and that the House hereby grants leave for committees to meet during the administrative order of business.

Which motion was adopted.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2234, HB 2249

Executive session will be held: HB 1266, HB 1868

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1657, HB 1973

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, February 8, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1627

Executive session will be held: HB 1344, HB 1359, HB 2026

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70

Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 2208, HR 4891

Executive session will be held: HB 1265, HB 1285, HB 1233, HB 1232

Executive session may be held on any matter referred to the committee.

ETHICS

Wednesday, February 7, 2018, 1:00 PM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Portions of this meeting may be closed under the authority of Article III, Section 18 of the Missouri Constitution, House Resolution 74 and Rule 5E and 610.021(3), RSMo.

FISCAL REVIEW

Thursday, February 8, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, February 7, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2105, HB 1468, HB 1616, HB 2120, HB 2280

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, February 7, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1273, HB 1942

Executive session will be held: HB 1268, HB 1528, HB 1275, HB 1876

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, February 7, 2018, 12:00 PM or 15 minutes after conclusion of morning session
(whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1442, HB 1485, HB 2242

Executive session will be held: HB 1806, HB 1947

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, February 7, 2018, 12:30 PM or upon conclusion of morning session
(whichever is later), House Hearing Room 2.

Public hearing will be held: HB 1629, HB 2231, HB 1261

Executive session may be held on any matter referred to the committee.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Wednesday, February 7, 2018, upon conclusion of morning session, South Gallery.

Executive session will be held: HB 1630, HB 1558, HCS HB 1796, HB 1578

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, February 8, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HCR 72

Executive session will be held: HB 1797

Executive session may be held on any matter referred to the committee.

Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021(10), (19), (20)
and (21), RSMo., portions of the meeting may be closed.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, February 7, 2018, 12:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1888, HB 2157, HB 2279

Executive session will be held: HB 1872, HB 1358

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, February 7, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session will be held: HB 1874, HB 1918

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HR 4878, HCR 64, HCR 59, HB 1454, HB 2196

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT

Thursday, February 8, 2018, 9:00 AM or upon adjournment of the Corrections and Public
Institutions Committee (whichever is earlier), House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

The committee will hear testimony from Anne Precyth, Director of Missouri Department of
Corrections.

SUBCOMMITTEE ON PORTS

Wednesday, February 7, 2018, upon adjournment of the Transportation Committee,
House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion and a vote on the Committee Report on AIM Zones.

TRANSPORTATION

Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1613, HB 2116, HB 2187, HR 4839, HB 2122, HB 2181,
HB 1444, HB 2153, HB 2080

Executive session may be held on any matter referred to the committee.

We plan to adjourn at 9:45 AM.

UTILITIES

Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 5.

Executive session will be held: HB 1991

Executive session may be held on any matter referred to the committee.

CANCELLED

WORKFORCE DEVELOPMENT

Wednesday, February 7, 2018, 9:00 AM, House Hearing Room 4.

Public hearing will be held: HB 2239

Executive session will be held: HB 2156

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTIETH DAY, WEDNESDAY, FEBRUARY 7, 2018

HOUSE BILLS FOR SECOND READING

HB 2376 through HB 2399

HOUSE BILLS FOR PERFECTION

HB 1350 - Smith (163)

HB 1415 - Lauer

HCS HB 1370 - Sommer

HB 1677 - Lauer

HB 1267 - Lichtenegger

HB 1691 - Miller

HB 1607 - Korman

HB 1838 - Bernskoetter

HB 1383 - Miller

HB 1413 - Taylor

HCS HB 1653 - Cornejo

HCS HB 1251 - Plocher

HCS HB 1879 - Fraker

HB 1620 - Rehder

HB 1389 - Fitzpatrick

HB 1600 - Higdon

HB 1859 - Rhoads

HB 1649 - Cornejo

HB 1460 - Evans

HB 1512 - Corlew

HCS HBs 1288, 1377 & 2050 - Engler

HB 1429 - Muntzel

HB 1409 - Fitzpatrick

HB 1367 - Basye

HB 1420 - Pfautsch

HCS HB 1930 - Chipman

HCS HB 1685 - Hill

HCS HB 1690 - Engler

HB 1598 - Fraker

HB 1650 - Cornejo

HB 1329 - Remole

HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

(2/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTIETH DAY, WEDNESDAY, FEBRUARY 7, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou wilt show me the path of life: in Thy presence is fullness of joy. (Psalm 16:11)

O God, we pray that You will restore our souls, refresh our spirits, and reinvigorate our bodies that we may be made ready for the many responsibilities of this long day.

Grant unto us sincerity that we may persistently seek the things that endure, refusing those which perish, and when things seem vulnerable and at times deceptive, may we see the truth steadily, follow the light faithfully, and grow ever richer in Your love, which is the life of all men and women.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the nineteenth day was approved as printed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Grier	Haahr
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pietzman
Pike	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155

Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 015

Bernskoetter	Bondon	Brown 94	Christofanelli	Curtis
Fitzpatrick	Fitzwater	Gregory	Haefner	Peters
Plocher	Rone	Smith 85	Swan	Tate

VACANCIES: 005

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2400, introduced by Representative Messenger, relating to alcohol possession in motor vehicles, with penalty provisions.

HB 2401, introduced by Representative Redmon, relating to eminent domain by utility entities.

HB 2402, introduced by Representative Brattin, relating to the fourth amendment rights protection act, with an emergency clause.

HB 2403, introduced by Representative Muntzel, relating to the state theatre.

HB 2404, introduced by Representative Stephens (128), relating to retirement credit for prior military service.

HB 2405, introduced by Representative Unsicker, relating to the rights of children with disabilities.

HB 2406, introduced by Representative Alferman, relating to sports wagering.

HB 2407, introduced by Representative Ruth, relating to an advisory council on rare diseases within the MO HealthNet division.

HB 2408, introduced by Representative Fitzpatrick, relating to the bright flight promise program.

HB 2409, introduced by Representative Fraker, relating to intoxicating liquor licenses.

HB 2410, introduced by Representative Bernskoetter, relating to associate circuit court judges.

HB 2411, introduced by Representative Pike, relating to school librarians.

HB 2412, introduced by Representative Corlew, relating to state funding for college-level classes taken in high school.

HB 2413, introduced by Representative Schroer, relating to blood withdrawals by medical personnel for the purpose of determining alcohol content.

HB 2414, introduced by Representative Redmon, relating to eminent domain for electric transmission line projects.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2376, relating to disability benefits.

HB 2377, relating to property tax statements.

HB 2378, relating to teacher training on trauma-informed approach.

HB 2379, relating to cultural competency training for health care professionals.

HB 2380, relating to the practice of psychology.

HB 2381, relating to mental health awareness month.

HB 2382, relating to age attainment for school entry.

HB 2383, relating to the office of financial empowerment.

HB 2384, relating to insurance coverage for mental health conditions.

HB 2385, relating to commercial zones.

HB 2386, relating to sovereign immunity for department of transportation contractors and subcontractors.

HB 2387, relating to recovery of costs in civil actions.

HB 2388, relating to fertility preservation procedures for insureds with a cancer diagnosis.

HB 2389, relating to tax credits for contributions to certain benevolent organizations.

HB 2390, relating to sales tax.

HB 2391, relating to investigations of officer-involved incidents.

HB 2392, relating to public access to information about certain licensees.

HB 2393, relating to famous Missourian highway designations.

HB 2394, relating to boards of record control.

HB 2395, relating to generic drug substitutions.

HB 2396, relating to legal services for indigent defendants.

HB 2397, relating to administration of the criminal justice system.

HB 2398, relating to temporary licensing of professionals, with a contingent effective date.

HB 2399, relating to student data privacy.

PERFECTION OF HOUSE BILLS

HB 1350, relating to background check requirements for certain in-home service providers, was taken up by Representative Smith (163).

On motion of Representative Smith (163), the title of **HB 1350** was agreed to.

Representative Quade offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1350, Page 3, Section 192.2495, Line 76, by deleting the word "**568.020**"; and

Further amend said bill, page, section and line, by inserting after the word "**570.040**" the words "**as it existed prior to January 1, 2017**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Quade, **House Amendment No. 1** was adopted.

On motion of Representative Smith (163), **HB 1350, as amended**, was ordered perfected and printed.

HB 1415, relating to professional development for teachers, was taken up by Representative Lauer.

On motion of Representative Lauer, the title of **HB 1415**, relating to educational workforce development, was agreed to.

Representative Lauer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1415, Page 1, Section A, Line 2, by inserting after all of said section and line the following:

"160.572. 1. For purposes of this section, the following terms mean:

(1) "ACT assessment", the ACT assessment or the ACT Plus Writing assessment;

(2) "WorkKeys", the ACT WorkKeys assessments required for the National Career Readiness Certificate.

2. (1) In any school year in which the department of elementary and secondary education directs a state-funded census administration of the ACT assessment to any group of students, any student who would be allowed or required to participate in the census administration shall receive the opportunity, on any date within three months before the census administration, to participate in a state-funded administration of WorkKeys.

(2) Any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection shall not participate in any state-funded census administration of the ACT assessment.

(3) The department of elementary and secondary education shall not require school districts or charter schools to administer the ACT assessment to any student who participated in a state-funded administration of WorkKeys as described under subdivision (1) of this subsection.

3. (1) In any school year in which a school district directs the administration of the ACT assessment to any group of its students to be funded by the district, any student who would be allowed or required to participate in the district-funded administration shall receive the opportunity, on any date within three months before the administration, to participate in an administration of WorkKeys funded by the school district.

(2) Nothing in this section shall require a school district to fund the administration of the ACT assessment to any student who participated in a district-funded administration of WorkKeys as described under subdivision (1) of this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Lauer, **House Amendment No. 1** was adopted.

On motion of Representative Lauer, **HB 1415, as amended**, was ordered perfected and printed.

HCS HB 1370, relating to financial accountability of public schools, was taken up by Representative Sommer.

On motion of Representative Sommer, the title of **HCS HB 1370** was agreed to.

Representative Sommer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1370, Page 1, Section 160.066, Line 3, by deleting the word "**budget**" on said line and inserting in lieu thereof the phrase "**expenditure and revenue document or**"; and

Further amend said bill, page and section, Lines 5-8, by deleting all of said lines and inserting in lieu thereof the following:

"searchable PDF, document, or spreadsheet. If the public school district or charter school does not provide the aforementioned detailed financial and budgetary information on its website, then a direct link to

the department of elementary and secondary education's website, which has detailed financial and budgetary information about the public school district or charter school, shall be provided on the district's website. The site"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Sommer, **House Amendment No. 1** was adopted.

On motion of Representative Sommer, **HCS HB 1370, as amended**, was adopted.

On motion of Representative Sommer, **HCS HB 1370, as amended**, was ordered perfected and printed.

HB 1677, relating to student assessments, was placed on the Informal Calendar.

HB 1267, relating to virtual education, was taken up by Representative Lichtenegger.

On motion of Representative Lichtenegger, the title of **HB 1267**, relating to online institutions, was agreed to.

On motion of Representative Lichtenegger, **HB 1267** was ordered perfected and printed.

HB 1691, relating to the public service commission, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HB 1691** was agreed to.

On motion of Representative Miller, **HB 1691** was ordered perfected and printed.

HB 1607, relating to lead-acid batteries, was placed on the Informal Calendar.

HB 1838, to authorize the conveyance of certain state property, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, the title of **HB 1838** was agreed to.

On motion of Representative Bernskoetter, **HB 1838** was ordered perfected and printed.

Speaker Richardson assumed the Chair.

HB 1383, relating to abortion, was taken up by Representative Miller.

On motion of Representative Miller, the title of **HB 1383**, relating to parental notification, was agreed to.

Speaker Pro Tem Haahr resumed the Chair.

Speaker Richardson resumed the Chair.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Frederick	Gannon	Grier	Haahr
Haefner	Hannegan	Hansen	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kidd
Kolkmeier	Lant	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	Messenger	Miller
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Phillips	Pietzman	Pike	Plocher	Pogue
Redmon	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Ruth	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 036

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Harris	Lavender	May	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Newman	Nichols	Quade	Razer
Roberts	Runions	Smith 85	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 021

Bondon	Brown 94	Butler	Conway 10	Curtman
Fitzpatrick	Green	Gregory	Kendrick	Korman
Lauer	McDaniel	Mitten	Moon	Peters
Pierson Jr	Rehder	Rowland 29	Schroer	Stevens 46
Walker 74				

VACANCIES: 005

On motion of Representative Miller, **HB 1383** was ordered perfected and printed.

HB 1413, relating to labor organizations, was taken up by Representative Taylor.

On motion of Representative Taylor, the title of **HB 1413** was agreed to.

HB 1413 was laid over.

On motion of Representative Vescovo, the House recessed until 2:30 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Pro Tem Haahr.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 069

Anders	Anderson	Bangert	Baringer	Barnes 60
Basye	Beck	Black	Brattin	Brown 27
Brown 57	Burns	Cross	Curtman	DeGroot
Evans	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Houghton	Hurst
Justus	Kelly 141	Kendrick	Lant	Lauer
Lichtenegger	Love	Lynch	Matthiesen	May
Miller	Morse 151	Mosley	Muntzel	Newman
Pfautsch	Pietzman	Pogue	Quade	Redmon
Reiboldt	Reisch	Remole	Rhoads	Roeber
Rone	Rowland 155	Shull 16	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Walsh
Washington	Wessels	White	Wilson	

NOES: 001

Smith 85

PRESENT: 038

Andrews	Barnes 28	Beard	Berry	Burnett
Chipman	Christofanelli	Conway 104	Corlew	Dogan
Dohrman	Eggleston	Ellington	Fitzwater	Gray
Haahr	Higdon	Houx	Johnson	Lavender
Marshall	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Moon	Nichols	Pierson Jr	Plocher
Ruth	Schroer	Shaul 113	Smith 163	Sommer
Unsicker	Vescovo	Walker 3		

ABSENT WITH LEAVE: 050

Adams	Alferman	Arthur	Austin	Bahr
Bernskoetter	Bondon	Brown 94	Butler	Carpenter
Conway 10	Cookson	Cornejo	Curtis	Davis

Ellebracht	Engler	Fitzpatrick	Franklin	Franks Jr
Green	Hill	Kelley 127	Kidd	Kolkmeyer
Korman	Mathews	Merideth 80	Messenger	Mitten
Morgan	Morris 140	Neely	Peters	Phillips
Pike	Razer	Rehder	Roberts	Roden
Ross	Rowland 29	Runions	Shumake	Spencer
Stevens 46	Walker 74	Wiemann	Wood	Mr. Speaker

VACANCIES: 005

PERFECTION OF HOUSE BILLS

HB 1413, relating to labor organizations, was again taken up by Representative Taylor.

Representative Taylor offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1413, Page 1, Section 105.504, Line 5, by deleting all of said line and inserting in lieu thereof the following:

"employee member or public employee nonmember, provided that a public employer may choose to withhold such sums, and then such withholding shall be done in accordance with this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Taylor, **House Amendment No. 1** was adopted.

Representative Brattin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1413, Page 2, Section 105.504, Line 43, by inserting immediately after all of said section and line the following:

"105.525. **1.** Issues with respect to appropriateness of bargaining units and majority representative status shall be resolved by the state board of mediation. In the event that the appropriate administrative body or any of the bargaining units shall be aggrieved by the decision of the state board of mediation, an appeal may be had to the circuit court of the county where the administrative body is located or in the circuit court of Cole County. ~~[The state board of mediation shall use the services of the state hearing officer in all contested cases.]~~

2. Notwithstanding any other provision of law to the contrary, the state board of mediation shall conduct an election to certify the exclusive bargaining representative of an appropriate collective bargaining unit every two years. If no representative receives at least fifty-one percent of the votes in favor of certification or recertification at the expiration of the collective bargaining agreement, if any, the board shall decertify the current representative, if any. If a representative is decertified under this section, the affected employees covered under sections 105.500 to 105.530 shall not be included in a substantially similar collective bargaining unit for twelve months from the date of decertification."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 2 was withdrawn.

Representative Beck offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Bill No. 1413, Page 2, Section 105.504, Line 36, by deleting all of said line and inserting in lieu thereof the following:

"9. This section shall not apply to first responders or any public labor organization that represents such an individual.

10. For purposes of this section, the following terms mean:"; and

Further amend said bill, page and section, Line 39, by inserting immediately after all of said line the following:

"(2) "First responder", any person trained and authorized by law or rule to render emergency medical assistance or treatment that shall include, but not be limited to, emergency first responders, police officers, sheriffs, deputy sheriffs, firefighters, ambulance attendants and attendant drivers, emergency medical technicians, mobile emergency medical technicians, emergency medical technician-paramedics, registered nurses, and physicians;" and

Further amend said bill, page and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeier
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pietzman	Pike	Plocher
Pogue	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Roeber	Rone
Ross	Rowland 155	Ruth	Schroer	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 043

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns

Butler	Carpenter	Conway 10	Ellebracht	Ellington
Franks Jr	Gray	Green	Harris	Kendrick
Lavender	May	McCann Beatty	McCreery	McGee
Meredith 71	Merideth 80	Mitten	Morgan	Mosley
Newman	Nichols	Pierson Jr	Quade	Roberts
Rowland 29	Runions	Smith 85	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 014

Bondon	Brown 94	Cookson	Curtis	DeGroot
Dogan	Fitzpatrick	Korman	Moon	Peters
Razer	Shaul 113	Stephens 128	Mr. Speaker	

VACANCIES: 005

Representative Beck moved that **House Amendment No. 3** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Beck:

AYES: 063

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Conway 104	Corlew
Cornejo	Ellebracht	Ellington	Engler	Fitzwater
Franks Jr	Gannon	Gray	Green	Gregory
Harris	Henderson	Higdon	Kendrick	Kidd
Lauer	Lavender	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Muntzel	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Roden	Rowland 29	Runions	Ruth	Schroer
Smith 85	Sommer	Stevens 46	Tate	Unsicker
Walker 74	Washington	Wessels		

NOES: 085

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Brattin	Brown 57	Chipman	Christofanelli
Cross	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Evans	Fraker	Francis
Franklin	Frederick	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kolkmeyer	Lant	Lichtenegger	Love
Lynch	Marshall	Mathews	Messenger	Miller
Moon	Morris 140	Morse 151	Pfautsch	Phillips
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roeber	Rone	Ross	Rowland 155	Shaul 113

Shull 16	Shumake	Smith 163	Spencer	Stacy
Swan	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 009

Bondon	Brown 94	Cookson	Fitzpatrick	Korman
Neely	Peters	Stephens 128	Mr. Speaker	

VACANCIES: 005

Representative Washington offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Bill No. 1413, Page 2, Section 105.504, Lines 40-43, by deleting all of said lines and inserting in lieu thereof the following:

"(2) **"Public employee", an employee of the state or a political subdivision thereof;**
(3) **"Public labor organization", any organization, composed of public employees, that exists and is constituted for the purpose, in whole or in part, of collective bargaining or dealing with public employers concerning grievances, terms and conditions of employment, or other mutual aid or protection. This term shall only include bargaining units composed of public employees.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Washington, **House Amendment No. 4** was adopted.

On motion of Representative Taylor, **HB 1413, as amended**, was ordered perfected and printed.

HCS HB 1653, relating intoxicating liquor, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HCS HB 1653**, relating to intoxicating liquor, was agreed to.

Representative Cornejo offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1653, Page 2, Section 311.355, Line 24, by deleting "**11 CSR 70-2.240(5)(I)**" and inserting in lieu thereof "**subsection 6 of this section**"; and

Further amend said bill, page and section, Lines 34-39, by removing all of said lines and inserting in lieu thereof the following:

"5. The retailer shall assume the cost of the sale or discounted price permitted under subsection 4 of this section. No manufacturer shall directly or indirectly fund the cost of any cash rebate coupon program or loyalty program allowed under this subsection.

6. No advertisement of intoxicating liquor or nonintoxicating beer authorized under subsection 4 of this section shall contain a price that is below the retailer's actual cost, including any combination of coupons, premiums, prizes, rebates, loyalty programs, or other discounts."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

On motion of Representative Cornejo, **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr resumed the Chair.

On motion of Representative Cornejo, **HCS HB 1653, as amended**, was adopted.

On motion of Representative Cornejo, **HCS HB 1653, as amended**, was ordered perfected and printed.

HCS HB 1251, relating to foreclosure proceeds, was taken up by Representative Plocher.

On motion of Representative Plocher, the title of **HCS HB 1251** was agreed to.

Representative Plocher offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1251, Page 2, Section 140.230, Line 36, by deleting the word "**may**" and inserting in lieu thereof the word "**shall**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Plocher, **House Amendment No. 1** was adopted.

Representative McCann Beatty offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1251, Page 1, Section 140.230, Line 16, by deleting the word "**thirty**" and inserting in lieu thereof the word "**ninety**"; and

Further amend said bill and section, Page 2, Line 23, by deleting the word "**thirty**" and inserting in lieu thereof the word "**ninety**"; and

Further amend said bill and section, Page 2, Line 30, by deleting the word "**thirty**" and inserting in lieu thereof the word "**ninety**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCann Beatty, **House Amendment No. 2** was adopted.

On motion of Representative Plocher, **HCS HB 1251, as amended**, was adopted.

On motion of Representative Plocher, **HCS HB 1251, as amended**, was ordered perfected and printed.

HCS HB 1879, relating to financial transactions involving public entities, was taken up by Representative Fraker.

On motion of Representative Fraker, the title of **HCS HB 1879** was agreed to.

On motion of Representative Fraker, **HCS HB 1879** was adopted.

On motion of Representative Fraker, **HCS HB 1879** was ordered perfected and printed.

HB 1620, relating to distributions of hypodermic needles, was placed on the Informal Calendar.

HB 1389, relating to autocycles, was placed on the Informal Calendar.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers, was placed on the Informal Calendar.

HB 1859, relating to mutual aid agreements, was taken up by Representative Rhoads.

On motion of Representative Rhoads, the title of **HB 1859** was agreed to.

Representative Taylor assumed the Chair.

On motion of Representative Rhoads, **HB 1859** was ordered perfected and printed.

HB 1649, relating to law enforcement animals, was taken up by Representative Cornejo.

On motion of Representative Cornejo, the title of **HB 1649** was agreed to.

Representative Rhoads raised a point of order that a member was in violation of Rule 85.

Representative Taylor requested a parliamentary ruling.

The Chair advised the members to confine their comments to the question under debate.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 099

Anderson	Andrews	Austin	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	Dogan
Dohrman	Eggleston	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kidd	Kolkmeier	Korman	Lant	Lauer
Love	Lynch	Marshall	Mathews	Matthiesen
McDaniel	Messenger	Miller	Moon	Morris 140
Morse 151	Muntzel	Pfautsch	Pietzman	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	

NOES: 041

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Gray	Green	Kendrick	May
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Mitten	Morgan	Mosley	Newman	Nichols
Pierson Jr	Quade	Razer	Roberts	Rowland 29
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wessels				

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Bahr	Bondon	Brown 94	Cookson
DeGroot	Fitzpatrick	Franks Jr	Harris	Higdon
Kelley 127	Lavender	Lichtenegger	Neely	Peters
Phillips	Walker 74	Mr. Speaker		

VACANCIES: 005

On motion of Representative Cornejo, **HB 1649** was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Curtis:

AYES: 101

Anders	Anderson	Andrews	Austin	Bahr
Bangert	Baringer	Barnes 60	Basye	Bernskoetter
Berry	Black	Brattin	Brown 27	Brown 57
Chipman	Conway 10	Conway 104	Corlew	Cornejo
Cross	Davis	DeGroot	Dohrman	Eggleston

Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Hill	Houx	Justus
Kelley 127	Kelly 141	Kolkmeyer	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McDaniel	Messenger	Miller
Morris 140	Morse 151	Muntzel	Nichols	Pfautsch
Pietzman	Pike	Plocher	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Sommer	Spencer	Stephens 128
Swan	Tate	Taylor	Vescovo	Walker 3
Walsh	Wessels	White	Wiemann	Wilson
Wood				

NOES: 044

Adams	Arthur	Barnes 28	Beard	Beck
Burnett	Burns	Butler	Carpenter	Christofanelli
Curtis	Curtman	Dogan	Ellington	Franks Jr
Frederick	Gray	Green	Houghton	Hurst
Johnson	Kendrick	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Pierson Jr	Pogue
Quade	Roberts	Smith 85	Smith 163	Stacy
Stevens 46	Trent	Unsicker	Washington	

PRESENT: 000

ABSENT WITH LEAVE: 013

Alferman	Bondon	Brown 94	Cookson	Fitzpatrick
Higdon	Kidd	Lavender	Neely	Peters
Phillips	Walker 74	Mr. Speaker		

VACANCIES: 005

Speaker Pro Tem Haahr resumed the Chair.

HB 1460, relating to a tax deduction for certain Olympic athletes, was placed on the Informal Calendar.

HB 1512, relating to the uniform arbitration act, was taken up by Representative Corlew.

On motion of Representative Corlew, the title of **HB 1512** was agreed to.

HB 1512 was placed on the Informal Calendar.

HCS HBs 1288, 1377 & 2050, relating to tax credits for contributions to certain benevolent organizations, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HBs 1288, 1377 & 2050** was agreed to.

Representative Roden offered **House Amendment No. 1.**

House Amendment No. 1

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

"135.090. 1. As used in this section, the following terms mean:

(1) "Homestead", the dwelling in Missouri owned by the surviving spouse and not exceeding five acres of land surrounding it as is reasonably necessary for use of the dwelling as a home. As used in this section, "homestead" shall not include any dwelling which is occupied by more than two families;

(2) "Public safety officer", any firefighter, police officer, capitol police officer, parole officer, probation officer, correctional employee, water patrol officer, park ranger, conservation officer, commercial motor enforcement officer, emergency medical technician, first responder, or highway patrolman employed by the state of Missouri or a political subdivision thereof who is killed in the line of duty, unless the death was the result of the officer's own misconduct or abuse of alcohol or drugs;

(3) "Surviving spouse", a spouse, who has not remarried, of a public safety officer.

2. For all tax years beginning on or after January 1, 2008, a surviving spouse shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to the total amount of the property taxes on the surviving spouse's homestead paid during the tax year for which the credit is claimed. A surviving spouse may claim the credit authorized under this section for each tax year beginning the year of death of the public safety officer spouse until the tax year in which the surviving spouse remarries. No credit shall be allowed for the tax year in which the surviving spouse remarries. If the amount allowable as a credit exceeds the income tax reduced by other credits, then the excess shall be considered an overpayment of the income tax.

3. The department of revenue shall promulgate rules to implement the provisions of this section.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

5. Pursuant to section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall expire on December 31, ~~[2019]~~ **2026**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 1** was adopted.

Representative Roberts offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 3, Section 135.341, Line 77, by inserting immediately after said section and line the following:

"135.562. 1. If any taxpayer with a federal adjusted gross income of thirty thousand dollars or less incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer, such taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of one hundred percent of such costs or two thousand five hundred dollars per taxpayer, per tax year.

2. Any taxpayer with a federal adjusted gross income greater than thirty thousand dollars but less than sixty thousand dollars who incurs costs for the purpose of making all or any portion of such taxpayer's principal dwelling accessible to an individual with a disability who permanently resides with the taxpayer shall receive a tax credit against such taxpayer's Missouri income tax liability in an amount equal to the lesser of fifty percent of such costs or two thousand five hundred dollars per taxpayer per tax year. No taxpayer shall be eligible to receive tax credits under this section in any tax year immediately following a tax year in which such taxpayer received tax credits under the provisions of this section.

3. Tax credits issued pursuant to this section may be refundable in an amount not to exceed two thousand five hundred dollars per tax year.

4. Eligible costs for which the credit may be claimed include:

- (1) Constructing entrance or exit ramps;
- (2) Widening exterior or interior doorways;
- (3) Widening hallways;
- (4) Installing handrails or grab bars;
- (5) Moving electrical outlets and switches;
- (6) Installing stairway lifts;
- (7) Installing or modifying fire alarms, smoke detectors, and other alerting systems;
- (8) Modifying hardware of doors; or
- (9) Modifying bathrooms.

5. The tax credits allowed, including the maximum amount that may be claimed, pursuant to this section shall be reduced by an amount sufficient to offset any amount of such costs a taxpayer has already deducted from such taxpayer's federal adjusted gross income or to the extent such taxpayer has applied any other state or federal income tax credit to such costs.

6. A taxpayer shall claim a credit allowed by this section in the same taxable year as the credit is issued, and at the time such taxpayer files his or her Missouri income tax return; provided that such return is timely filed.

7. The department may, in consultation with the department of social services, promulgate such rules or regulations as are necessary to administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

8. The provisions of this section shall apply to all tax years beginning on or after January 1, 2008.

9. The provisions of this section shall expire December 31, ~~2019~~ **2026**, unless reauthorized by the general assembly. This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to redeem tax credits authorized on or before the date the program authorized under this section expires or a taxpayer's ability to redeem such tax credits.

10. In no event shall the aggregate amount of all tax credits allowed pursuant to this section exceed ~~[one]~~ **two** hundred thousand dollars in any given fiscal year. The tax credits issued pursuant to this section shall be on a first-come, first-served filing basis."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roberts, **House Amendment No. 2** was adopted.

Representative Baringer offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 8, Section 135.630, Line 98, by inserting after all of said section and line the following:

- "135.647. 1. As used in this section, the following terms shall mean:
- (1) "Local food pantry", any food pantry that is:
 - (a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and
 - (b) Distributing emergency food supplies to Missouri low-income people who would otherwise not have access to food supplies in the area in which the taxpayer claiming the tax credit under this section resides;
 - (2) "Local homeless shelter", any homeless shelter that is:
 - (a) **Exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and**
 - (b) **Providing temporary living arrangements, in the area in which the taxpayer claiming the tax credit under this section resides, for individuals and families who otherwise lack a fixed, regular, and adequate nighttime residence and lack the resources or support networks to obtain other permanent housing;**
 - (3) "Local soup kitchen", any soup kitchen that is:
 - (a) **Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended;**
- and
- (b) **Providing prepared meals through an established congregate feeding operation to needy, low-income persons including, but not limited to, homeless persons in the area in which the taxpayer claiming the tax credit under this section resides;**
- (4) "Taxpayer", an individual, a firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in this state and subject to the state income tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.
2. (1) Beginning on March 29, 2013, any donation of cash or food made **to a local food pantry** on or after January 1, 2013, **unless such food is donated after the food's expiration date**, shall be eligible for tax credits as provided by this section.
- (2) ~~[For all tax years beginning on or after January 1, 2007,]~~ **Beginning on August 28, 2018, any donation of cash or food made to a local soup kitchen or local homeless shelter on or after January 1, 2018, unless such food is donated after the food's expiration date, shall be eligible for a tax credit as provided under this section.**
- (3) Any taxpayer who ~~[donates cash or food, unless such food is donated after the food's expiration date, to any local food pantry]~~ **makes a donation that is eligible for a tax credit under this section** shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent of the value of the donations made to the extent such amounts that have been subtracted from federal adjusted gross income or federal taxable income are added back in the determination of Missouri adjusted gross income or Missouri taxable income before the credit can be claimed. Each taxpayer claiming a tax credit under this section shall file an affidavit with the income tax return verifying the amount of their contributions. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed~~;~~ and shall not exceed two thousand five hundred dollars per taxpayer claiming the credit. Any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year shall not be refundable, but may be carried forward to any of the taxpayer's three subsequent ~~[taxable]~~ tax years. No tax credit granted under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive a credit pursuant to this section if such taxpayer employs persons who are not authorized to work in the United States under federal law. **No taxpayer shall be able to claim more than one credit under this section for a single donation.**
3. The cumulative amount of tax credits under this section which may be allocated to all taxpayers contributing to a local food pantry, **local soup kitchen, or local homeless shelter** in any one fiscal year shall not exceed one million seven hundred fifty thousand dollars. The director of revenue shall establish a procedure by which the cumulative amount of tax credits is apportioned among all taxpayers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed. To the maximum extent possible, the director of revenue shall

establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

4. Any local food pantry, **local soup kitchen, or local homeless shelter** may accept or reject any donation of food made under this section for any reason. For purposes of this section, any donations of food accepted by a local food pantry, **local soup kitchen, or local homeless shelter** shall be valued at fair market value, or at wholesale value if the taxpayer making the donation of food is a retail grocery store, food broker, wholesaler, or restaurant.

5. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of ~~[March 29, 2013]~~ **August 28, 2018**, and shall expire on December 31, ~~[2019]~~ **2026**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair ~~[the department's]~~ **a taxpayer's** ability to redeem tax credits authorized on or before the date the program authorized under this section expires ~~[or a taxpayer's ability to redeem such tax credits].~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Walker (74) offered **House Amendment No. 1 to House Amendment No. 3.**

*House Amendment No. 1
to
House Amendment No. 3*

AMEND House Amendment No. 3 to House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 1, Line 1, by deleting said line and inserting in lieu thereof the following:

"AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 6, Section 135.600, Line 90, by inserting immediately after said line the following:

"135.615. 1. As used in this section, the following terms mean:

(1) **"Contribution"**, a contribution of cash, stock, bonds, or other marketable securities, or real property;

(2) **"Diaper bank"**, a nonprofit charitable organization or a program or project of a nonprofit charitable organization that collects or purchases diapers for infants, children, or incontinent adults and regularly distributes diapers to individuals free of charge, either directly to an individual or indirectly through two or more partner agencies. To qualify as a diaper bank, an organization, program, or project shall not require any participation in financial, organizational, or religious activities to receive diapers;

(3) **"Director"**, the director of the department of social services;

(4) **"Tax credit"**, a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

(5) **"Taxpayer"**, a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal

income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty-five percent of the amount of such taxpayer's contributions to a diaper bank.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. No portion of the tax credit that cannot be claimed in the tax year for which it was issued shall be carried over to any other tax year. No tax credits issued under the provisions of this section shall be assigned, transferred, or sold.

4. A taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contributions to diaper banks in the tax year is at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as diaper banks. The director may require of an organization, program, or project seeking classification as a diaper bank whatever information that is reasonably necessary to make such a determination. The director shall classify an organization, program, or project as a diaper bank if the facility meets the definition under subsection 1 of this section. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a diaper bank.

6. The cumulative amount of tax credits that may be claimed under this section in a tax year shall not exceed one million dollars. Tax credits shall be issued on a first-come, first-served basis.

7. The director shall establish a procedure by which, from the beginning of the tax year until some point in time later in the tax year to be determined by the director, the cumulative amount of tax credits are apportioned among all facilities classified as diaper banks. If a diaper bank fails to use all, or some percentage determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion such unused tax credits to those diaper banks that have used all, or some percentage determined by the director, of their apportioned tax credits during the predetermined period of time. The director may establish more than one period of time and reapportion more than once during each tax year. To the maximum extent possible, the administration of this procedure shall enable taxpayers to claim the cumulative amount of tax credits available for the tax year.

8. Each diaper bank shall provide information to the director concerning the identity of each taxpayer who makes a contribution to the diaper bank and claims a tax credit under this section and the amount of such contribution. The director shall provide the information to the director of revenue. The director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prohibit a taxpayer from claiming a tax credit that was properly issued before the program was sunset."; and

Further amend said bill, Page 8, Section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 to House Amendment No. 3 was withdrawn.

Representative Walker (74) offered **House Substitute Amendment No. 1 for House Amendment No. 3**.

*House Substitute Amendment No. 1
for
House Amendment No. 3*

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 6, Section 135.600, Line 90, by inserting immediately after said line the following:

"135.615. 1. As used in this section, the following terms mean:

(1) "Contribution", a contribution of cash, stock, bonds, or other marketable securities, or real property;

(2) "Diaper bank", a nonprofit charitable organization or a program or project of a nonprofit charitable organization that collects or purchases diapers for infants, children, or incontinent adults and regularly distributes diapers to individuals free of charge, either directly to an individual or indirectly through two or more partner agencies. To qualify as a diaper bank, an organization, program, or project shall not require any participation in financial, organizational, or religious activities to receive diapers;

(3) "Director", the director of the department of social services;

(4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;

(5) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty-five percent of the amount of such taxpayer's contributions to a diaper bank.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of five thousand dollars per tax year. No portion of the tax credit that cannot be claimed in the tax year for which it was issued shall be carried over to any other tax year. No tax credits issued under the provisions of this section shall be assigned, transferred, or sold.

4. A taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contributions to diaper banks in the tax year is at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as diaper banks. The director may require of an organization, program, or project seeking classification as a diaper bank whatever information that is reasonably necessary to make such a determination. The director shall classify an organization, program, or project as a diaper bank if the facility meets the definition under subsection 1 of this section. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a diaper bank.

6. The cumulative amount of tax credits that may be claimed under this section in a tax year shall not exceed one hundred thousand dollars. Tax credits shall be issued on a first-come, first-served basis.

7. The director shall establish a procedure by which, from the beginning of the tax year until some point in time later in the tax year to be determined by the director, the cumulative amount of tax credits are apportioned among all facilities classified as diaper banks. If a diaper bank fails to use all, or some percentage determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion such unused tax credits to those diaper banks that have used all, or some percentage determined by the director, of their apportioned tax credits during the predetermined period of time. The director may establish more than one period of time and reapportion more than once during each tax year. To the maximum extent possible, the administration of this procedure shall enable taxpayers to claim the cumulative amount of tax credits available for the tax year.

8. Each diaper bank shall provide information to the director concerning the identity of each taxpayer who makes a contribution to the diaper bank and claims a tax credit under this section and the amount of such contribution. The director shall provide the information to the director of revenue. The

director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. The program shall be evaluated every two years by the director.

10. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prohibit a taxpayer from claiming a tax credit that was properly issued before the program was sunset."; and

Further amend said Bill, Page 8, Section 135.630, Line 98, by inserting after all of said section and line the following:

"135.647. 1. As used in this section, the following terms shall mean:

(1) "Local food pantry", any food pantry that is:

(a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Distributing emergency food supplies to Missouri low-income people who would otherwise not have access to food supplies in the area in which the taxpayer claiming the tax credit under this section resides;

(2) "Local homeless shelter", any homeless shelter that is:

(a) Exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Providing temporary living arrangements, in the area in which the taxpayer claiming the tax credit under this section resides, for individuals and families who otherwise lack a fixed, regular, and adequate nighttime residence and lack the resources or support networks to obtain other permanent housing;

(3) "Local soup kitchen", any soup kitchen that is:

(a) Exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, as amended; and

(b) Providing prepared meals through an established congregate feeding operation to needy, low-income persons including, but not limited to, homeless persons in the area in which the taxpayer claiming the tax credit under this section resides;

(4) "Taxpayer", an individual, a firm, a partner in a firm, corporation, or a shareholder in an S corporation doing business in this state and subject to the state income tax imposed by chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265.

2. (1) Beginning on March 29, 2013, any donation of cash or food made to a local food pantry on or after January 1, 2013, unless such food is donated after the food's expiration date, shall be eligible for tax credits as provided by this section.

(2) ~~[For all tax years beginning on or after January 1, 2007,]~~ **Beginning on August 28, 2018, any donation of cash or food made to a local soup kitchen or local homeless shelter on or after January 1, 2018, unless such food is donated after the food's expiration date, shall be eligible for a tax credit as provided under this section.**

(3) Any taxpayer who ~~[donates cash or food, unless such food is donated after the food's expiration date, to any local food pantry]~~ **makes a donation that is eligible for a tax credit under this section** shall be allowed a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265, in an amount equal to fifty percent of the value of the donations made to the extent such amounts that have been subtracted from federal adjusted gross income or federal taxable income are added back in the determination of Missouri adjusted gross income or Missouri taxable income before the credit can be claimed. Each taxpayer claiming a tax credit under this section shall file an affidavit with the income tax return verifying the amount of their contributions. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed[;] and shall not exceed two thousand five hundred dollars per taxpayer claiming the credit. Any amount of credit that the taxpayer is prohibited by this section from claiming in a tax year shall not be refundable, but may be carried forward to any of the taxpayer's three subsequent ~~[taxable]~~ tax years. No

tax credit granted under this section shall be transferred, sold, or assigned. No taxpayer shall be eligible to receive a credit pursuant to this section if such taxpayer employs persons who are not authorized to work in the United States under federal law. **No taxpayer shall be able to claim more than one credit under this section for a single donation.**

3. The cumulative amount of tax credits under this section which may be allocated to all taxpayers contributing to a local food pantry, **local soup kitchen, or local homeless shelter** in any one fiscal year shall not exceed one million seven hundred fifty thousand dollars. The director of revenue shall establish a procedure by which the cumulative amount of tax credits is apportioned among all taxpayers claiming the credit by April fifteenth of the fiscal year in which the tax credit is claimed. To the maximum extent possible, the director of revenue shall establish the procedure described in this subsection in such a manner as to ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax credits available for the fiscal year.

4. Any local food pantry, **local soup kitchen, or local homeless shelter** may accept or reject any donation of food made under this section for any reason. For purposes of this section, any donations of food accepted by a local food pantry, **local soup kitchen, or local homeless shelter** shall be valued at fair market value, or at wholesale value if the taxpayer making the donation of food is a retail grocery store, food broker, wholesaler, or restaurant.

5. The department of revenue shall promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall be reauthorized as of ~~[March 29, 2013]~~ **August 28, 2018**, and shall expire on December 31, ~~[2019]~~ **2026**, unless reauthorized by the general assembly; and

(2) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(3) The provisions of this subsection shall not be construed to limit or in any way impair ~~[the department's]~~ **a taxpayer's** ability to redeem tax credits authorized on or before the date the program authorized under this section expires ~~[or a taxpayer's ability to redeem such tax credits].~~"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Substitute Amendment No. 1 for House Amendment No. 3 was withdrawn.

On motion of Representative Baringer, **House Amendment No. 3** was adopted.

Representative Curtman offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 5, Section 135.600, Line 55, by inserting after the year "2014" the following words "**and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**"; and

Further amend said bill, Page 7, Section 135.630, Line 62, by inserting after the year "2014" the following words "**and ending on or before June 30, 2019, and three million five hundred thousand dollars for all fiscal years beginning on or after July 1, 2019**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Eggleston offered **House Amendment No. 1 to House Amendment No. 4.**

House Amendment No. 1
to
House Amendment No. 4

AMEND House Amendment No. 4 to House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 1, Line 1, by deleting the words "Page 5, Section" and inserting in lieu thereof the following:

"Page 2, Section 135.341, Line 51, by add the word "**not**" after the word "may"; and

Further amend said bill, Page 5, Section"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1 to House Amendment No. 4** was adopted.

Representative Austin moved the previous question.

Which motion was adopted by the following vote:

AYES: 096

Anderson	Andrews	Austin	Bahr	Barnes 60
Basye	Bernskoetter	Berry	Black	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelly 141
Kolkmeyer	Korman	Lant	Lauer	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
Messenger	Moon	Morris 140	Morse 151	Muntzel
Pfautsch	Pietzman	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roerber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 036

Adams	Anders	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Ellebracht	Franks Jr	Gray
Green	Harris	Kendrick	May	McCann Beatty
McGee	Meredith 71	Merideth 80	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Roberts	Rowland 29	Runions	Unsicker
Washington				

PRESENT: 000

ABSENT WITH LEAVE: 026

Alferman	Arthur	Beard	Bondon	Brown 94
Cookson	Curtis	Ellington	Fitzpatrick	Franklin
Higdon	Kelley 127	Kidd	Lavender	McCreery
McDaniel	Miller	Neely	Peters	Phillips
Roden	Smith 85	Stevens 46	Walker 74	Wessels
Mr. Speaker				

VACANCIES: 005

On motion of Representative Curtman, **House Amendment No. 4, as amended**, was adopted by the following vote, the ayes and noes having been demanded by Representative Curtman:

AYES: 102

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 60	Basye	Bernskoetter	Berry	Black
Brattin	Brown 57	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Eggleston
Ellebracht	Engler	Evans	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kolkmeyer	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	Miller	Moon	Morris 140	Morse 151
Muntzel	Pfautsch	Pietzman	Pike	Plocher
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson			

NOES: 036

Adams	Anders	Bangert	Barnes 28	Beck
Brown 27	Burnett	Burns	Butler	Carpenter
Curtis	Franks Jr	Gray	Green	Kendrick
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Messenger	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Runions	Smith 85	Stevens 46	Unsicker	Washington
Wood				

PRESENT: 002

Ellington	Pogue
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ABSENT WITH LEAVE: 018

Alferman	Arthur	Beard	Bondon	Brown 94
Cookson	Fitzpatrick	Higdon	Kidd	Lavender
May	McDaniel	Neely	Peters	Phillips
Walker 74	Wessels	Mr. Speaker		

VACANCIES: 005

Representative Merideth (80) offered **House Amendment No. 5.**

House Amendment No. 5

AMEND House Committee Substitute for House Bill Nos. 1288, 1377 & 2050, Page 3, Section 135.341, Line 77, by inserting immediately after all of said line the following:

- "135.580. 1. This section shall be known and may be cited as the "Community Police Tax Credit".
2. As used in this section, the following terms mean:
- (1) "Community policing zone", an area that is designated as such by a city, town, or village and where law enforcement takes a proactive approach to address public safety concerns;
 - (2) "Eligible taxpayer", an individual who is employed as a law enforcement officer;
 - (3) "High-crime area", an area, as determined by the department of public safety, that has a crime rate in the top twenty-five percent of all areas listed in the report required under subsection 4 of this section;
 - (4) "Present address", the address stated on an eligible taxpayer's income tax return;
 - (5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.
3. For all tax years beginning on or after January 1, 2019, an eligible taxpayer who lives in both a high-crime area and community policing zone shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to three thousand dollars.
4. The department of public safety shall issue a report to the department of revenue that determines the crime rate of areas in this state. The report shall rank areas from the highest to lowest crime rate. Crime rates shall be calculated by adding the total property and violent crimes reported in an area and dividing such sum by the population of the area. The department of public safety shall have discretion in determining the geographic boundaries of the areas but in so determining shall consider the availability of crime data and the difficulty of correlating street addresses to the area. Areas shall not be as large as counties.
5. For eligible taxpayers who apply for the tax credit, the department of revenue shall verify whether the taxpayer's present address is located in a high-crime area and, if so, apply the tax credit to the taxpayer's tax return.
6. Tax credits issued under the provisions of this section shall be refundable but shall not be sold, transferred, or assigned.
7. The department of revenue and department of public safety may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.
8. Under section 23.253 of the Missouri sunset act:
- (1) The provisions of the new program authorized under this section shall automatically sunset December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;
 - (2) If such program is reauthorized, the program authorized under this section shall automatically sunset December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill, Page 6, Section 135.600, Line 90, by inserting immediately after all of said section and line the following:

"135.620. 1. As used in this section, the following terms mean:

- (1) "Contribution", a contribution of cash, stock, bonds, or other marketable securities, or real property;**
- (2) "Director", the director of the department of social services;**
- (3) "Homeless individual", the same meaning as such term is defined under 42 U.S.C. Section 11302;**
- (4) "Homeless shelter", a supervised nighttime residence operated by a public, private, or charitable organization to provide temporary living arrangements for homeless individuals;**
- (5) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter 148 or 153;**
- (6) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S corporation doing business in the state of Missouri and subject to the state income tax imposed under chapter 143; an insurance company paying an annual tax on its gross premium receipts in this state; any other financial institution paying taxes to the state of Missouri or any political subdivision of this state under chapter 148; an express company that pays an annual tax on its gross receipts in this state under chapter 153; an individual subject to the state income tax under chapter 143; or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143.**

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal to fifty percent of the amount of such taxpayer's contributions to a homeless shelter.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any portion of the tax credit that cannot be claimed in the tax year the contribution was made may be carried over to the next four succeeding tax years until the full credit has been claimed. No tax credits issued under the provisions of this section shall be assigned, transferred, or sold.

4. Except for any excess credit that is carried over under subsection 3 of this section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such taxpayer's contributions to homeless shelters in the tax year is at least one hundred dollars.

5. The director shall determine, at least annually, which facilities in this state may be classified as homeless shelters. The director may require of a facility seeking classification as a homeless shelter whatever information that is reasonably necessary to make such a determination. The director shall classify a facility as a homeless shelter if the facility meets the definition under subsection 1 of this section. The director shall establish a procedure by which a taxpayer can determine if a facility has been classified as a homeless shelter.

6. The cumulative amount of tax credits that may be claimed under this section in a tax year shall not exceed two million five hundred thousand dollars. Tax credits shall be issued in the order contributions are received.

7. The director shall establish a procedure by which, from the beginning of the tax year until some point in time later in the tax year to be determined by the director, the cumulative amount of tax credits are apportioned among all facilities classified as homeless shelters. If a homeless shelter fails to use all, or some percentage determined by the director, of its apportioned tax credits during this predetermined period of time, the director may reapportion such unused tax credits to those homeless shelters that have used all, or some percentage determined by the director, of their apportioned tax credits during the predetermined period of time. The director may establish more than one period of time and reapportion more than once during each tax year. To the maximum extent possible, the administration of this procedure shall enable taxpayers to claim the cumulative amount of tax credits available for the tax year.

8. Each homeless shelter shall provide information to the director concerning the identity of each taxpayer who makes a contribution to the homeless shelter and claims a tax credit under this section and the amount of such contribution. The director shall provide the information to the director of revenue. The

director shall be subject to the confidentiality and penalty provisions of section 32.057 relating to the disclosure of tax information.

9. Under section 23.253 of the Missouri sunset act:

- (1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;
- (2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and
- (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill, Page 8, Section 135.630, Line 98, by inserting immediately after all of said section and line the following:

"135.870. 1. As used in this section, the following terms mean:

- (1) "Health care professional", a physician, advanced practice registered nurse, dentist, or optometrist who is licensed in this state;
- (2) "Rural area", a town, community, or unincorporated area within the state that is not within a standard metropolitan statistical area;
- (3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265;
- (4) "Taxpayer", any individual who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and is a health care professional who is engaged for at least twenty-five hours per week, averaged over the month, during the tax year in providing health care services in a rural area.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability based on the distance in miles from a major population center in a qualified metropolitan statistical area to which the taxpayer maintains a practice, serves on a hospital staff, is employed by a hospital, or provides contractual service for a hospital in the following amounts:

- (1) For at least ten but less than twenty miles, three thousand dollars;
- (2) For at least twenty but less than fifty miles, four thousand dollars;
- (3) For fifty or more miles, five thousand dollars.

3. To qualify for the credit authorized under this section, at least twenty percent of the practice of the taxpayer shall consist of patients participating in Medicare and fifteen percent who are participating in MO HealthNet.

4. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed.

5. Tax credits issued under the provisions of this section shall not be transferred, sold, or assigned.

6. The department of economic development may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

7. Under section 23.253 of the Missouri sunset act:

- (1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;
- (2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and
- (3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset.

135.872. 1. As used in this section, the following terms mean:

- (1) "Emergency medical technician", as such term is defined in section 190.100;

(2) "Rural area", a town, community, or unincorporated area within the state that is not within a standard metropolitan statistical area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed by sections 143.191 to 143.265;

(4) "Taxpayer", any individual who is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, and is an emergency medical technician who provides emergency medical services in a rural area that comprise at least twenty percent of the total emergency medical services provided by the individual in the tax year.

2. For all tax years beginning on or after January 1, 2019, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability in an amount of two hundred fifty dollars if the taxpayer is serving in a rural area that is located at least twenty-five miles from any city with a population of thirty thousand inhabitants or more.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's state tax liability for the tax year that the credit is claimed.

4. Tax credits issued under the provisions of this section shall not be transferred, sold, or assigned.

5. The department of economic development may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2018, shall be invalid and void.

6. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew raised a point of order that **House Amendment No. 5** was not timely distributed.

The Chair ruled the point of order well taken.

On motion of Representative Engler, **HCS HBs 1288, 1377 & 2050, as amended**, was adopted.

On motion of Representative Engler, **HCS HBs 1288, 1377 & 2050, as amended**, was ordered perfected and printed by the following vote, the ayes and noes having been demanded by Representative Engler:

AYES: 105

Anderson	Andrews	Austin	Bahr	Baringer
Barnes 60	Basye	Beck	Bernskoetter	Berry
Black	Brown 57	Burns	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan

Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kolkmeier	Korman	Lant
Lauer	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Pfausch	Pietzman
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood

NOES: 030

Adams	Anders	Arthur	Bangert	Barnes 28
Brown 27	Burnett	Butler	Carpenter	Curtis
Ellington	Franks Jr	Gray	Kendrick	McCann Beatty
McCreery	McGee	Meredith 71	Mitten	Morgan
Mosley	Newman	Nichols	Pierson Jr	Quade
Razer	Smith 85	Stevens 46	Unsicker	Washington

PRESENT: 001

Pogue

ABSENT WITH LEAVE: 022

Alferman	Beard	Bondon	Brattin	Brown 94
Cookson	Fitzpatrick	Frederick	Higdon	Kidd
Lavender	May	McDaniel	Merideth 80	Neely
Peters	Phillips	Rowland 29	Sommer	Walker 74
Wessels	Mr. Speaker			

VACANCIES: 005

HB 1429, relating to a tax credit for homeless shelter contributions, was taken up by Representative Muntzel.

On motion of Representative Muntzel, the title of **HB 1429** was agreed to.

Representative Eggleston offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1429, Page 3, Section 135.620, Line 58, by deleting the phrase "**and the amount of such contribution.**" and inserting in lieu thereof the following:

", the amount of such contribution, and the individual and aggregate amount of donations received every calendar year."; and

Further amend said bill, page and section, Line 61, by inserting immediately after all of said line the following:

"9. In the event that the director determines that contributions to homeless shelters within the state have not increased by at least five percent in the three year period from 2019 to 2021 as compared to the three year period from 2015 to 2017, tax credits shall no longer be offered under this section. Tax credits existing as of the director's determination may be redeemed within the next calendar year."; and

Further amend said bill, page and section by renumbering the bill accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Eggleston, **House Amendment No. 1** was adopted.

On motion of Representative Muntzel, **HB 1429, as amended**, was ordered perfected and printed.

HB 1409, relating to employment security, was placed on the Informal Calendar.

HB 1367, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners, was taken up by Representative Basye.

On motion of Representative Basye, the title of **HB 1367** was agreed to.

On motion of Representative Basye, **HB 1367** was ordered perfected and printed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 79** - Special Committee on Tourism
- HCR 80** - Special Committee on Tourism
- HCR 81** - Special Committee on Tourism
- HCR 83** - Special Committee on Tourism

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were referred to the Committee indicated:

- HJR 50** - General Laws
- HJR 51** - General Laws
- HJR 52** - General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1267** - Fiscal Review
- HB 1506** - Elementary and Secondary Education
- HB 1596** - Crime Prevention and Public Safety
- HB 1739** - Crime Prevention and Public Safety

HB 1869 - Crime Prevention and Public Safety
HB 1891 - Judiciary
HB 2069 - Children and Families
HB 2070 - Crime Prevention and Public Safety
HB 2164 - Children and Families
HB 2243 - Local Government
HB 2259 - Crime Prevention and Public Safety
HB 2301 - Judiciary
HB 2318 - Transportation
HB 2330 - Transportation
HB 2332 - Elementary and Secondary Education
HB 2334 - Economic Development
HB 2336 - Crime Prevention and Public Safety
HB 2347 - Transportation
HB 2362 - Children and Families
HB 2381 - Special Committee on Tourism
HB 2393 - Special Committee on Tourism
HB 2398 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Agriculture Policy, Chairman Houghton reporting:

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1614**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bernskoetter, Eggleston, Houghton, Hurst, Kelly (141), Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (0)

Mr. Speaker: Your Committee on Agriculture Policy, to which was referred **HB 1945**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bernskoetter, Eggleston, Houghton, Hurst, Kelly (141), Love, Morse (151), Reiboldt and Rone

Noes (4): Harris, Lavender, McCreery and Stevens (46)

Absent (0)

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1801**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Beard, Harris, Love, Meredith (71), Phillips, Pierson Jr. and Remole

Noes (0)

Absent (2): Engler and Houx

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1397**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Fitzwater, Grier, Lant, Miller, Pietzman, Plocher and Rehder

Noes (2): Beck and Ellebracht

Absent (3): Berry, Green and Washington

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1635**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1802**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (13): Anderson, Arthur, Basye, Carpenter, Cornejo, Cross, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (0)

Committee on Government Efficiency, Chairman Johnson reporting:

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HCR 66**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Baringer, Carpenter, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Sommer

Noes (0)

Absent (2): Pogue and Rhoads

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1608**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Carpenter, Curtman, Frederick, Johnson, Kidd, Matthiesen, Quade and Rhoads

Noes (0)

Absent (2): Pogue and Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 1846**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtman, Frederick, Johnson, Matthiesen, Pogue and Rhoads

Noes (4): Baringer, Carpenter, Kidd and Quade

Absent (1): Sommer

Mr. Speaker: Your Committee on Government Efficiency, to which was referred **HB 2032**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtman, Frederick, Johnson, Kidd, Matthiesen and Sommer

Noes (4): Baringer, Carpenter, Pogue and Quade

Absent (1): Rhoads

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1268**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (1): Chipman

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1275**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (1): Chipman

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1528**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Lichtenegger, Trent and Walker (3)

Noes (3): Adams, Kendrick and Razer

Absent (1): Chipman

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1876**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Adams, Andrews, Bangert, Cookson, Dohrman, Gannon, Johnson, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (1): Chipman

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1252**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Messenger, Muntzel, Pfautsch, Shull (16), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Morris (140) and Stephens (128)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1516**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Burns, Ellebracht, Engler, Messenger, Muntzel, Pfautsch, Shull (16), Tate, Unsicker and Wiemann

Noes (0)

Absent (2): Morris (140) and Stephens (128)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 2337** and **HB 2272**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Shull (16), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Stephens (128)

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1667**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Beard, Corlew, DeGroot, Ellebracht, Gregory, Marshall, Mitten, Roberts, Toalson Reisch and White

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1662**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1719**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Brown (27), Franklin, Grier, Helms, Mathews, Neely, Ross, Sommer and White

Noes (2): Carpenter and McGee

Absent (1): Walker (74)

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1896**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1686**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor and Toalson Reich

Noes (0)

Absent (3): Hill, Messenger and Washington

Special Committee on Small Business, Chairman Andrews reporting:

Mr. Speaker: Your Special Committee on Small Business, to which was referred **HB 1384**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Anderson, Andrews, Burnett, Cross, Green, Harris, Henderson, Kelley (127), McGee, Stephens (128) and Wilson

Noes (0)

Absent (2): Gregory and Pietzman

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1368**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Lynch, Pike, Tate and Wilson

Noes (0)

Absent (1): Shumake

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1558**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Bondon and Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1578**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (3): Butler, Lavender and Wessels

Present (1): Curtis

Absent (2): Bondon and Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1630**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Bondon and Brown (94)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1796**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Butler, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Bondon and Brown (94)

ADVANCEMENT OF HOUSE BILLS - CONSENT

Pursuant to Rule 48, the following bills, having remained on the House Consent Calendar for Perfection for five legislative days, were ordered perfected and printed by consent with all committee substitutes and committee amendments thereto adopted and perfected by consent: **HB 1247, HB 1349, HB 1355, HB 1375, HB 1481, and HB 1552.**

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 8, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2234, HB 2249

Executive session will be held: HB 1266, HB 1868

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, February 8, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1627

Executive session will be held: HB 1344, HB 1359, HB 2026

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70

Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 8, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 6.

Public hearing will be held: HB 1919, HB 1631, HB 1486

Executive session will be held: HB 1576, HB 1443, HB 1289

Executive session may be held on any matter referred to the committee.

PENSIONS

Monday, February 12, 2018, 5:00 PM, House Hearing Room 1.

Executive session will be held: HB 2184, HB 1673, HB 2202

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, February 8, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HCR 72

Executive session will be held: HB 1797

Executive session may be held on any matter referred to the committee.

Pursuant to Article III, Section 18 of the Missouri Constitution, and 610.021(10), (19), (20) and (21) RSMo., portions of the meeting may be closed.

SUBCOMMITTEE ON CORRECTIONS WORKFORCE ENVIRONMENT AND CONDUCT
Thursday, February 8, 2018, 9:00 AM or upon adjournment of the Corrections and Public Institutions Committee (whichever is earlier), House Hearing Room 1.
Executive session may be held on any matter referred to the committee.
The committee will hear testimony from Anne Precyth, Director of Missouri Department of Corrections.

HOUSE CALENDAR

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 8, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 85

HOUSE BILLS FOR SECOND READING

HB 2400 through HB 2414

HOUSE BILLS FOR PERFECTION

HB 1420 - Pfautsch
HCS HB 1930 - Chipman
HCS HB 1685 - Hill
HCS HB 1690 - Engler
HB 1598 - Fraker
HB 1650 - Cornejo
HB 1329 - Remole
HB 2044 - Taylor
HB 1371 - Sommer
HB 1421 - Pfautsch
HCS HB 1455 - Lauer
HCS HB 1606 - Gannon
HCS HB 1940 - Corlew
HB 1291 - Henderson
HB 1858 - Christofanelli

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer
HB 1607 - Korman
HB 1620 - Rehder

HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1460 - Evans
HB 1512 - Corlew
HB 1409 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1267, (Fiscal Review 2/7/18) - Lichtenegger

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWENTY-FIRST DAY, THURSDAY, FEBRUARY 8, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

He that giveth, let him do it with simplicity; he that ruleth, with diligence; he that showeth mercy, with cheerfulness.
(Romans 12:8)

Almighty God, in whose love is our life, in whose service is our strength, and in whose will is our work, grant us strength that we may labor continuously for the benefit and happiness of all who live in this great State.

Save us from conflict and division, from pride and prejudice, from corruption and violence. Mold us into people united with purpose and program to promote justice, to proclaim freedom, and to provide food for the hungry, housing for the ill, and jobs for men and women.

May the spirit of wisdom abide in all our hearts that we may make decisions courageously, plan procedures patiently, and live with love in our lives.

In times of doubt let not our faith in You falter and in periods of prosperity let our faith find its fulfillment in humble service and a grateful spirit.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the twentieth day was approved as corrected.

HOUSE RESOLUTIONS

Representative Fraker offered House Resolution No. 5237.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2415, introduced by Representative Johnson, relating to land banks.

HB 2416, introduced by Representative Johnson, relating to contracts executed by counties.

HB 2417, introduced by Representative Swan, relating to a tax credit for contributions to organizations meeting hunger, health, and hygiene needs of schoolchildren.

HB 2418, introduced by Representative Sommer, relating to sexual offenders, with penalty provisions.

HB 2419, introduced by Representative Fitzpatrick, relating to financing for electrical corporations.

HB 2420, introduced by Representative Kolkmeyer, relating to local taxes.

HB 2421, introduced by Representative Pfautsch, relating to methods of self-insurance under workers' compensation laws.

HB 2422, introduced by Representative Neely, relating to the human trafficking and child exploitation prevention act, with penalty provisions.

HB 2423, introduced by Representative Moon, relating to campus free expression.

HB 2424, introduced by Representative Anders, relating to advertising practices.

HB 2425, introduced by Representative Alferman, relating to the state endangered species.

HB 2426, introduced by Representative Walsh, relating to adoption.

HB 2427, introduced by Representative Hill, relating to police departments.

HB 2428, introduced by Representative Stephens (128), relating to the administration of vaccines.

HB 2429, introduced by Representative Sommer, relating to dangerous vehicular flight, with penalty provisions.

HB 2430, introduced by Representative Houghton, relating to captive cervids.

HB 2431, introduced by Representative Unsicker, relating to compensatory educational services for former charter school students.

HB 2432, introduced by Representative Basye, relating to traffic control signals.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 85, relating to an amendment to the U.S. Constitution.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2400, relating to alcohol possession in motor vehicles, with penalty provisions.

HB 2401, relating to eminent domain by utility entities.

HB 2402, relating to the fourth amendment rights protection act, with an emergency clause.

HB 2403, relating to the state theatre.

HB 2404, relating to retirement credit for prior military service.

HB 2405, relating to the rights of children with disabilities.

HB 2406, relating to sports wagering.

HB 2407, relating to an advisory council on rare diseases within the MO HealthNet division.

HB 2408, relating to the bright flight promise program.

HB 2409, relating to intoxicating liquor licenses.

HB 2410, relating to associate circuit court judges.

HB 2411, relating to school librarians.

HB 2412, relating to state funding for college-level classes taken in high school.

HB 2413, relating to blood withdrawals by medical personnel for the purpose of determining alcohol content.

HB 2414, relating to eminent domain for electric transmission line projects.

PERFECTION OF HOUSE BILLS

HB 1420, relating to the early learning quality assurance report, was taken up by Representative Pfautsch.

On motion of Representative Pfautsch, the title of **HB 1420** was agreed to.

On motion of Representative Pfautsch, **HB 1420** was ordered perfected and printed.

HCS HB 1930, relating to regulation of the display of the United States flag, was taken up by Representative Chipman.

On motion of Representative Chipman, the title of **HCS HB 1930** was agreed to.

On motion of Representative Chipman, **HCS HB 1930** was adopted.

On motion of Representative Chipman, **HCS HB 1930** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HCS HB 1411, relating to the disclosure of privileged information obtained during a peer support counseling session, was taken up by Representative Rhoads.

On motion of Representative Rhoads, **HCS HB 1411** was read the third time and passed by the following vote:

AYES: 149

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 008

Brown 94	Conway 10	Cookson	Curtis	Fitzpatrick
Peters	Phillips	Mr. Speaker		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1605, relating to the Missouri state capitol commission, was taken up by Representative Bernskoetter.

On motion of Representative Bernskoetter, **HCS HB 1605** was read the third time and passed by the following vote:

AYES: 147

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfausch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood			

NOES: 002

Ellington	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 009

Brown 94	Conway 10	Cookson	Evans	Fitzpatrick
Gregory	Peters	Phillips	Mr. Speaker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1446, relating to elections, was taken up by Representative Eggleston.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 106

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Eggleston	Engler	Evans	Fitzwater	Francis
Franklin	Frederick	Gannon	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeier	Korman	Lant	Lauer
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	McDaniel	Messenger	Miller	Moon
Morris 140	Morse 151	Muntzel	Neely	Pfautsch
Pietzman	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roerber	Rone	Ross	Rowland 155
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Swan	Tate	Taylor	Trent	Vescovo
Walker 3	Walsh	White	Wiemann	Wilson
Wood				

NOES: 042

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Kendrick	Lavender
May	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Morgan	Mosley	Newman
Nichols	Pierson Jr	Quade	Razer	Roberts
Rowland 29	Smith 85	Stevens 46	Unsicker	Walker 74
Washington	Wessels			

PRESENT: 000

ABSENT WITH LEAVE: 010

Anders	Brown 94	Conway 10	Cookson	Fitzpatrick
Fraker	Peters	Phillips	Runions	Mr. Speaker

VACANCIES: 005

On motion of Representative Eggleston, **HB 1446** was read the third time and passed by the following vote:

AYES: 107

Alferman	Anderson	Andrews	Arthur	Austin
Bahr	Baringer	Barnes 60	Basye	Beard
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 57	Chipman	Christofanelli	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Marshall	Matthiesen	McDaniel	Messenger
Miller	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pietzman	Pike	Plocher	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood			

NOES: 040

Adams	Bangert	Barnes 28	Beck	Brown 27
Burnett	Burns	Butler	Carpenter	Curtis
Ellington	Franks Jr	Gray	Green	Harris
Hurst	Lavender	May	McCann Beatty	McCreery
McGee	Meredith 71	Merideth 80	Mitten	Moon
Morgan	Mosley	Newman	Nichols	Pierson Jr
Pogue	Quade	Razer	Roberts	Smith 85
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 011

Anders	Brown 94	Conway 10	Cookson	Ellebracht
Fitzpatrick	Mathews	Peters	Phillips	Runions
Mr. Speaker				

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1350, relating to background check requirements for certain in-home service providers, was taken up by Representative Smith (163).

On motion of Representative Smith (163), **HB 1350** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anderson	Andrews	Arthur
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Korman
Lant	Lauer	Lavender	Lichtenegger	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wiemann	Wilson	Wood	

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 013

Anders	Austin	Brown 94	Conway 10	Cookson
Fitzpatrick	Gannon	Kolkmeier	Love	Peters
Phillips	Runions	Mr. Speaker		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1415, relating to educational workforce development, was taken up by Representative Lauer.

On motion of Representative Lauer, **HB 1415** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Cross
Curtis	Curtman	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Lynch	Mathews	Matthiesen	May	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Pierson Jr	Pietzman	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Spencer	Stacy
Stephens 128	Stevens 46	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood				

NOES: 003

Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 014

Anders	Bahr	Brown 94	Conway 10	Cookson
Fitzpatrick	Gannon	Love	Peters	Phillips
Runions	Sommer	Swan	Mr. Speaker	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1370, relating to financial accountability of public schools, was taken up by Representative Sommer.

On motion of Representative Sommer, **HCS HB 1370** was read the third time and passed by the following vote:

AYES: 145

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 104	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Newman	Nichols	Pfautsch
Pierson Jr	Pietzman	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Rone	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	White	Wiemann	Wilson	Wood

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Anders	Brown 94	Conway 10	Cookson	Fitzpatrick
Green	Love	Peters	Phillips	Runions
Wessels	Mr. Speaker			

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HCS HBs 1288, 1377 & 2050 - Fiscal Review
HB 1429 - Fiscal Review

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1722 - Budget

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1344**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Franks Jr., Hansen, Henderson, Morse (151), Mosley, Nichols, Remole and Roden

Noes (1): Higdon

Absent (1): Conway (104)

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 2026**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Franks Jr., Hansen, Henderson, Higdon, Morse (151), Mosley, Nichols, Remole and Roden

Noes (0)

Absent (1): Conway (104)

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1419**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (0)

Absent (2): Stephens (128) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1895**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (0)

Absent (2): Stephens (128) and Wiemann

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1953**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stevens (46) and Walker (74)

Noes (0)

Absent (2): Stephens (128) and Wiemann

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1806**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1947**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Baringer, Brattin, Burnett, Dogan, Grier, Hannegan, Houghton, Muntzel, Wessels and Wilson

Noes (0)

Absent (0)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1928**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Brown (27), Carpenter, Franklin, Grier, Helms, Mathews, McGee, Neely, Ross, Sommer and White

Noes (0)

Absent (1): Walker (74)

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HCR 72**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Green, Higdon, Kidd, Lichtenegger, Meredith (71) and Sommer

Noes (1): Ellington

Absent (4): Curtis, Curtman, McDaniel and Roden

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 1797**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Francis, Green, Higdon, Kidd, Lichtenegger, Meredith (71) and Sommer

Noes (1): Ellington

Absent (4): Curtis, Curtman, McDaniel and Roden

Special Committee on Innovation and Technology, Chairman Berry reporting:

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1358**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (14): Baringer, Berry, Davis, Evans, Fitzwater, Gray, Grier, Johnson, Korman, Lauer, Pfautsch, Pierson Jr., Ruth and Unsicker

Noes (0)

Absent (0)

Mr. Speaker: Your Special Committee on Innovation and Technology, to which was referred **HB 1872**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Baringer, Berry, Davis, Fitzwater, Gray, Grier, Johnson, Korman, Lauer, Pfautsch, Ruth and Unsicker

Noes (1): Pierson Jr.

Absent (1): Evans

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HCR 63**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Nichols, Spencer and Tate

Noes (0)

Absent (4): Cookson, Franklin, Matthiesen and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1968**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Bangert, Barnes (28), Brown (27), Gannon, Hannegan, Justus, Nichols and Tate

Noes (0)

Absent (5): Cookson, Franklin, Matthiesen, Miller and Spencer

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 2156**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Evans, Fitzwater, Hansen, Henderson, Justus, Lant, Lauer and Pietzman

Noes (2): Mosley and Roberts

Absent (1): Franks Jr.

SUBCOMMITTEE REPORTS

Subcommittee on Ports, Chairman Ruth reporting:

Mr. Speaker: Your Subcommittee on Ports, to which was referred a review of **AIM Zones**, begs leave to report it has examined the same and hereby submits its recommendations:

REPRESENTATIVES:

/s/ Bob Burns

/s/ Bart Korman

/s/ Becky Ruth

/s/ Nate Tate

A copy of said report has been submitted to the Standing Committee on Transportation.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 12, 2018.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Twentieth Day, Wednesday, February 7, 2018, Page 468, Line 15, by inserting immediately after said line the following:

“INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 85, introduced by Representative Remole, relating to an amendment to the U.S. Constitution.”

COMMITTEE HEARINGS

BUDGET

Monday, February 12, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Auditor, Department of Higher Education and Department of Natural Resources.

BUDGET

Tuesday, February 13, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Governor and Department of Elementary & Secondary Education. Presentation from Rep. Gregory regarding the Department of Revenue.

BUDGET

Wednesday, February 14, 2018, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 1311, HB 1517, HB 2171

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Agriculture and Department of Conservation.

BUDGET

Thursday, February 15, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Judiciary, Public Defender and General Assembly.

CHILDREN AND FAMILIES

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2234, HB 2249

Executive session will be held: HB 1266, HB 1868

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2061, HB 2219, HB 2194, HCR 70

Executive session will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, February 12, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1245, HB 1573, HB 1830, HB 1900

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, February 13, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 2214

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, February 12, 2018, 1:30 PM, House Hearing Room 5.

Executive session will be held: HB 1267

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1510, HB 1795, HB 1870, HB 2155, HB 2179

Executive session will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, February 13, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1919, HB 1631, HB 1486

Executive session will be held: HB 1576, HB 1443, HB 1289

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1353, HB 1491, HB 1553, HB 1689, HB 1463

Executive session will be held: HB 2042, HB 1987, HB 2185, HB 1590, HB 2079

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

LOCAL GOVERNMENT

Wednesday, February 14, 2018, 12:00 PM or 15 minutes upon morning adjournment
(whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1488, HB 1893, HB 2243

Executive session will be held: HB 1442, HB 1485

Executive session may be held on any matter referred to the committee.

PENSIONS

Monday, February 12, 2018, 5:00 PM, House Hearing Room 1.

Executive session will be held: HB 2184, HB 1673, HB 2202

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, February 12, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HCS HB 1268, HB 1275, HCS HB 1366, HB 1428,
HCS HB 1457, HB 1464, HCS HB 1525, HCS HB 1618, HCS HB 1623, HCS HB 1710,
HB 1800, HB 1809, HCS HB 1873, HB 1876, HB 1887, HB 1896, HB 1998, HCS HB 2088

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, February 12, 2018, 2:30 PM, House Hearing Room 5.

Executive session will be held: HCS HB 1300, HB 1608, HB 1846, HCS HB 2034, HCR 53

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, February 12, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: HB 1264, HB 1864, HB 2119

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, February 12, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1713, HB 1714, HB 2040, HB 2175

Executive session will be held: HB 1803, HB 2098, HB 1612, HB 1470, HB 1637, HB 1715,
HB 1966, HB 1862, HB 1728, HB 1767, HB 2139

Executive session may be held on any matter referred to the committee.

AMENDED

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, February 13, 2018, 1:00 PM or upon adjournment of the Financial Institutions

Committee meeting (whichever is earlier), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion regarding payday loan lenders, consumers, and the Missouri Division of Finance.

SUBCOMMITTEE ON TAX CREDIT REVIEW

Tuesday, February 13, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Public hearing on the following tax credits: Advanced Industrial Manufacturing Zones Act (AIM), Adoption Tax Credit, Affordable Housing Assistance Credit, Agricultural Product Utilization Contributor Credit, Alternative Fuel Infrastructure, Amateur Sporting Tax Credit - Ticket Sales, Amateur Sporting Tax Credit - Contribution, Bond Enhancement Credit, Bank Franchise Tax Credit, Bank Tax Credit for S Corporation Shareholder, Brownfield Jobs and Investment Credit, Brownfield Remediation, Business Use Incentives for Large Scale Development (BUILD) Credit, Charcoal Producers Credit, Champion for Children, Children in Crisis Tax Credit, Community Bank Investment Credit, Developmental Disability Care Provider Tax Credit, Development Reserve Credit, Development Tax Credit, Disabled Access Credit, Disabled Access Credit for Small Business, Disabled Access Credit for Homeowners, Distressed Areas Land Assemblage Tax, Domestic Violence Tax Credit, Dry Fire Hydrant Credit, Export Finance Credit, Enterprise Zone Credit, Enhanced Enterprise Zone Credit, Family Development Account Credit, Family Farm Credit, Film Tax Credit Program, Film Production Credit, Food Pantry Tax Credit, Historic Preservation Credit, Infrastructure Development Credit, Innovation Campus Tax Credit Program, Long-Term Care Deduction

TRANSPORTATION

Wednesday, February 14, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 2287, HB 2274, HB 2080, HB 2153, HB 2180, HB 2277, HB 1983, HB 2268, HB 2286

Executive session will be held: HB 2116, HB 2187, HB 1613, HB 2181, HB 2122

Executive session may be held on any matter referred to the committee.

We will be going into executive session first, so all members try to be there.

We have added HB 2286.

AMENDED

UTILITIES

Monday, February 12, 2018, 2:30 PM, House Hearing Room 4.

Executive session will be held: HB 1991

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 13, 2018, 8:00 AM, House Hearing Room 1.

Executive session will be held: HCR 69, HCR 73

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, February 12, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1416, HB 1943, HB 2255

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWENTY-SECOND DAY, MONDAY, FEBRUARY 12, 2018

HOUSE BILLS FOR SECOND READING

HB 2415 through HB 2432

HOUSE BILLS FOR PERFECTION

HCS HB 1685 - Hill

HCS HB 1690 - Engler

HB 1598 - Fraker

HB 1650 - Cornejo

HB 1329 - Remole

HB 2044 - Taylor

HB 1371 - Sommer

HB 1421 - Pfautsch

HCS HB 1455 - Lauer

HCS HB 1606 - Gannon

HCS HB 1940 - Corlew

HB 1291 - Henderson

HB 1858 - Christofanelli

HB 1630 - Evans

HB 1578 - Kolkmeyer

HCS HB 1796 - Ruth

HOUSE BILLS FOR PERFECTION - INFORMAL

HB 1677 - Lauer

HB 1607 - Korman

HB 1620 - Rehder

HB 1389 - Fitzpatrick

HB 1600 - Higdon

HB 1460 - Evans

HB 1512 - Corlew

HB 1409 - Fitzpatrick

HOUSE BILLS FOR PERFECTION - CONSENT

(02/07/2018)

HB 1351 - Beard
HCS HB 1597 - Fraker
HB 1660 - Swan
HCS HB 1663 - Swan
HB 1675 - Redmon
HB 1676 - Redmon
HB 1905 - Walker (3)

HOUSE BILLS FOR THIRD READING

HB 1267, (Fiscal Review 2/7/18) - Lichtenegger
HB 1691 - Miller
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1859 - Rhoads
HB 1649 - Cornejo
HCS HBs 1288, 1377 & 2050, (Fiscal Review 2/8/18) - Engler
HB 1429, (Fiscal Review 2/8/18) - Muntzel
HB 1367 - Basye
HB 1420 - Pfautsch
HCS HB 1930 - Chipman

HOUSE BILLS FOR THIRD READING - CONSENT

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FOURTEENTH DAY, MONDAY, JANUARY 29, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Tommie Pierson, Jr.

Dear Heavenly Father,

We come first thanking You for the opportunity to start this legislative day and week in prayer. We thank You for a reasonable portion of health and strength—especially during this current flu epidemic that is sweeping over our nation and state—Lord, we pray for protection.

Lord, keep us from the epidemic of ignorance; help us to come to You for wisdom. Boost our immune system against the epidemic of hate by filling us with Your love—for You are love. Where the epidemic of selfishness seeks to infect us, bless our hearts that we may be sympathetic to the plight of others, realizing that if it had not been for Your grace only You know where our lives would be. But thank You, O God, that we are here, in this place, for such a time as this that we may be instrumental in letting justice roll down like waters, and righteousness like an ever-flowing stream.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the thirteenth day was approved as printed by the following vote:

AYES: 134

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Curtis	Curtman	Davis	DeGroot
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Miller	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel

Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Rehder	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	Wessels
White	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 023

Barnes 60	Brown 94	Cornejo	Cross	Dogan
Dohrman	Fraker	Gray	Gregory	Hill
Messenger	Mitten	Peters	Pietzman	Plocher
Redmon	Reiboldt	Rone	Ross	Shumake
Smith 85	Swan	Wiemann		

VACANCIES: 005

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 77, introduced by Representative Matthiesen, relating to the Bangert Island riverfront transformational project.

HCR 78, introduced by Representative Love, relating to trade relations.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 80, introduced by Representative Christofanelli, relating to constitutional amendments.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2293, introduced by Representative Franklin, relating to patient-designated caregivers.

HB 2294, introduced by Representative Rowland (155), relating to influenza disease in schools.

HB 2295, introduced by Representative Helms, relating to mental health professionals.

HB 2296, introduced by Representative Newman, relating to reproductive health care services.

HB 2297, introduced by Representative Newman, relating to information provided to a woman prior to an abortion.

HB 2298, introduced by Representative Newman, relating to health care services, with penalty provisions.

HB 2299, introduced by Representative Corlew, relating to circuit judges.

HB 2300, introduced by Representative Kelly (141), relating to the practice of nursing.

HB 2301, introduced by Representative Washington, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 2302, introduced by Representative McGee, relating to Blair's law, with penalty provisions.

HB 2303, introduced by Representative Unsicker, relating to the maternal mortality review board.

HB 2304, introduced by Representative Ellington, relating to child passenger restraint systems, with penalty provisions.

HB 2305, introduced by Representative Carpenter, relating to a tax deduction for student loan forgiveness.

HB 2306, introduced by Representative Henderson, relating to the environmental restoration corporation act.

HB 2307, introduced by Representative Shull (16), relating to motor vehicle inspection requirements.

HB 2308, introduced by Representative Hannegan, relating to the practice of shampooing.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2266, relating to reproductive health care services.

HB 2267, relating to automated driving systems.

HB 2268, relating to department of transportation reporting requirements.

HB 2269, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2270, relating to notices of reduction in insurance coverage.

HB 2271, relating to automated motor vehicle operation in the state of Missouri.

HB 2272, relating to insurance companies.

HB 2273, relating to punitive damages in actions against health care providers.

HB 2274, relating to the Missouri DeMolay license plate.

HB 2275, relating to the evidence-based policy making commission.

HB 2276, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 2277, relating to license plates and windshield placards for permanently disabled persons.

HB 2278, relating to the Missouri Rx plan.

HB 2279, relating to purchasing processes for innovative technology by the office of administration.

HB 2280, relating to MO HealthNet benefits for pregnant women.

HB 2281, relating to the sale and transfer of firearms, with penalty provisions.

HB 2282, relating to computer science.

HB 2283, relating to educational scholarships, with penalty provisions.

HB 2284, relating to campus free expression.

HB 2285, relating to education about human sexuality.

HB 2286, relating to local log trucks.

HB 2287, relating to accidents occurring in work zones, with penalty provisions.

HB 2288, relating to road and bridge improvements.

HB 2289, relating to utility service rates.

HB 2290, relating to financial interest statements, with a delayed effective date.

HB 2291, relating to the repeal of certain sections ruled unconstitutional.

HB 2292, relating to high school graduation requirements.

PERFECTION OF HOUSE BILLS

HB 1484, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), the title of **HB 1484** was agreed to.

On motion of Representative Brown (57), **HB 1484** was ordered perfected and printed.

HB 1769, relating to the offense of filing false documents, was taken up by Representative Mathews.

On motion of Representative Mathews, the title of **HB 1769** was agreed to.

Representative Korman offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1769, Page 6, Section 570.095, Line 140, by inserting after all of said section and line the following:

"442.135. If a conveyance of real estate, or any interest therein, is executed by deed, such deed shall contain the name of the person or entity that prepared the property description for such deed or reference to the recorded document."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Austin offered **House Amendment No. 1 to House Amendment No. 1**.

House Amendment No. 1

to

House Amendment No. 1

AMEND House Amendment No. 1 to House Bill No. 1769, Page 1, Line 6, by inserting immediately after the word "**recorded**" the word "**source**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Austin, **House Amendment No. 1 to House Amendment No. 1** was adopted.

On motion of Representative Korman, **House Amendment No. 1, as amended**, was adopted.

Representative Roden offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1769, Page 3, Section 570.095, Line 50, by inserting immediately after the word "**firefighter**" the following:

", or an EMT, EMT-I, EMT-P, or other first responder licensed by the department of health and senior services,"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Roden, **House Amendment No. 2** was adopted.

Representative McCreery offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1769, Page 6, Section 570.095, Lines 138-139, by deleting all of said lines and inserting in lieu thereof the following:

"9. If a filing or record is deemed invalid, the prevailing party shall be awarded all reasonable costs and fees incurred by that party in the action. If the filing or record is deemed"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative McCreery, **House Amendment No. 3** was adopted.

Representative Ellington offered **House Amendment No. 4**.

House Amendment No. 4

AMEND House Bill No. 1769, Page 6, Section 570.095, Line 140, by inserting immediately after all of said section and line the following:

"595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding;

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration; **and**

(19) For victims and witnesses, a full order of protection if such victims or witnesses fear for their safety. A victim or witness obtaining a full order of protection under this subdivision shall not be required to release his or her Social Security number, date of birth, or contact number; however, the victim's or witness's last known address may be released upon written request of the defendant or defense counsel, but only if such release is approved by the court. If the victim's or witness's last known address was released without approval of the court, the person releasing such information shall be held in contempt of court and fined one thousand dollars.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses and telephone numbers or the addresses or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail to the most current address provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew raised a point of order that **House Amendment No. 4** goes beyond the scope of the bill.

Representative Barnes (60) raised an additional point of order that **House Amendment No. 4** is not germane to the bill.

The Chair ruled the points of order well taken.

Representative Curtis offered **House Amendment No. 5**.

House Amendment No. 5

AMEND House Bill No. 1769, Page 3, Section 570.095, Line 32, by deleting the word "**felony**" and inserting in lieu thereof "**misdemeanor**"; and

Further amend said bill, page, and section, Line 33, by deleting "**C felony**" and inserting in lieu thereof "**A misdemeanor**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Curtis moved that **House Amendment No. 5** be adopted.

Which motion was defeated.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 101

Anderson	Andrews	Bahr	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Chipman	Christofanelli	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dogan	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hannegan	Hansen	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Love
Lynch	Mathews	Matthiesen	McDaniel	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Pike	Plocher	Pogue	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roden	Roeber	Rone	Rowland 155	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Swan
Tate	Taylor	Trent	Vescovo	Walker 3
Walsh	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 039

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Burns
Butler	Carpenter	Conway 10	Curtis	Ellebracht
Ellington	Franks Jr	Green	Harris	Lavender
May	McCann Beatty	McCreery	Meredith 71	Merideth 80
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 74	Washington	Wessels	

PRESENT: 000

ABSENT WITH LEAVE: 018

Alferman	Austin	Brown 94	Cookson	Cross
Dohrman	Gray	Kendrick	Marshall	McGee
Messenger	Mitten	Newman	Peters	Phillips
Pietzman	Ross	Smith 85		

VACANCIES: 005

On motion of Representative Mathews, **HB 1769, as amended**, was ordered perfected and printed.

HCS HB 1617, relating to telehealth, was placed on the Informal Calendar.

THIRD READING OF HOUSE BILLS

HCS HB 1408, relating to the Missouri course access program, was taken up by Representative Spencer.

On motion of Representative Spencer, **HCS HB 1408** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Eggleston	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kidd	Kolkmeier
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Austin	Brown 94	Cookson	Cross	Dohrman
Gray	Kendrick	Messenger	Mitten	Newman
Peters	Phillips	Pietzman	Ross	Smith 85

VACANCIES: 005

Speaker Richardson declared the bill passed.

COMMITTEE REPORTS

Committee on Budget, Chairman Fitzpatrick reporting:

Mr. Speaker: Your Committee on Budget, to which was referred **HB 1300**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (27): Alferman, Andrews, Bahr, Black, Burnett, Butler, Christofanelli, Conway (104), Davis, Fitzpatrick, Gregory, Haefner, Hill, Kendrick, Korman, Lichtenegger, McGee, Quade, Razer, Redmon, Rone, Rowland (155), Smith (163), Spencer, Swan, Walsh and Wood

Noes (1): Lavender

Absent (7): Brown (94), May, Merideth (80), Pierson Jr., Ross, Taylor and Trent

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1685**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate and Wiemann

Noes (1): Unsicker

Absent (2): Burns and Messenger

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1578**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder and Trent

Noes (3): Ellebracht, Roberts and White

Absent (2): Haahr and Mitten

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1675**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Burns, Cornejo, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Hurst and May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1676**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Burns, Cornejo, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Hurst and May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1905**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Burns, Cornejo, Kolkmeier, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (3): Corlew, Hurst and May

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shumake

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, January 30, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, January 30, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1414, HB 1614, HB 1907, HB 1945

Executive session will be held: HB 1615, HB 1625, HB 1828, HB 1839, HB 2034

Executive session may be held on any matter referred to the committee.

BUDGET

Tuesday, January 30, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Lt. Governor, Department of Revenue, Department of Transportation and Department of Public Safety.

BUDGET

Wednesday, January 31, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2171

Executive session may be held on any matter referred to the committee.

Budget presentations from the Treasurer, Department of Health & Senior Services and Department of Mental Health.

AMENDED

BUDGET

Thursday, February 1, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1311

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1266, HB 1361

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, January 30, 2018, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1838, HB 1375, HB 1247, HB 1355, HCS HB 1605, HB 1349, HB 1552

Executive session may be held on any matter referred to the committee.

AMENDED

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1801

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1296, HB 2062, HB 1501

Executive session will be held: HB 1378, HB 1558, HB 1456, HB 1859

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1270, HB 1271, HB 1397

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1423, HB 1265, HB 1285

Executive session will be held: HB 1857

Executive session may be held on any matter referred to the committee.

Removed HB 1233

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2247

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Executive session will be held: HB 1251, HB 1796, HB 1879

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 1, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1461, HB 1635, HB 1679, HB 1802

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, January 30, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2032, HCR 66, HB 1576

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),

House Hearing Room 7.

Public hearing will be held: HB 2127, HB 2125, HB 1927

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),

House Hearing Room 4.

Public hearing will be held: HB 1252, HB 1906, HB 1516

Executive session will be held: HB 1490, HB 1718, HB 1972

Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options on what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education – Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

We will be voting on two memorial highway/bridge designations: Jerry Dyer Memorial Bridge and John Wesley Choate Memorial Highway; and one Specialty License Plate - Day Solutions Foundation. We will be hearing MoDOT Director Patrick McKenna's Annual Report to the Joint Committee

JUDICIARY

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1667, HB 1681

Executive session will be held: HB 1351, HB 1597, HB 1633, HB 1832

Executive session may be held on any matter referred to the committee.

Testimony will be limited to 3 minutes unless approved by the Chair. We will not hear
HB 1509.

AMENDED

LOCAL GOVERNMENT

Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1806, HB 1947

Executive session will be held: HB 1428, HB 1809, HB 1887

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1263, HB 2140

Executive session will be held: HB 1686, HB 1525, HB 1930

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, January 31, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1874, HB 1918

Executive session will be held: HB 1384

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HCR 63, HB 2043, HB 1968

Executive session will be held: HB 2039

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 30, 2018, 2:00 PM, House Hearing Room 1.

Testimony from higher education institution presidents and fiscal officers.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 1.

Testimony from higher education institution presidents and fiscal officers.

UTILITIES

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2000, HB 2051, HB 2052, HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2058, HB 2197

Executive session will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1368, HB 1462, HB 1469, HCR 53

Executive session will be held: HB 1503, HB 2037, HCR 58, HJR 61

Executive session may be held on any matter referred to the committee.

AMENDED

WORKFORCE DEVELOPMENT

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 2128, HB 2138, HB 2156

Executive session will be held: HB 1457, HB 1623

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTEENTH DAY, TUESDAY, JANUARY 30, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 77 and HCR 78

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 80

HOUSE BILLS FOR SECOND READING

HB 2293 through HB 2308

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HB 1504 - Reiboldt

HB 1665 - Swan

HB 1744 - Hansen

HB 1880 - Trent

HB 1492 - Lynch

HCS HB 1286 - Engler

HCS HB 1411 - Rhoads

HOUSE BILLS FOR PERFECTION - INFORMAL

HCS HB 1617 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTEENTH DAY, TUESDAY, JANUARY 30, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Behold, Thou who desirest truth in the inward being; therefore teach me wisdom in my secret heart. (Psalm 51:6)

O Wise God, who desires truth in the interior life, in this busy day when the haughty wear the masks of truth as they appeal for our attention or votes, grant unto us the spirit of discernment and the wisdom of the wise that we may not be deceived by those who are evil and seek to disguise their low motives by eloquent words.

Help us to keep searching at that which is good, true and authentic that we may keep in step with You as we move forward to a better day when our State shall be great in spirit, powerful in charity, and great in unity.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fourteenth day was approved as printed by the following vote:

AYES: 130

Adams	Alferman	Anders	Anderson	Arthur
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Davis	DeGroot	Dogan
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Hurst	Johnson	Justus
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Moon	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Pogue	Quade
Razer	Redmon	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Ross	Rowland 155

Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wilson	Wood	Mr. Speaker

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 027

Andrews	Austin	Brown 94	Cross	Curtman
Dohrman	Fraker	Green	Gregory	Houghton
Houx	Kelley 127	Messenger	Miller	Mitten
Newman	Peters	Pietzman	Plocher	Rehder
Roberts	Rone	Rowland 29	Smith 85	Taylor
Walker 74	Wiemann			

VACANCIES: 005

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 79, introduced by Representative McGee, relating to Foster Care Awareness Month.

HCR 80, introduced by Representative McGee, relating to Alzheimer's Awareness Month.

HCR 81, introduced by Representative McGee, relating to Safe-Haven for Newborns Awareness Day.

HCR 82, introduced by Representative Anderson, relating to the North American Free Trade Agreement.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 81, introduced by Representative McDaniel, relating to a right to access medical cannabis.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2309, introduced by Representative Merideth (80), relating to civilian review boards.

HB 2310, introduced by Representative Merideth (80), relating to rights of law enforcement officers in making arrests.

HB 2311, introduced by Representative Merideth (80), relating to unlawful discriminatory practices, with penalty provisions.

HB 2312, introduced by Representative Hill, relating to occupational regulation.

HB 2313, introduced by Representative Dogan, relating to elections.

HB 2314, introduced by Representative Matthiesen, relating to interest on tax payments.

HB 2315, introduced by Representative Barnes (60), relating to a child tax credit.

HB 2316, introduced by Representative Barnes (60), relating to a child tax credit.

HB 2317, introduced by Representative Higdon, relating to the public service commission, with penalty provisions.

HB 2318, introduced by Representative Marshall, relating to the designation of a memorial highway.

HB 2319, introduced by Representative Phillips, relating to adoption records.

HB 2320, introduced by Representative Korman, relating to sports wagering.

HB 2321, introduced by Representative McDaniel, relating to the Missouri compassionate care act, with penalty provisions and a referendum clause.

HB 2322, introduced by Representative Walker (3), relating to the public employee retirement system for prosecuting and circuit attorneys.

HB 2323, introduced by Representative Korman, relating to rates charged by health care providers.

HB 2324, introduced by Representative Korman, relating to a sales tax holiday.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 77, relating to the Bangert Island riverfront transformational project.

HCR 78, relating to trade relations.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 80, relating to constitutional amendments.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2293, relating to patient-designated caregivers.

HB 2294, relating to influenza disease in schools.

HB 2295, relating to mental health professionals.

HB 2296, relating to reproductive health care services.

HB 2297, relating to information provided to a woman prior to an abortion.

HB 2298, relating to health care services, with penalty provisions.

HB 2299, relating to circuit judges.

HB 2300, relating to the practice of nursing.

HB 2301, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 2302, relating to Blair's law, with penalty provisions.

HB 2303, relating to the maternal mortality review board.

HB 2304, relating to child passenger restraint systems, with penalty provisions.

HB 2305, relating to a tax deduction for student loan forgiveness.

HB 2306, relating to the environmental restoration corporation act.

HB 2307, relating to motor vehicle inspection requirements.

HB 2308, relating to the practice of shampooing.

PERFECTION OF HOUSE BILLS

HB 1504, relating to zoning around National Guard training centers, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, the title of **HB 1504** was agreed to.

Representative Brattin offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1504, Page 1, Section 41.657, Line 6, by deleting the word "**shall**" and inserting in lieu thereof the word "**may**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Brattin, **House Amendment No. 1** was adopted.

On motion of Representative Reiboldt, **HB 1504, as amended**, was ordered perfected and printed.

Speaker Pro Tem Haahr assumed the Chair.

HB 1665, relating to a visiting scholars certificate, was taken up by Representative Swan.

On motion of Representative Swan, the title of **HB 1665** was agreed to.

On motion of Representative Swan, **HB 1665** was ordered perfected and printed.

HB 1744, relating to higher education financial aid eligibility, was taken up by Representative Hansen.

On motion of Representative Hansen, the title of **HB 1744** was agreed to.

Representative Burnett offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1744, Page 4, Section 160.545, Lines 94 through 95, by deleting all of said lines and inserting in lieu thereof the following:

"by this subsection as determined by rule and regulation of the department [~~;- and~~
(4) ~~Who is a citizen or permanent resident of the United States~~]."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 094

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Berry	Bondon	Brattin
Brown 57	Christofanelli	Conway 104	Cookson	Corlew
Cornejo	Curtman	Davis	DeGroot	Dogan
Eggleston	Engler	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Frederick	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Helms
Henderson	Hill	Houghton	Houx	Hurst

Johnson	Justus	Kelley 127	Kelly 141	Kolkmeier
Korman	Lant	Lauer	Lichtenegger	Lynch
Marshall	Mathews	Matthiesen	Moon	Morris 140
Morse 151	Muntzel	Neely	Pfausch	Phillips
Pike	Plocher	Pogue	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Swan	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Curtis	Ellington	Gray
Green	Harris	Kendrick	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Morgan
Mosley	Nichols	Pierson Jr	Quade	Razer
Roberts	Rowland 29	Runions	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

PRESENT: 000

ABSENT WITH LEAVE: 026

Anders	Austin	Bernskoetter	Black	Brown 94
Chipman	Cross	Dohrman	Ellebracht	Fraker
Franks Jr	Gannon	Higdon	Kidd	Love
May	McDaniel	Messenger	Miller	Mitten
Newman	Peters	Pietzman	Redmon	Smith 85
Stephens 128				

VACANCIES: 005

Representative Burnett moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote, the ayes and noes having been demanded by Representative Hill:

AYES: 038

Adams	Arthur	Bangert	Baringer	Barnes 28
Beck	Brown 27	Burnett	Burns	Butler
Carpenter	Conway 10	Corlew	Curtis	Ellebracht
Ellington	Gray	Green	Kendrick	Lavender
McCann Beatty	McCreery	McGee	Meredith 71	Merideth 80
Morgan	Mosley	Nichols	Pierson Jr	Quade
Razer	Roberts	Rowland 29	Stevens 46	Unsicker
Walker 74	Washington	Wessels		

NOES: 100

Alferman	Anderson	Andrews	Bahr	Barnes 60
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Christofanelli	Conway 104
Cookson	Cornejo	Curtman	Davis	DeGroot

Dogan	Eggleston	Engler	Evans	Fitzpatrick
Fitzwater	Francis	Franklin	Frederick	Gannon
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	Moon	Morris 140
Morse 151	Muntzel	Pfausch	Phillips	Pike
Plocher	Pogue	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walker 3	Walsh
White	Wiemann	Wilson	Wood	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 020

Anders	Austin	Brown 94	Chipman	Cross
Dohrman	Fraker	Franks Jr	Higdon	May
McDaniel	Messenger	Miller	Mitten	Neely
Newman	Peters	Pietzman	Runions	Smith 85

VACANCIES: 005

On motion of Representative Hansen, **HB 1744** was ordered perfected and printed.

PERFECTION OF HOUSE JOINT RESOLUTIONS

HJR 59, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), the title of **HJR 59** was agreed to.

On motion of Representative Brown (57), **HJR 59** was ordered perfected and printed.

PERFECTION OF HOUSE BILLS - INFORMAL

HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), the title of **HCS HB 1617** was agreed to.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1617, Page 1, Section A, Line 3, by inserting immediately after said section and line the following:

“191.1145. 1. As used in sections 191.1145 and 191.1146, the following terms shall mean:

(1) "Asynchronous store-and-forward transfer", the collection of a patient's relevant health information and the subsequent transmission of that information from an originating site to a health care provider at a distant site without the patient being present;

(2) "Clinical staff", any health care provider licensed in this state;

(3) "Distant site", a site at which a health care provider is located while providing health care services by means of telemedicine;

(4) "Health care provider", as that term is defined in section 376.1350;

(5) "Originating site", a site at which a patient is located at the time health care services are provided to him or her by means of telemedicine. For the purposes of asynchronous store-and-forward transfer, originating site shall also mean the location at which the health care provider transfers information to the distant site;

(6) "Telehealth" or "telemedicine", the delivery of health care services by means of information and communication technologies which facilitate the assessment, diagnosis, consultation, treatment, education, care management, and self-management of a patient's health care while such patient is at the originating site and the health care provider is at the distant site. Telehealth or telemedicine shall also include the use of asynchronous store-and-forward technology.

2. Any licensed health care provider shall be authorized to provide telehealth services if such services are within the scope of practice for which the health care provider is licensed and are provided with the same standard of care as services provided in person. **This section shall not be construed to prohibit a health carrier, as defined in section 376.1350, from reimbursing non-clinical staff for services otherwise allowed by law.**

3. In order to treat patients in this state through the use of telemedicine or telehealth, health care providers shall be fully licensed to practice in this state and shall be subject to regulation by their respective professional boards.

4. Nothing in subsection 3 of this section shall apply to:

(1) Informal consultation performed by a health care provider licensed in another state, outside of the context of a contractual relationship, and on an irregular or infrequent basis without the expectation or exchange of direct or indirect compensation;

(2) Furnishing of health care services by a health care provider licensed and located in another state in case of an emergency or disaster; provided that, no charge is made for the medical assistance; or

(3) Episodic consultation by a health care provider licensed and located in another state who provides such consultation services on request to a physician in this state.

5. Nothing in this section shall be construed to alter the scope of practice of any health care provider or to authorize the delivery of health care services in a setting or in a manner not otherwise authorized by the laws of this state.

6. No originating site for services or activities provided under this section shall be required to maintain immediate availability of on-site clinical staff during the telehealth services, except as necessary to meet the standard of care for the treatment of the patient's medical condition if such condition is being treated by an eligible health care provider who is not at the originating site, has not previously seen the patient in person in a clinical setting, and is not providing coverage for a health care provider who has an established relationship with the patient.

7. Nothing in this section shall be construed to alter any collaborative practice requirement as provided in chapters 334 and 335."; and

Further amend said bill and page, Section 208.670, Lines 7 to 9, by deleting said lines and inserting in lieu thereof the word "**191.1145**"; and

Further amend said bill, Line 13, by inserting after the words "section 191.1145" the words "**or as the term 'home telemonitoring service' is defined in section 208.686**"; and

Further amend said bill and section, Page 2, Line 31, by inserting after the word "**person.**" the following:

"The department shall not restrict the originating site through rule or payment so long as the provider can ensure services are rendered meeting the standard of care that would otherwise be expected should such services be provided in person."; and

Further amend said bill, page, and section, Lines 40 to 50, by deleting said lines and inserting in lieu thereof the words "**should such services be provided in person.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 1** was adopted.

On motion of Representative Barnes (60), **HCS HB 1617, as amended**, was adopted.

On motion of Representative Barnes (60), **HCS HB 1617, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 59 - Fiscal Review

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1769 - Fiscal Review

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1987 - Judiciary

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1378**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (1): Newman

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (2): Barnes (60) and Newman

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1558**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (1): Newman

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1859**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Dogan, Franks Jr., Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (0)

Absent (2): Barnes (60) and Newman

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HCR 57**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer and Swan

Noes (0)

Absent (3): Bahr, Barnes (60) and Wood

Committee on Financial Institutions, Vice-Chairman Shaul (113) reporting:

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1251**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bondon, Brown (57), Francis, Green, Helms, Houx, Nichols, Redmon, Rowland (29), Shaul (113), Smith (85) and Walker (3)

Noes (0)

Absent (1): Fraker

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1796**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bondon, Brown (57), Francis, Green, Helms, Houx, Nichols, Redmon, Rowland (29), Shaul (113), Smith (85) and Walker (3)

Noes (0)

Absent (1): Fraker

Mr. Speaker: Your Committee on Financial Institutions, to which was referred **HB 1879**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Brown (57), Francis, Green, Helms, Houx, Nichols, Redmon, Shaul (113), Smith (85) and Walker (3)

Noes (0)

Absent (3): Bondon, Fraker and Rowland (29)

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1587**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Franklin, Helms, Kelly (141), Mathews, Neely, Ross, Sommer and White

Noes (3): Brown (27), McGee and Walker (74)

Absent (2): Brown (94) and Carpenter

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1645**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder, Trent and White

Noes (2): Ellebracht and Roberts

Absent (2): Haahr and Mitten

Special Committee on Tax Policy for Working Families, Chairman Kelley (127) reporting:

Mr. Speaker: Your Special Committee on Tax Policy for Working Families, to which was referred **HB 1357**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Burnett, Corlew, Curtman, Grier, Kelley (127) and Kidd

Noes (0)

Absent (3): Bahr, Franks Jr. and Harris

Committee on Ways and Means, Chairman Curtman reporting:

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1288**, **HB 1377** and **HB 2050**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Christofanelli, Curtman, Rhoads, Roden, Schroer and Shull (16)

Noes (3): Brown (27), Ellington and Mosley

Absent (4): Cross, Eggleston, Gray and Kelley (127)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1429**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Ellington, Mosley, Rhoads, Roden, Schroer and Shull (16)

Noes (0)

Absent (5): Cross, Curtman, Eggleston, Gray and Kelley (127)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1460**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Brown (27), Christofanelli, Ellington, Mosley and Schroer

Noes (3): Rhoads, Roden and Shull (16)

Absent (5): Cross, Curtman, Eggleston, Gray and Kelley (127)

Mr. Speaker: Your Committee on Ways and Means, to which was referred **HB 1858**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Brown (27), Christofanelli, Ellington, Mosley, Rhoads, Roden, Schroer and Shull (16)

Noes (0)

Absent (5): Cross, Curtman, Eggleston, Gray and Kelley (127)

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1247**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1355**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (11): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (1): Washington

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1375**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1552**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (9): Beard, Black, Kelly (141), Love, Muntzel, Pfautsch, Pike, Schroer and Trent

Noes (3): McCreery, Stevens (46) and Washington

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HCS HB 1605**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1838**, begs leave to report it has examined the same and recommends that it **Do Pass - Not Consent** by the following vote:

Ayes (12): Beard, Black, Kelly (141), Love, McCreery, Muntzel, Pfautsch, Pike, Schroer, Stevens (46), Trent and Washington

Noes (0)

Absent (1): Razer

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1267**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (1): Corlew

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1350**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1370**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1389**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer and Wiemann

Noes (2): Berry and Unsicker

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1415**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1572**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1607**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1677**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1691**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Austin

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1383**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone and Shull (16)

Noes (3): Curtis, Lavender and Wessels

Absent (3): Brown (94), Butler and Shumake

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Wessels

Noes (1): Curtis

Absent (3): Brown (94), Butler and Shumake

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1620**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16) and Wessels

Noes (0)

Absent (3): Brown (94), Butler and Shumake

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1653**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Fitzwater, Houx, Rhoads, Rone, Shull (16) and Wessels

Noes (3): Eggleston, Haahr and Lavender

Present (1): Curtis

Absent (3): Brown (94), Butler and Shumake

COMMITTEE CHANGES

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Cloria Brown from the Standing Committee on Professional Registration and Licensing and appoint Representative Derek Grier.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following members' presence was noted: Miller and Smith (85).

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m.,
Wednesday, January 31, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, January 31, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 2171

Executive session may be held on any matter referred to the committee.

Budget presentations from the Treasurer, Department of Health & Senior Services and
Department of Mental Health.

AMENDED

BUDGET

Thursday, February 1, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1311

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1801

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session will be held: HB 2062, HB 1501, HB 1296

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1423, HB 1265, HB 1285

Executive session will be held: HB 1857

Executive session may be held on any matter referred to the committee.

Removed HB 1233.

AMENDED

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2247

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 1, 2018, 9:00 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1576, HB 1289

Executive session will be held: HCR 66, HB 2032

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 2127, HB 2125, HB 1927

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1876, HB 1273

Executive session will be held: HB 1275, HB 1680

Executive session may be held on any matter referred to the committee.

**INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE
MARKETS**

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options on what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

We will be voting on two Memorial Highway/Bridge Designations: Jerry Dyer Memorial Bridge and John Wesley Choate Memorial Highway; and one Specialty License Plate - Day Solutions Foundation. We will be hearing MoDOT Director Patrick McKenna's Annual Report to the Joint Committee

LOCAL GOVERNMENT

Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1806, HB 1947

Executive session will be held: HB 1428, HB 1809, HB 1887

Executive session may be held on any matter referred to the committee.

PENSIONS

Wednesday, January 31, 2018, 12:15 PM, House Hearing Room 4.

Executive session will be held: HB 1329, HB 2044

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1719, HB 1662, HB 1896

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, January 31, 2018, 3:00 PM, House Hearing Room 7.

Executive session will be held: HB 1859, HCS HB 1251, HCS HB 1879, HB 1413,
HB 1649, HCS HB 1456

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, January 31, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1874, HB 1918

Executive session will be held: HB 1384

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HCR 63, HB 2043, HB 1968

Executive session will be held: HB 2039

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from higher education institution presidents and fiscal officers.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Discussion of the FY 19 Office of Administration budget.

UTILITIES

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2000, HB 2051, HB 2052, HB 2053, HB 2054, HB 2055,
HB 2056, HB 2057, HB 2058, HB 2197

Executive session will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 2128, HB 2138, HB 2156

Executive session will be held: HB 1457, HB 1623

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTEENTH DAY, WEDNESDAY, JANUARY 31, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 79 through HCR 82

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 81

HOUSE BILLS FOR SECOND READING

HB 2309 through HB 2324

HOUSE BILLS FOR PERFECTION

HB 1880 - Trent
HB 1492 - Lynch
HCS HB 1286 - Engler
HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

HOUSE BILLS FOR THIRD READING

HB 1484 - Brown (57)
HB 1769, (Fiscal Review 1/30/18) - Mathews

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTEENTH DAY, WEDNESDAY, JANUARY 31, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Only fear the Lord and serve Him in truth with all your heart: for consider what great things He has done for you.
(I Samuel 12:24)

Almighty God, we thank You for the inspiration for great living this moment of prayer brings to us and for the insight into the meaning of life which comes as we pray. Never in vain do we call upon You. You always strengthen us with a strength which never lets us down. You are always loving us with a love which never lets us go. You always lead us in true paths with a spirit which never lets us go. Give us grace to respond to You and, with reverent courage, to walk in Your ways.

Bless this State with Your gracious favor and these Representatives of our people with Your loving wisdom. Kneeling before the altar of truth, may we be united in the standards of high moral living, deep religious faith, great patriotic commitment, and genuine desire for peace of mind.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Emily Pickett.

The Journal of the fifteenth day was approved as printed by the following vote:

AYES: 137

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Carpenter	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Cross	Davis	DeGroot	Dogan
Dohrman	Eggleston	Ellebracht	Engler	Evans
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall

Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	Meredith 71	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson			

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 021

Barnes 60	Brown 94	Butler	Curtis	Curtman
Ellington	Fitzpatrick	Gray	Green	Gregory
McGee	Merideth 80	Messenger	Mitten	Newman
Peters	Pietzman	Plocher	Shaul 113	Wood
Mr. Speaker				

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Bahr offered House Resolution No. 5132.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 83, introduced by Representative Frederick, relating to a "National Sleep Awareness Week" in Missouri.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2325, introduced by Representative Lavender, relating to unclaimed property.

HB 2326, introduced by Representative Walsh, relating to the division of fire safety.

HB 2327, introduced by Representative Franks Jr., relating to officer-involved incidents.

HB 2328, introduced by Representative Unsicker, relating to waivers by blind employees.

HB 2329, introduced by Representative Chipman, relating to county budgets.

HB 2330, introduced by Representative Beck, relating to the designation of a memorial highway.

HB 2331, introduced by Representative Houx, relating to roofing contractors, with penalty provisions.

HB 2332, introduced by Representative Corlew, relating to construction of facilities authorized by school districts.

HB 2333, introduced by Representative Shaul (113), relating to elections.

HB 2334, introduced by Representative Shaul (113), relating to the use of bags to package purchased goods.

HB 2335, introduced by Representative Black, relating to school employee retirement systems.

HB 2336, introduced by Representative Tate, relating to children being placed in the custody of certain offenders, with penalty provisions.

HB 2337, introduced by Representative Stephens (128), relating to insurance companies.

HB 2338, introduced by Representative Ellebracht, relating to guardian ad litem fees.

HB 2339, introduced by Representative Lynch, relating to the Missouri military community reinvestment act.

HB 2340, introduced by Representative Reiboldt, relating to a tax credit for customers of a sheltered workshop.

HB 2341, introduced by Representative Arthur, relating to personal flotation devices, with penalty provisions.

HB 2342, introduced by Representative Spencer, relating to the use of universal service funds for lifeline service providers.

HB 2343, introduced by Representative McCreery, relating to ticket selling practices, with penalty provisions.

HB 2344, introduced by Representative Miller, relating to the property assessment clean energy act.

HB 2345, introduced by Representative Miller, relating to board members of public water supply districts.

HB 2346, introduced by Representative White, relating to insurance grievance processes.

HB 2347, introduced by Representative Davis, relating to the designation of a memorial highway.

HB 2348, introduced by Representative Davis, relating to tuition at public higher education institutions.

HB 2349, introduced by Representative Pogue, relating to the sale of certain state park property.

HB 2350, introduced by Representative Corlew, relating to criminal offenses, with penalty provisions.

HB 2351, introduced by Representative Fraker, relating to immunity for trustees.

HB 2352, introduced by Representative Fraker, relating to county revenues dedicated to roads.

HB 2353, introduced by Representative May, relating to compensation for state employees.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 79, relating to Foster Care Awareness Month.

HCR 80, relating to Alzheimer's Awareness Month.

HCR 81, relating to Safe-Haven for Newborns Awareness Day.

HCR 82, relating to the North American Free Trade Agreement.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 81, relating to a right to access medical cannabis.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2309, relating to civilian review boards.

HB 2310, relating to rights of law enforcement officers in making arrests.

HB 2311, relating to unlawful discriminatory practices, with penalty provisions.

HB 2312, relating to occupational regulation.

HB 2313, relating to elections.

HB 2314, relating to interest on tax payments.

HB 2315, relating to a child tax credit.

HB 2316, relating to a child tax credit.

HB 2317, relating to the public service commission, with penalty provisions.

HB 2318, relating to the designation of a memorial highway.

HB 2319, relating to adoption records.

HB 2320, relating to sports wagering.

HB 2321, relating to the Missouri compassionate care act, with penalty provisions and a referendum clause.

HB 2322, relating to the public employee retirement system for prosecuting and circuit attorneys.

HB 2323, relating to rates charged by health care providers.

HB 2324, relating to a sales tax holiday.

PERFECTION OF HOUSE BILLS

HB 1880, relating to broadband communications services provided by rural electric cooperatives, was taken up by Representative Trent.

On motion of Representative Trent, the title of **HB 1880** was agreed to.

Representative Miller offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1880, Page 1, Section 394.085, Line 9, by deleting the phrase "**their affiliates**" and inserting in lieu thereof the phrase "**their broadband affiliates**"; and

Further amend said bill and section, Page 2, Lines 19-21, by deleting all of said lines; and

Further amend said bill and section by renumbering all of said section accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Speaker Richardson assumed the Chair.

On motion of Representative Miller, **House Amendment No. 1** was adopted.

Representative Korman offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1880, Page 2, Section 394.085, Line 27, by inserting after all of said line the following:

"6. Nothing in this section shall be construed as diminishing the rights of property owners under the laws of this state."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Korman, **House Amendment No. 2** was adopted.

Representative McCreery offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1880, Page 2, Section 394.085, Line 27, by inserting after all of said section and line the following:

"407.1133. High speed broadband communications services providers shall advertise the peak average upload speeds and download speeds in each census tract the provider services with high speed broadband."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative McCreery moved that **House Amendment No. 3** be adopted.

Which motion was defeated.

On motion of Representative Trent, **HB 1880, as amended**, was ordered perfected and printed.

HB 1492, relating to the show-me heroes program, was taken up by Representative Lynch.

On motion of Representative Lynch, the title of **HB 1492** was agreed to.

On motion of Representative Lynch, **HB 1492** was ordered perfected and printed.

THIRD READING OF HOUSE BILLS

HB 1484, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), **HB 1484** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Miller
Moon	Morgan	Morris 140	Morse 151	Mosley
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Plocher	Razer	Rehder
Reiboldt	Reisch	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 001

Pogue

PRESENT: 001

Remole

ABSENT WITH LEAVE: 012

Bahr	Brown 94	Cookson	Kendrick	Matthiesen
Messenger	Mitten	Newman	Peters	Pietzman
Quade	Redmon			

VACANCIES: 005

Speaker Richardson declared the bill passed.

PERFECTION OF HOUSE BILLS

HCS HB 1286, relating to natural resources, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HCS HB 1286** was agreed to.

On motion of Representative Engler, **HCS HB 1286** was adopted.

On motion of Representative Engler, **HCS HB 1286** was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolutions were referred to the Committee indicated:

- HR 4878** - Special Committee on Tourism
- HR 4891** - Elections and Elected Officials
- HR 4894** - Crime Prevention and Public Safety
- HR 4907** - Consent and House Procedure

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

- HCR 60** - Crime Prevention and Public Safety
- HCR 64** - Special Committee on Tourism
- HCR 69** - Veterans
- HCR 70** - Crime Prevention and Public Safety
- HCR 71** - Children and Families
- HCR 72** - Special Committee on Homeland Security
- HCR 73** - Veterans

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

- HJR 54** - Ways and Means

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1744** - Fiscal Review
- HB 1255** - Judiciary
- HB 1260** - Health and Mental Health Policy
- HB 1468** - Health and Mental Health Policy
- HB 1595** - Utilities
- HB 1683** - Local Government
- HB 1697** - Special Committee on Tourism
- HB 1698** - Special Committee on Tourism
- HB 1734** - Ways and Means
- HB 2077** - Insurance Policy
- HB 2179** - General Laws
- HB 2191** - Health and Mental Health Policy

- HB 2192** - Elementary and Secondary Education
- HB 2194** - Crime Prevention and Public Safety
- HB 2196** - Special Committee on Tourism
- HB 2200** - Elementary and Secondary Education
- HB 2208** - Elections and Elected Officials
- HB 2210** - Special Committee on Government Oversight
- HB 2214** - Financial Institutions
- HB 2215** - Economic Development
- HB 2216** - Conservation and Natural Resources
- HB 2219** - Crime Prevention and Public Safety
- HB 2221** - Professional Registration and Licensing
- HB 2225** - Insurance Policy
- HB 2227** - Ways and Means
- HB 2230** - Judiciary
- HB 2231** - Professional Registration and Licensing
- HB 2232** - General Laws
- HB 2233** - Professional Registration and Licensing
- HB 2234** - Children and Families
- HB 2238** - Ways and Means
- HB 2239** - Workforce Development
- HB 2240** - Insurance Policy
- HB 2242** - Local Government
- HB 2244** - Agriculture Policy
- HB 2245** - Crime Prevention and Public Safety
- HB 2248** - Utilities
- HB 2249** - Children and Families
- HB 2252** - Elementary and Secondary Education
- HB 2255** - Ways and Means
- HB 2257** - Conservation and Natural Resources
- HB 2258** - General Laws
- HB 2261** - Judiciary
- HB 2262** - Judiciary
- HB 2263** - Government Efficiency
- HB 2264** - Special Committee on Innovation and Technology
- HB 2268** - Transportation
- HB 2272** - Insurance Policy
- HB 2274** - Transportation
- HB 2277** - Transportation
- HB 2279** - Special Committee on Innovation and Technology
- HB 2280** - Health and Mental Health Policy
- HB 2283** - Elementary and Secondary Education
- HB 2284** - General Laws
- HB 2285** - Children and Families
- HB 2286** - Transportation
- HB 2287** - Transportation

HB 2289 - Utilities

HB 2294 - Elementary and Secondary Education

HB 2305 - Ways and Means

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1919 - Government Efficiency

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1371**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1420**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Spencer and Swan

Noes (0)

Absent (3): Bahr, Barnes (60) and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1421**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1606**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Anders, Bangert, Basye, Burnett, Dogan, Morgan, Roeber, Spencer and Swan

Noes (1): Matthiesen

Absent (3): Bahr, Barnes (60) and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1940**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Swan and Wood

Noes (1): Spencer

Absent (2): Bahr and Barnes (60)

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1490**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1972**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Morris (140), Muntzel, Pfautsch, Shull (16), Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Messenger

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1351**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1597**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1633**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (5): Beard, Corlew, DeGroot, Toalson Reisch and White

Noes (3): Ellebracht, Marshall and Roberts

Absent (2): Gregory and Mitten

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1832**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Roberts, Toalson Reisch and White

Noes (0)

Absent (2): Gregory and Mitten

Committee on Pensions, Chairman Walker (3) reporting:

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 1329**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Black, Brown (27), Moon, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (2): Brown (57) and Kendrick

Mr. Speaker: Your Committee on Pensions, to which was referred **HB 2044**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Black, Brown (27), Moon, Morgan, Pike, Rehder, Rowland (155), Walker (3) and Walsh

Noes (1): Pogue

Absent (2): Brown (57) and Kendrick

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1930**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Hill and Messenger

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HCR 58**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Dohrman and Gray

Mr. Speaker: Your Committee on Veterans, to which was referred **HJR 61**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Barnes (28), Beck, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (3): Brattin, Dohrman and Gray

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1503**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Dohrman and Gray

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 2037**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Kelley (127), Lynch, Pike, Shumake, Tate and Wilson

Noes (0)

Absent (2): Dohrman and Gray

SUBCOMMITTEE APPOINTMENTS

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Agriculture Education.

Representative Hannah Kelly, Chair
Representative J. Eggleston
Representative Tom Hurst
Representative Warren Love

This Committee will report to the Committee on Agriculture Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Creation and Appointments.

Representative John Wiemann, Chair
Representative Dave Muntzel
Representative Noel Shull
Representative Nate Tate

This Committee will report to the Committee on Insurance Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Scope of Practice.

Representative Chrissy Sommer, Chair
Representative Diane Franklin
Representative Hannah Kelly
Representative Jim Neely

This Committee will report to the Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Second Amendment Preservation.

Representative Chuck Basye, Chair
Representative Sonya Anderson
Representative Gary Cross
Representative Rebecca Roeber

This Committee will report to the Committee on General Laws.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Tax Credit Review.

Representative Jered Taylor, Chair
Representative Philip Christofanelli
Representative Justin Hill
Representative Mike Moon

This Committee will report to the Special Committee on Government Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 30, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Tax Credit Review.

Representative Barbara Washington
Representative Jerome Barnes

This Committee will report to the Special Committee on Government Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Cloria Brown from the Standing Committee on Budget and appoint Representative Hannah Kelly.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

SUBCOMMITTEE CHANGES

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Cloria Brown from the Subcommittee on Appropriations – Public Safety, Corrections, Transportation, and Revenue and appoint Representative Hannah Kelly.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, February 1, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Thursday, February 1, 2018, 8:00 AM, South Gallery.

Executive session will be held: HB 1625, HB 1828, HB 1839, HB 2034, HB 1907

Executive session may be held on any matter referred to the committee.

CORRECTED

BUDGET

Thursday, February 1, 2018, 8:15 AM, House Hearing Room 3.

Public hearing will be held: HB 1311

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439

Executive session will be held: HB 2062, HB 1501, HB 1296

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, February 1, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 1769, HJR 59

Executive session may be held on any matter referred to the committee.

AMENDED

GOVERNMENT EFFICIENCY

Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1576, HB 1289

Executive session will be held: HCR 66, HB 2032

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education – Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

PENSIONS

Monday, February 5, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2202, HB 2184, HB 1673

Executive session may be held on any matter referred to the committee.

Presentations by LAGERS and MOSERS.

CORRECTED

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, February 1, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1797

Executive session will be held: HB 2104

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, February 6, 2018, 1:00 PM, House Hearing Room 5.

Discussion with a representative from the Department of Insurance, Financial Institutions and Professional Registration.

HOUSE CALENDAR

SEVENTEENTH DAY, THURSDAY, FEBRUARY 1, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 83

HOUSE BILLS FOR SECOND READING

HB 2325 through HB 2353

HOUSE BILLS FOR PERFECTION

HCS HB 1411 - Rhoads

HCS HB 1605 - Bernskoetter

HB 1446 - Eggleston

HB 1350 - Smith (163)

HB 1415 - Lauer

HCS HB 1370 - Sommer

HB 1677 - Lauer

HB 1267 - Lichtenegger

HB 1691 - Miller

HB 1607 - Korman

HB 1838 - Bernskoetter

HB 1383 - Miller

HOUSE BILLS FOR PERFECTION - CONSENT

(01/31/2018)

HB 1247 - Pike
HB 1349 - Black
HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

HOUSE JOINT RESOLUTIONS FOR THIRD READING

HJR 59, (Fiscal Review 1/30/18) - Brown (57)

HOUSE BILLS FOR THIRD READING

HB 1769, (Fiscal Review 1/30/18) - Mathews
HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744, (Fiscal Review 1/31/18), E.C. - Hansen
HCS HB 1617 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTEENTH DAY, THURSDAY, FEBRUARY 1, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Teach me to do Thy will; for Thou art my God; Thy spirit is good; lead me into the land of uprightness.
(Psalm 143:10)

Almighty God, whose will is joy, whose nature is love, and whose desire is that we live in peace with You and in love with one another, grant unto us a vision of Your purpose for us as we look up to heaven and to You in prayer this morning.

Deliver us from antagonisms that annoy us, from trifles that try us, and from disagreements that make us disagreeable, and by Your spirit make us great in kindness, good in our greatness, and genuine in all our endeavors on behalf of our State, as its citizens, during this Black History Month.

Amid the problems that perplex us and the difficulties that sometimes discourage us, You strengthen and sustain our spirits and then lead us in the green valley of peace for Your name's sake.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the sixteenth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 84, introduced by Representative Quade, relating to net neutrality.

INTRODUCTION OF HOUSE REVISION BILLS

The following House Revision Bill was read the first time and copies ordered printed:

HRB 1, introduced by Representative Shaul (113), for the sole purpose of repealing expired, ineffective, and obsolete statutory provisions.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2354, introduced by Representative Frederick, relating to student mental health at public institutions of higher education.

HB 2355, introduced by Representative Frederick, relating to physician maintenance of certification.

HB 2356, introduced by Representative Haefner, relating to boundary commissions.

HB 2357, introduced by Representative Haefner, relating to the form of governance of St. Louis City.

HB 2358, introduced by Representative McGee, relating to elections.

HB 2359, introduced by Representative Sommer, relating to animal abuse, with penalty provisions.

HB 2360, introduced by Representative Redmon, relating to the public safety officer or employee survivor grant program.

HB 2361, introduced by Representative Franklin, relating to volunteer health care services.

HB 2362, introduced by Representative Franklin, relating to the supplemental nutrition assistance program.

HB 2363, introduced by Representative Rowland (29), relating to settlement agreements.

HB 2364, introduced by Representative Bondon, relating to intoxicating liquor.

HB 2365, introduced by Representative Berry, relating to utilities.

HB 2366, introduced by Representative Beard, relating to death records.

HB 2367, introduced by Representative May, relating to safe consumption facilities.

HB 2368, introduced by Representative Bangert, relating to trailer license plate renewals.

HB 2369, introduced by Representative Bangert, relating to maintaining a list of persons appointed by the governor.

HB 2370, introduced by Representative Bernskoetter, relating to the Missouri consolidated health care plan.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 83, relating to a "National Sleep Awareness Week" in Missouri.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2325, relating to unclaimed property.

HB 2326, relating to the division of fire safety.

HB 2327, relating to officer-involved incidents.

HB 2328, relating to waivers by blind employees.

HB 2329, relating to county budgets.

HB 2330, relating to the designation of a memorial highway.

HB 2331, relating to roofing contractors, with penalty provisions.

HB 2332, relating to construction of facilities authorized by school districts.

HB 2333, relating to elections.

HB 2334, relating to the use of bags to package purchased goods.

HB 2335, relating to school employee retirement systems.

HB 2336, relating to children being placed in the custody of certain offenders, with penalty provisions.

HB 2337, relating to insurance companies.

HB 2338, relating to guardian ad litem fees.

HB 2339, relating to the Missouri military community reinvestment act.

HB 2340, relating to a tax credit for customers of a sheltered workshop.

HB 2341, relating to personal flotation devices, with penalty provisions.

HB 2342, relating to the use of universal service funds for lifeline service providers.

HB 2343, relating to ticket selling practices, with penalty provisions.

HB 2344, relating to the property assessment clean energy act.

HB 2345, relating to board members of public water supply districts.

HB 2346, relating to insurance grievance processes.

HB 2347, relating to the designation of a memorial highway.

HB 2348, relating to tuition at public higher education institutions.

HB 2349, relating to the sale of certain state park property.

HB 2350, relating to criminal offenses, with penalty provisions.

HB 2351, relating to immunity for trustees.

HB 2352, relating to county revenues dedicated to roads.

HB 2353, relating to compensation for state employees.

COMMITTEE REPORTS

Committee on Fiscal Review, Vice-Chairman Smith (163) reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HJR 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Morris (140)

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Alferman, Anderson, Conway (104), Fraker, Morgan, Rowland (29), Smith (163), Swan, Unsicker, Wessels, Wiemann and Wood

Noes (0)

Absent (2): Haefner and Morris (140)

THIRD READING OF HOUSE BILLS

HB 1769, relating to the offense of filing false documents, was taken up by Representative Mathews.

On motion of Representative Mathews, **HB 1769** was read the third time and passed by the following vote:

AYES: 139

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Merideth 80	Miller	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Ellington	Hurst	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 014

Alferman	Brown 94	Cookson	Curtis	Green
Haefner	Matthiesen	May	Messenger	Mitten
Newman	Peters	Pietzman	Roeber	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1504, relating to zoning around National Guard training centers, was taken up by Representative Reiboldt.

On motion of Representative Reiboldt, **HB 1504** was read the third time and passed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Mathews	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 002

Marshall Pogue

PRESENT: 000

ABSENT WITH LEAVE: 012

Brown 94	Cookson	Curtis	Haefner	Matthiesen
May	Messenger	Mitten	Newman	Peters
Pietzman	Walker 74			

VACANCIES: 005

Speaker Richardson declared the bill passed.

Representative Ross assumed the Chair.

HB 1665, relating to a visiting scholars certificate, was taken up by Representative Swan.

On motion of Representative Swan, **HB 1665** was read the third time and passed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Miller	Morgan	Morris 140	Morse 151
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 003

Ellington	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Cookson	Curtis	Ellebracht	Haefner
Helms	McGee	Messenger	Mitten	Newman
Peters	Pietzman	Rone	Stacy	

VACANCIES: 005

Representative Ross declared the bill passed.

HCS HB 1617, relating to telehealth, was taken up by Representative Barnes (60).

On motion of Representative Barnes (60), **HCS HB 1617** was read the third time and passed by the following vote:

AYES: 142

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtman	Davis	DeGroot
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Gannon	Gray
Green	Gregory	Grier	Haahr	Hannegan
Hansen	Harris	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Marshall	Mathews	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGee
Meredith 71	Merideth 80	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walsh
Washington	Wessels	White	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Pogue

PRESENT: 000

ABSENT WITH LEAVE: 015

Bernskoetter	Brown 94	Cookson	Curtis	Franks Jr
Haefner	Helms	Messenger	Mitten	Newman
Peters	Pietzman	Rone	Stephens 128	Walker 74

VACANCIES: 005

Representative Ross declared the bill passed.

THIRD READING OF HOUSE JOINT RESOLUTIONS

HJR 59, relating to bingo, was taken up by Representative Brown (57).

On motion of Representative Brown (57), **HJR 59** was read the third time and passed by the following vote:

AYES: 143

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Hannegan	Hansen	Harris	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Johnson	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Miller
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Nichols	Pfautsch	Phillips	Pierson Jr
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 85	Smith 163	Sommer	Spencer
Stacy	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 004

Moon	Pogue	Reisch	Remole
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PRESENT: 000

ABSENT WITH LEAVE: 011

Brown 94	Cookson	Curtis	Haefner	Helms
Messenger	Mitten	Newman	Peters	Pietzman
Stephens 128				

VACANCIES: 005

Representative Ross declared the bill passed.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1306 - Judiciary
HB 1983 - Transportation

HB 2195 - General Laws

HB 2265 - Utilities

COMMITTEE REPORTS

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1841**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Anderson, Houx, Love, Phillips and Remole

Noes (3): Harris, Meredith (71) and Pierson Jr.

Absent (2): Beard and Engler

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1873**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Anderson, Harris, Houx, Love, Meredith (71), Phillips, Pierson Jr. and Remole

Noes (0)

Absent (2): Beard and Engler

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1476**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Conway (104), Hansen, Henderson, Morse (151), Remole and Roden

Noes (3): Franks Jr., Mosley and Nichols

Absent (1): Higdon

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1710**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (12): Brown (27), Carpenter, Franklin, Grier, Helms, Kelly (141), Mathews, McGee, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (1): Neely

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1525**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (2): Hill and Messenger

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 2104**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Basye, Ellington, Francis, Higdon, Kidd, Lichtenegger, Meredith (71) and Sommer

Noes (1): McDaniel

Absent (4): Curtis, Curtman, Green and Roden

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 2039**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Hannegan, Justus, Matthiesen, Nichols, Spencer and Tate

Noes (0)

Absent (1): Miller

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1800**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1998**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1251**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1413**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16) and Shumake

Noes (2): Lavender and Wessels

Present (1): Curtis

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1456**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1649**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Bondon, Eggleston, Fitzwater, Haahr, Houx, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (2): Curtis and Lavender

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1859**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Butler

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1879**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Curtis, Eggleston, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Butler

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HCS HB 1246**.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 563** entitled:

An act to repeal section 208.790, RSMo, and to enact in lieu thereof one new section relating to the Missouri RX plan.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 659** entitled:

An act to repeal section 640.620, RSMo, and to enact in lieu thereof one new section relating to grants to assist in financing certain utility projects.

In which the concurrence of the House is respectfully requested.

SUBCOMMITTEE APPOINTMENTS

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following members to serve on the Subcommittee on Agriculture Education of the Committee on Agriculture Policy:

Representative Ben Harris
Representative Martha Stevens

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Creation and Appointments:

Representative Bob Burns
Representative Sarah Unsicker

This Committee will report to the Committee on Insurance Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Scope of Practice:

Representative Cora Faith Walker
Representative Richard Brown

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 31, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Second Amendment Preservation:

Representative Tracy McCreery
Representative Peter Merideth

This Committee will report to the Committee on General Laws.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Mandatory Minimums.

Representative Tom Hannegan, Chair
Representative Justin Hill
Representative Jay Barnes

This Committee will report to the Committee on Crime Prevention and Public Safety.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Stacey Newman to serve on the Subcommittee on Mandatory Minimums.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

COMMITTEE CHANGES

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Hannah Kelly from the Standing Committee on Professional Registration and Licensing.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

February 1, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Patricia Pike to the Special Committee to Improve the Care and Well-being of Young People.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

WITHDRAWAL OF HOUSE BILLS

January 31, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
Missouri State Capitol
201 W. Capitol Ave.
Jefferson City, MO 65101

Dear Chief Clerk,

I respectfully request withdrawal of **House Bill No. 1538** which changes the laws regarding public nuisance penalties.

Please do not hesitate to contact me if I can be of further assistance.

Sincerely,

/s/ Michael Butler
Representative Michael Butler
District 79, Proudly Serving St. Louis City

The following member's presence was noted: Cookson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, February 5, 2018.

COMMITTEE HEARINGS

BUDGET

Monday, February 5, 2018, 1:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Secretary of State and Department of Economic Development.

BUDGET

Tuesday, February 6, 2018, 8:15 AM, House Hearing Room 3.
Public hearing will be held: HB 1517
Executive session may be held on any matter referred to the committee.
Budget presentation from the Department of Social Services.

CONSENT AND HOUSE PROCEDURE

Tuesday, February 6, 2018, 8:30 AM, House Hearing Room 4.
Public hearing will be held: HR 4907
Executive session will be held: HR 4907, HB 1351, HCS HB 1597, HB 1675, HB 1676, HB 1905, HCS HB 1663, HB 1660
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1892, HB 2110, HB 1253, HB 1439
Executive session will be held: HB 2062, HB 1501, HB 1296
Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, February 6, 2018, 5:00 PM, House Hearing Room 5.
Public hearing will be held: HB 1436, HB 1621, HB 1729
Executive session will be held: HB 1397
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, February 5, 2018, 5:00 PM, House Hearing Room 7.

Public hearing will be held: HB 2200

Executive session will be held: HB 1366, HB 2247

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Monday, February 5, 2018, 2:00 PM, House Hearing Room 7.

Executive session will be held: HB 1744

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1257, HB 1554, HB 1656, HB 1901, HB 2075

Executive session will be held: HB 1461, HB 1635, HB 1679, HB 1802

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, February 6, 2018, 12:00 PM or upon morning adjournment, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1576, HB 1289

Executive session will be held: HCR 66, HB 2032

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 2077, HB 2225, HB 2240, HB 2272, HB 1658

Executive session will be held: HB 1252, HB 1516

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JUDICIARY

Tuesday, February 6, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 2079, HB 1987, HB 2185, HB 2042, HB 1590

Executive session will be held: HB 1667

Executive session may be held on any matter referred to the committee.

Witness testimony will be limited to 3 minutes unless approved by the Chair.

PENSIONS

Monday, February 5, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 2202, HB 2184, HB 1673

Executive session may be held on any matter referred to the committee.

Presentations by LAGERS and MOSERS.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, February 5, 2018, 2:00 PM, House Hearing Room 5.

Executive session will be held: HCS HB 1288, 1377 & 2050, HB 1291, HB 1329, HB 1367, HB 1371, HB 1409, HB 1420, HB 1421, HB 1429, HCS HB 1455, HB 1460, HCS HB 1606, HB 1858, HCS HB 1930, HCS HB 1940, HB 2044, HCS HCR 57, HB 1598

Executive session may be held on any matter referred to the committee.

CORRECTED

RULES - LEGISLATIVE OVERSIGHT

Monday, February 5, 2018, 3:00 PM, House Hearing Room 5.

Executive session will be held: HB 1512, HB 1650, HCS HB 1690, HCS HB 1685

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, February 6, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 2210

Executive session will be held: HB 2140, HB 1263

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, February 5, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1264, HB 1864, HB 2119

Executive session will be held: HB 1654

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HR 4878, HCR 64, HCR 59, HB 1454, HB 2196

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, February 5, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 2139, HB 2098, HB 1767, HB 1728, HB 2040, HB 2027, HB 1862

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON PORTS

Wednesday, February 7, 2018, upon adjournment of the Transportation Committee, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion and a vote on the Committee Report on AIM Zones.

SUBCOMMITTEE ON SHORT TERM FINANCIAL TRANSACTIONS

Tuesday, February 6, 2018, 1:00 PM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Discussion with a representative from the Department of Insurance, Financial Institutions and Professional Registration.

SUBCOMMITTEE ON TAX CREDIT REVIEW

Tuesday, February 6, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Testimony from executive branch departments on the utilization and execution of Missouri tax credits.

TRANSPORTATION

Wednesday, February 7, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1613, HB 2116, HB 2187, HR 4839, HB 2122, HB 2181, HB 1444, HB 2153, HB 2080

Executive session may be held on any matter referred to the committee.

We plan to adjourn at 9:45 AM.

UTILITIES

Wednesday, February 7, 2018, 5:00 PM, House Hearing Room 5.

Executive session will be held: HB 1991

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, February 6, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HCR 69, HCR 73

Executive session will be held: HB 1368, HB 1462, HB 1469, HCR 53

Executive session may be held on any matter referred to the committee.

WAYS AND MEANS

Monday, February 5, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1721, HB 2238, HJR 54

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

EIGHTEENTH DAY, MONDAY, FEBRUARY 5, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 84

HOUSE BILLS FOR SECOND READING - REVISION

HRB 1

HOUSE BILLS FOR SECOND READING

HB 2354 through HB 2370

HOUSE BILLS FOR PERFECTION

HCS HB 1411 - Rhoads
HCS HB 1605 - Bernskoetter
HB 1446 - Eggleston
HB 1350 - Smith (163)
HB 1415 - Lauer
HCS HB 1370 - Sommer
HB 1677 - Lauer
HB 1267 - Lichtenegger
HB 1691 - Miller
HB 1607 - Korman
HB 1838 - Bernskoetter
HB 1383 - Miller
HB 1413 - Taylor
HCS HB 1653 - Cornejo
HCS HB 1251 - Plocher
HCS HB 1879 - Fraker
HB 1620 - Rehder
HB 1389 - Fitzpatrick
HB 1600 - Higdon
HB 1859 - Rhoads
HB 1649 - Cornejo

HOUSE BILLS FOR PERFECTION - CONSENT

(1/31/2018)

HB 1247 - Pike
HB 1349 - Black

HB 1355 - Phillips
HB 1375 - Ruth
HB 1481 - Wiemann
HB 1552 - Neely

HOUSE BILLS FOR THIRD READING

HB 1744, (Fiscal Review 1/31/18), E.C. - Hansen
HB 1880 - Trent
HB 1492 - Lynch
HCS HB 1286 - Engler

SENATE BILLS FOR SECOND READING

SB 563
SB 659

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TENTH DAY, MONDAY, JANUARY 22, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Representative Sara Walsh.

Dear Heavenly Father, we come before You today because You tell us in Your word, *"I urge, then, first of all, that requests, prayers, intercession and thanksgiving be made for everyone--for kings and all those in authority, that we may live peaceful and quiet lives in all godliness and holiness."* (1 Timothy 2:1-2)

So we ask You, God, for wisdom in our decision-making, discernment to govern justly, and courage to govern morally. We pray for Your blessing for the people of Missouri that we represent. We pray for Your guidance upon our country, that we all may do Your will and seek Your ways.

I pray this prayer in the tradition my family taught me, in Jesus's name, Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the eighth day was approved as printed by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Curtis	Curtman	Davis
DeGroot	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gray	Green	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Pogue	Quade	Razer
Redmon	Reiboldt	Reisch	Remole	Rhoads

Roberts	Roden	Roeber	Rone	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Brown 94	Burns	Cross	Dogan	Eggleston
Gannon	Gregory	May	Messenger	Peters
Rehder	Ross	Walker 74		

VACANCIES: 005

The Journal of the ninth day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 71, introduced by Representative Beard, relating to pornography.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2190, introduced by Representative Ellington, relating to employment practices relating to gender.

HB 2191, introduced by Representative Quade, relating to controlled substances, with penalty provisions.

HB 2192, introduced by Representative Redmon, relating to bonding requirements for treasurers of seven-director school districts.

HB 2193, introduced by Representative Franks Jr., relating to the veterans' bill of rights.

HB 2194, introduced by Representative Conway (104), relating to criminal history reporting laws, with penalty provisions.

HB 2195, introduced by Representative Kolkmeier, relating to motor vehicle franchises.

HB 2196, introduced by Representative Tate, relating to celiac awareness day.

HB 2197, introduced by Representative Miller, relating to the public service commission.

HB 2198, introduced by Representative Neely, relating to state executions.

HB 2199, introduced by Representative Neely, relating to MO HealthNet managed care.

HB 2200, introduced by Representative Rhoads, relating to elementary and secondary education.

HB 2201, introduced by Representative Redmon, relating to the show me rural jobs fund.

HB 2202, introduced by Representative Plocher, relating to retirement benefits for police officers.

HB 2203, introduced by Representative Plocher, relating to associate circuit court judges.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 70, relating to youth violence.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2179, relating to prohibiting public entities from contracting with companies discriminating against Israel.

HB 2180, relating to the sale of vehicles, with penalty provisions.

HB 2181, relating to railroad grade crossings.

HB 2182, relating to floodplain management.

HB 2183, relating to streamlining hospital regulations.

HB 2184, relating to the public school retirement system of Kansas City.

HB 2185, relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 2186, relating to a sales tax dedicated to public safety.

HB 2187, relating to the designation of a highway.

HB 2188, relating to the show me opportunity scholarship program.

HB 2189, relating to historic preservation, with penalty provisions.

PERFECTION OF HOUSE BILLS

HB 1465, relating to higher education, was taken up by Representative Cookson.

On motion of Representative Cookson, the title of **HB 1465** was agreed to.

Representative Roden offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1465, Page 10, Section 173.005, Line 201, by inserting immediately after said line the following:

"173.1430. A community college, as that term is defined in section 163.191, shall permit any student residing in the district of another community college in this state to take a course offering if the course offering is not available at the community college where the student resides. The tuition and fees collected for the course shall be in an amount equal to the in-district amount charged to resident students. In such an instance, a memorandum of understanding shall be created between the two community colleges outlining the terms and details of the course offering arrangement."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

House Amendment No. 1 was withdrawn.

Representative Brattin offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Bill No. 1465, Page 10, Section 173.005, Line 201, by inserting after all of said line the following:

"173.940. Notwithstanding any other provision of law, no public institution of higher education in this state shall award tenure to any person who is hired by such institution for the first time on or after January 1, 2019. The provisions of this section shall not apply to employees hired prior to January 1, 2019.

173.1004. **1.** The coordinating board shall promulgate rules and regulations to ensure that each approved public higher education institution shall post on its website the names of all faculty, including adjunct, part-time, and full-time faculty, who are given full or partial teaching assignments along with web links or other means of providing information about their academic credentials and, where feasible, instructor ratings by students. In addition, public institutions of higher education shall post course schedules on their websites that include the name of the instructor assigned to each course and, if applicable, each section of a course, as well as identifying those instructors who are teaching assistants, provided that the institution may modify and update the identity of instructors as courses and sections are added or cancelled.

2. All public institutions of higher education shall post on their public websites alongside their degree offerings, or publish in their course catalogs alongside their degree offerings, all of the following information for each degree program offered:

(1) The estimated cost of the degree based on the hours required to complete the degree program, the textbooks likely required to complete the degree program, and the on-campus housing costs for the number of academic years likely required to complete the degree program;

(2) The types of employment opportunities generally expected to be available for students who earn the degree;

(3) The current job market for people who have earned the degree. Such description of the current job market shall include estimates of the numbers of jobs available in the industries in which people who have earned the degree typically work;

(4) The number and percentage of students within the most recent graduating class for which data are available who earned the degree who are employed within one year of graduation and, for the students so employed, their average income; and

(5) The number and percentage of students within the most recent graduating class for which data are available who earned the degree who are employed within one year of graduation in a field closely related to the degree program."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Chipman assumed the Chair.

House Amendment No. 2 was withdrawn.

On motion of Representative Cookson, **HB 1465** was ordered perfected and printed.

HB 1287, relating to insurance markets for commercial insurance, was taken up by Representative Engler.

On motion of Representative Engler, the title of **HB 1287** was agreed to.

On motion of Representative Engler, **HB 1287** was ordered perfected and printed.

HB 1531, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

On motion of Representative DeGroot, the title of **HB 1531** was agreed to.

HB 1531 was laid over.

COMMITTEE REPORTS

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1512**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Corlew, Cornejo, DeGroot, Hill, Lant, Phillips, Rehder and Trent

Noes (4): Ellebracht, Mitten, Roberts and White

Absent (1): Haahr

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1566**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): May

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1572**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Burns, Corlew, Cornejo, Hurst, Kolkmeyer, Korman, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): May

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1408**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (10): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Sommer and Wiemann

Noes (2): Runions and Unsicker

Absent (2): Austin and Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1665**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Carpenter

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1744**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Arthur, Barnes (60), Berry, Corlew, Engler, Evans, Mathews, Roeber, Runions, Sommer, Unsicker and Wiemann

Noes (0)

Absent (2): Austin and Carpenter

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HJR 59**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1484**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Eggleston

The following members' presence was noted: Gannon, Gregory, May, and Ross.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, January 23, 2018.

COMMITTEE HEARINGS

AGRICULTURE POLICY

Tuesday, January 23, 2018, 12:00 PM or upon conclusion of morning session (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1828, HB 1839, HB 1615, HB 1625, HB 2034

Executive session may be held on any matter referred to the committee.

BUDGET

Wednesday, January 24, 2018, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 1300

Executive session may be held on any matter referred to the committee.

Budget presentations from the Office of Administration, Public Debt, Employee Benefits and Leasing.

BUDGET

Thursday, January 25, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Insurance, Financial Institutions and Professional Registration and the Department of Labor & Industrial Relations.

CHILDREN AND FAMILIES

Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1798, HB 1868

Executive session will be held: HB 1383, HB 1630

Executive session may be held on any matter referred to the committee.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, January 23, 2018, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HR 4928

Executive session will be held: HB 1481, HB 1838, HR 4928

Executive session may be held on any matter referred to the committee.

Meeting time has been changed from 8:00 to 8:30.

CORRECTED

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1841, HB 1873

Executive session will be held: HB 1607

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, January 25, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1344, HB 1359, HB 2026

Executive session will be held: HB 1476

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1378, HB 1548, HB 1558, HB 1456, HB 1859

Executive session will be held: HB 1355, HB 1600, HB 1649

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1270, HB 1272, HB 1313, HB 1594

Executive session will be held: HB 1413

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1857, HB 1842, HB 1424

Executive session will be held: HB 1233

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1251, HB 1796, HB 1879

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, January 23, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1608, HB 1846

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1419, HB 1895, HB 1953

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, January 23, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1406, HB 1718, HB 1490, HB 1972

Executive session will be held: HB 1685

Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE
MARKETS

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options of what the 1332 waiver would look like.

Note that the location may change.

CANCELLED

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE
MARKETS

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options on what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education – Exclusion of 2017 End-of Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

JUDICIARY

Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1351, HB 1597, HB 1633, HB 1832

Executive session will be held: HB 1250, HB 1650

Executive session may be held on any matter referred to the committee.

Testimony will be limited to 3 minutes.

LOCAL GOVERNMENT

Wednesday, January 24, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later), House Hearing Room 1.

Public hearing will be held: HB 1428, HB 1809, HB 1887

Executive session will be held: HB 1428, HB 1809, HB 1887

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, January 23, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 1409

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1686, HB 1525, HB 1930

Executive session will be held: HB 1370, HB 1605

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1358, HB 1872

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, January 24, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Public hearing will be held: HB 1384

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HB 2039, HB 1349, HB 1523

Executive session will be held: HB 1349, HB 1523

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Overview of Department of Elementary and Secondary Education and general discussion of
FY 19 Department of Elementary and Secondary Education budget.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Overview of Department of Higher Education and general discussion of FY 19 Department of
Higher Education budget.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Corrections and continued overview by the
Department of Public Safety, Department of Transportation, Department of Revenue,
Lottery and State Tax Commission, if needed. Public testimony will be taken regarding the

appropriations for Department of Corrections, Department of Public Safety, Department of Transportation, and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON PORTS

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

This committee meeting is being held in order to discuss updates on the Port AIM Zones.

CORRECTED

TRANSPORTATION

Wednesday, January 24, 2018, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1675, HB 1676, HB 1905

Executive session will be held: HB 1295, HB 1389

Executive session may be held on any matter referred to the committee.

Please note change in time for this meeting only.

UTILITIES

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session will be held: HB 1691

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1503, HB 2037, HJR 61, HCR 58

Executive session may be held on any matter referred to the committee.

AMENDED

WORKFORCE DEVELOPMENT

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1457, HB 1623, HB 2088

Executive session will be held: HB 1415, HB 1455, HB 1677

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

ELEVENTH DAY, TUESDAY, JANUARY 23, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 71

HOUSE BILLS FOR SECOND READING

HB 2190 through HB 2203

HOUSE BILLS FOR PERFECTION

HB 1531 - DeGroot
HCS HB 1381 - Shull (16)
HCS HB 1408 - Spencer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

ELEVENTH DAY, TUESDAY, JANUARY 23, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Happy is the man that findeth wisdom and the man that getteth understanding. (Proverbs 3:13)

Almighty God, who is our light in darkness, our life in trouble, and our love in sorrow, bless us as with one mind we draw to You seeking the power of Your presence and the guidance of Your spirit.

Throughout this day keep our hearts with You that in quiet confidence we may solve the problems of these hours with a wisdom greater than our own.

In the middle of this divided world send us forth as messengers of good will, crossing all barriers of class and creed, that we may make our contribution to the glorious day when justice and freedom shall live in every heart.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Ryan Wade and Brooklyn Lofthouse.

The Journal of the tenth day was approved as printed by the following vote:

AYES: 135

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtis	Curtman	Davis	Dohrman	Ellebracht
Engler	Evans	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Matthiesen

May	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Miller	Mitten	Moon	Morgan
Morris 140	Morse 151	Mosley	Newman	Nichols
Pfautsch	Phillips	Pierson Jr	Pike	Plocher
Pogue	Quade	Razer	Redmon	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Rone	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shull 16
Shumake	Smith 163	Sommer	Spencer	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 023

Austin	Barnes 60	Brown 94	Burns	Cross
DeGroot	Dogan	Eggleston	Ellington	Fitzpatrick
Gregory	Mathews	McGee	Messenger	Muntzel
Neely	Peters	Pietzman	Rehder	Smith 85
Stacy	Washington	Mr. Speaker		

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Bernskoetter offered House Resolution No. 5034.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 72, introduced by Representative Kidd, relating to the Task Force on Emergency Management.

HCR 73, introduced by Representative Justus, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial.

HCR 74, introduced by Representative Love, relating to the Marketplace Fairness Act.

HCR 75, introduced by Representative Love, relating to National Day of the Cowboy.

HCR 76, introduced by Representative Love, relating to the Butterfield Overland Trail.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 77, introduced by Representative Marshall, relating to taxation.

HJR 78, introduced by Representative Frederick, relating to eminent domain.

HJR 79, introduced by Representative Brattin, relating to labor organizations.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2204, introduced by Representative McCreery, relating to product repair requirements, with a penalty provision.

HB 2205, introduced by Representative Helms, relating to licensed professional counselors.

HB 2206, introduced by Representative Stevens (46), relating to foreign ownership of agricultural land.

HB 2207, introduced by Representative Berry, relating to transportation sensors.

HB 2208, introduced by Representative Curtman, relating to elections.

HB 2209, introduced by Representative Barnes (60), relating to the prescription abuse registry, with penalty provisions.

HB 2210, introduced by Representative Christofanelli, relating to elementary and secondary education.

HB 2211, introduced by Representative Kidd, relating to the Missouri accountability portal.

HB 2212, introduced by Representative Toalson Reisch, relating to ballot offenses.

HB 2213, introduced by Representative Lichtenegger, relating to public water fluoridation.

HB 2214, introduced by Representative Plocher, relating to the property assessment clean energy act.

HB 2215, introduced by Representative Brattin, relating to prevailing wages on public works.

HB 2216, introduced by Representative Brattin, relating to the regulation of water resources.

HB 2217, introduced by Representative Walker (74), relating to the trauma-informed care for children and families board.

HB 2218, introduced by Representative Roberts, relating to repealing the death penalty, with penalty provisions.

HB 2219, introduced by Representative Corlew, relating to false reports, with penalty provisions.

HB 2220, introduced by Representative Cookson, relating to school employee salaries.

HB 2221, introduced by Representative Franklin, relating to registered interior designers.

HB 2222, introduced by Representative Korman, relating to electrical energy.

HB 2223, introduced by Representative Gregory, relating to the ethics commission.

HB 2224, introduced by Representative Nichols, relating to the plastic bag reduction act.

HB 2225, introduced by Representative Henderson, relating to emergency services benefit determinations.

HB 2226, introduced by Representative Schroer, relating to the litigation financing consumer protection act.

HB 2227, introduced by Representative Berry, relating to the taxpayer protection act, with penalty provisions.

HB 2228, introduced by Representative Ross, relating to income tax deductions for military personnel.

HB 2229, introduced by Representative Ross, relating to lobbyists, with penalty provisions.

HB 2230, introduced by Representative Ross, relating to the offense of institutional vandalism, with penalty provisions.

HB 2231, introduced by Representative Ross, relating to land surveyors.

HB 2232, introduced by Representative Ross, relating to safe schools.

HB 2233, introduced by Representative Ross, relating to advanced practice registered nurses.

HB 2234, introduced by Representative Rehder, relating to human sexuality education.

HB 2235, introduced by Representative Newman, relating to city civilian review boards.

HB 2236, introduced by Representative Newman, relating to the women's right to the pill act.

HB 2237, introduced by Representative Newman, relating to the duty of a pharmacy to fill prescriptions, with penalty provisions.

HB 2238, introduced by Representative Mathews, relating to a social innovation grant program.

HB 2239, introduced by Representative Mathews, relating to electrical contractors.

HB 2240, introduced by Representative Moon, relating to automobile insurance.

HB 2241, introduced by Representative Miller, relating to tax increment financing.

HB 2242, introduced by Representative Wiemann, relating to the Missouri municipal government expenditure database, with penalty provisions.

HB 2243, introduced by Representative Houghton, relating to county recording fees.

HB 2244, introduced by Representative Rone, relating to boll weevil eradication funds.

HB 2245, introduced by Representative Rone, relating to the offense of keeping a dangerous dog, with penalty provisions.

HB 2246, introduced by Representative Swan, relating to elementary and secondary education.

HB 2247, introduced by Representative Roeber, relating to charter schools.

HB 2248, introduced by Representative Spencer, relating to essential local telecommunications.

HB 2249, introduced by Representative Wood, relating to background checks for child care providers.

HB 2250, introduced by Representative Christofanelli, relating to local development incentives.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 71, relating to pornography.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2190, relating to employment practices relating to gender.

HB 2191, relating to controlled substances, with penalty provisions.

HB 2192, relating to bonding requirements for treasurers of seven-director school districts.

HB 2193, relating to the veterans' bill of rights.

HB 2194, relating to criminal history reporting laws, with penalty provisions.

HB 2195, relating to motor vehicle franchises.

HB 2196, relating to celiac awareness day.

HB 2197, relating to the public service commission.

HB 2198, relating to state executions.

HB 2199, relating to MO HealthNet managed care.

HB 2200, relating to elementary and secondary education.

HB 2201, relating to the show me rural jobs fund.

HB 2202, relating to retirement benefits for police officers.

HB 2203, relating to associate circuit court judges.

Speaker Richardson assumed the Chair.

HB 1531, relating to interpleading in civil proceedings, was placed on the Informal Calendar.

PERFECTION OF HOUSE BILLS

HCS HB 1381, relating to financial accreditation standards for insurance companies, was taken up by Representative Shull (16).

On motion of Representative Shull (16), the title of **HCS HB 1381** was agreed to.

Representative Unsicker offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1381, Page 12, Section 382.620, Line 8, by inserting after the words, "**private civil action**" the words, ", **except that such information may be discoverable directly from the insurer or insurance group**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Unsicker moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

On motion of Representative Shull (16), **HCS HB 1381** was adopted.

On motion of Representative Shull (16), **HCS HB 1381** was ordered perfected and printed.

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 51**: Representatives Andrews, Barnes (60), Franklin, Haahr, Lichtenegger, Marshall, Conway (10), Nichols, Smith (85), Newman and Anders.

PERFECTION OF HOUSE BILLS - INFORMAL

HB 1531, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1531, Page 1, Section 507.060, Lines 11 and 13, by deleting the word "**section**" and inserting in lieu thereof the words "**subsections 2 to 5 of this section**"; and

Further amend said bill, page and section, Lines 11 and 13, by deleting the word "**includes**" and inserting in lieu thereof the word "**means**"; and

Further amend said bill, page and section, Lines 15 through 16, by removing all of said lines and inserting in lieu thereof the following:

"4. If, within ninety days after receiving the first offer of settlement or demand for payment by a claimant, a plaintiff files an action for interpleader under this"; and

Further amend said bill and section, Page 2, Lines 19 through 22, by removing all of said lines and inserting in lieu thereof the following:

"insured or defendant for any amount in excess of the insured's contractual limits of coverage in the interpleader or any other action, so long as the plaintiff fully defends its insured from any further claim or lawsuit, even after depositing its limits of coverage into court notwithstanding any policy provision releasing the insurer of its duty to defend"; and

Further amend said bill, page and section, Line 28, by inserting after the word, "**section**" the words, "**, unless the insurer has failed to fully defend its insured**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative DeGroot offered **House Substitute Amendment No. 1 for House Amendment No. 1**.

House Substitute Amendment No. 1

for

House Amendment No. 1

AMEND House Bill No. 1531, Page 1, Section 507.060, Lines 11 and 13, by deleting the word, "**section**" and inserting in lieu thereof the words, "**subsections 2 to 5 of this section**"; and

Further amend said bill, page and section, Line 11, by deleting the words, "**includes the insurer**" and inserting in lieu thereof the words, "**means the insurer, or any entity which is provided for in sections 537.700 through 537.756 or which provides risk management services to any public or private entity,** "; and

Further amend said bill, page and section, Line 13, by deleting the word, "**includes**" and inserting in lieu thereof the word, "**means**"; and

Further amend said bill, page and section, Lines 15 through 16, by removing all of said lines and inserting in lieu thereof the following:

"4. If, within ninety days after receiving the first offer of settlement or demand for payment by a claimant, a plaintiff files an action for interpleader under this"; and

Further amend said bill and section, Page 2, Lines 19 through 22, by removing all of said lines and inserting in lieu thereof the following:

"insured or defendant for any amount in excess of the plaintiff's contractual limits of coverage in the interpleader or any other action, so long as the plaintiff defends its insured from any claim or lawsuit for damages allegedly caused by the occurrence for which the limits of coverage were paid into court, even after depositing its limits of coverage into court notwithstanding any policy provision releasing the insurer of its duty to defend"; and

Further amend said bill, section and page, Line 28, by deleting all of said line and inserting in lieu thereof the following:

"of coverage into court and defends its insured as required by subsection 4 of this section."; and

Further amend said bill, section and page, Line 28, by inserting after all of said line the following:

"6. Nothing in this section shall be construed, expressly or by implication, to amend, modify, or abrogate any contractual rights, duties, or obligations under any insurance contract, including but not limited to any provisions relating to the duty to defend, except when a plaintiff has deposited its limits of coverage into court and defended its insured as required by subsection 4 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

On motion of Representative DeGroot, **HB 1531, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1287 - Fiscal Review

COMMITTEE REPORTS

Committee on Economic Development, Chairman Rehder reporting:

Mr. Speaker: Your Committee on Economic Development, to which was referred **HB 1413**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Berry, Fitzwater, Grier, Lant, Miller, Plocher and Rehder

Noes (3): Beck, Green and Washington

Absent (2): Pietzman and Rowland (29)

Special Committee on Employment Security, Chairman Brown (57) reporting:

Mr. Speaker: Your Special Committee on Employment Security, to which was referred **HB 1409**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Bahr, Brown (57), Frederick, Hansen, Houx, Remole and Walsh

Noes (5): Beck, May, Mosley, Pogue and Runions

Absent (1): Dohrman

Committee on Consent and House Procedure, Chairman Pfautsch reporting:

Mr. Speaker: Your Committee on Consent and House Procedure, to which was referred **HB 1481**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent** by the following vote:

Ayes (10): Beard, Black, Kelly (141), Love, McCreery, Pfautsch, Pike, Schroer, Stevens (46) and Trent

Noes (0)

Absent (3): Muntzel, Razer and Washington

SUBCOMMITTEE APPOINTMENTS

January 23, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Mass Transit Security.

Representative Mark Matthiesen, Chair
Representative Nate Tate
Representative Tom Hannegan

This Committee will report to the Special Committee on Tourism.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 23, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Missouri 529 Savings Programs.

Representative Chuck Basye, Chair
Representative David Wood
Representative Shamed Dogan

This Committee will report to the Committee on Elementary and Secondary Education.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 23, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Short Term Financial Transactions.

Representative Steve Helms, Chair
Representative Dan Houx
Representative Dan Shaul

This Committee will report to the Committee on Financial Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Budget and appoint Representative Tommie Pierson Jr. to the House Committee on Budget.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Government Efficiency, and appoint Representative Jon Carpenter to the House Committee on Government Efficiency. I hereby also appoint Representative Crystal Quade as Ranking Minority Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Josh Peters from the House Committee on Professional Registration and Licensing and appoint Representative Richard Brown to the House Committee on Professional Registration and Licensing.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

SUBCOMMITTEE CHANGES

January 23, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby remove Representative Joshua Peters from the House Appropriations Subcommittee on Agriculture, Conservation, Natural Resources and Economic Development, and appoint Representative Tommie Pierson Jr. to the House Appropriations Subcommittee on Agriculture, Conservation, Natural Resources and Economic Development.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Barnes (60), DeGroot, Ellington, Gregory, Mathews, McGee, Muntzel, Neely, Rehder, Richardson, Smith (85), Stacy, and Washington.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m.,
Wednesday, January 24, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, January 24, 2018, 8:15 AM, House Hearing Room 3.

Executive session will be held: HB 1300

Executive session may be held on any matter referred to the committee.

Budget presentations from the Office of Administration, Public Debt, Employee Benefits and Leasing.

BUDGET

Thursday, January 25, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Department of Insurance, Financial Institutions and Professional Registration and the Department of Labor & Industrial Relations.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1841, HB 1873

Executive session will be held: HB 1607

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, January 25, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1344, HB 1359, HB 2026

Executive session will be held: HB 1476

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1857, HB 1842, HB 1424

Executive session will be held: HB 1233

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 6.

Executive session will be held: HB 1420, HB 1606, HB 1940, HCR 57, HB 1663

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, January 25, 2018, 9:00 AM, House Hearing Room 6.

Executive session will be held: HB 1287

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1419, HB 1895, HB 1953

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1680, HB 2076

Executive session will be held: HB 1267, HB 1268, HB 1275, HB 1528

Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options of what the 1332 waiver would look like.

CANCELLED

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options on what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation
in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of
2017 End-of Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual
Performance Reports.

LOCAL GOVERNMENT

Wednesday, January 24, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1428, HB 1809, HB 1887

Executive session will be held: HB 1428, HB 1809, HB 1887

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1618, HB 1710, HB 1388, HB 1928

Executive session will be held: HB 1367, HB 1598, HB 1552, HB 1587
Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, January 24, 2018, upon adjournment, South Gallery.
Executive session will be held: HB 1492, HCS HB 1286, HB 1880
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, January 25, 2018, 8:00 AM, House Hearing Room 4.
Public hearing will be held: HB 1711, HB 2104
Executive session will be held: HB 1364
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.
Public hearing will be held: HB 1358, HB 1872
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, January 24, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.
Public hearing will be held: HB 1384
Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, January 29, 2018, 1:00 PM, House Hearing Room 5.
Executive session will be held: HB 1357
Executive session may be held on any matter referred to the committee.
Reconsidering HB 1357 to add amendments.

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 4.
Public hearing will be held: HB 2039, HB 1349, HB 1523
Executive session will be held: HB 1349, HB 1523
Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 24, 2018, 4:00 PM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Overview of Department of Higher Education and general discussion of FY 19
Department of Higher Education budget.
CORRECTED

SUBCOMMITTEE ON PORTS

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

This committee meeting is being held in order to discuss updates on the Port AIM Zones.

CORRECTED

TRANSPORTATION

Wednesday, January 24, 2018, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1675, HB 1676, HB 1905

Executive session will be held: HB 1295, HB 1389

Executive session may be held on any matter referred to the committee.

Please note change in time for this meeting only.

UTILITIES

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session will be held: HB 1691

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1457, HB 1623, HB 2088

Executive session will be held: HB 1415, HB 1455, HB 1677

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TWELFTH DAY, WEDNESDAY, JANUARY 24, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 72 through HCR 76

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 77 through HJR 79

HOUSE BILLS FOR SECOND READING

HB 2204 through HB 2250

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HCS HB 1408 - Spencer
HB 1484 - Brown (57)
HB 1769 - Mathews
HCS HB 1617 - Barnes (60)
HB 1504 - Reiboldt
HB 1665 - Swan
HB 1744 - Hansen

HOUSE BILLS FOR THIRD READING

HB 1465 - Cookson
HB 1287, (Fiscal Review 1/23/18) - Engler

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick
CCS SCS HCS HB 2 - Fitzpatrick
CCS SCS HCS HB 3 - Fitzpatrick
CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 – Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

TWELFTH DAY, WEDNESDAY, JANUARY 24, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

If you believe in goodness, if you value the approval of God, fix your mind on the things which are holy and right and pure and beautiful and good. (Philippians 4:8)

Our God, who has taught us that only the pure in heart can see You, cleanse our hearts of all impurity, all impenitence, and all impatience. Give to us such a love for that which is good, true and beautiful that we may be made strong when tempted, and give strength to those who are tempted as we are.

Let not our strength fail, our steps falter, or our spirits grow weak, as we labor for the good of our people in this great State.

Bless our state Supreme Court, its judges and staff who join us today. May their desire to serve the law with justice and equality, inspire us, from the highest to the lowest.

This day, and every day, may we place our hands in Yours, look up to You, and face the day with faith and courage knowing You are with us and we are with You, as we endeavor to lead our people with the example of bipartisanship and in the path of peace.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the eleventh day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2251, introduced by Representative Fraker, relating to consumer legal funding, with penalty provisions.

HB 2252, introduced by Representative Moon, relating to elementary and secondary education.

HB 2253, introduced by Representative Stephens (128), relating to discrimination based on sexual orientation.

HB 2254, introduced by Representative Korman, relating to product repair requirements, with a penalty provision.

HB 2255, introduced by Representative Korman, relating to the science, technology, engineering and mathematics (STEM) initiative.

HB 2256, introduced by Representative Johnson, relating to broadband internet service.

HB 2257, introduced by Representative Redmon, relating to the petroleum storage tank insurance fund.

HB 2258, introduced by Representative Redmon, relating to the sale of intoxicating liquor.

HB 2259, introduced by Representative Lichtenegger, relating to evidentiary collection kits.

HB 2260, introduced by Representative Sommer, relating to the brain injury fund.

HB 2261, introduced by Representative Cornejo, relating to fines for failing to yield the right-of-way, with penalty provisions.

HB 2262, introduced by Representative Cornejo, relating to court costs.

HB 2263, introduced by Representative Curtman, relating to competitive bids.

HB 2264, introduced by Representative Stacy, relating to the safekeeping of personal information.

HB 2265, introduced by Representative Berry, relating to public utilities.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 72, relating to the Task Force on Emergency Management.

HCR 73, relating to the Missouri Gold Star Families Memorial Monument and the Missouri Vietnam Veterans Memorial.

HCR 74, relating to the Marketplace Fairness Act.

HCR 75, relating to National Day of the Cowboy.

HCR 76, relating to the Butterfield Overland Trail.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 77, relating to taxation.

HJR 78, relating to eminent domain.

HJR 79, relating to labor organizations.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2204, relating to product repair requirements, with a penalty provision.

HB 2205, relating to licensed professional counselors.

HB 2206, relating to foreign ownership of agricultural land.

HB 2207, relating to transportation sensors.

HB 2208, relating to elections.

HB 2209, relating to the prescription abuse registry, with penalty provisions.

HB 2210, relating to elementary and secondary education.

HB 2211, relating to the Missouri accountability portal.

HB 2212, relating to ballot offenses.

HB 2213, relating to public water fluoridation.

HB 2214, relating to the property assessment clean energy act.

HB 2215, relating to prevailing wages on public works.

HB 2216, relating to the regulation of water resources.

HB 2217, relating to the trauma-informed care for children and families board.

HB 2218, relating to repealing the death penalty, with penalty provisions.

HB 2219, relating to false reports, with penalty provisions.

HB 2220, relating to school employee salaries.

HB 2221, relating to registered interior designers.

HB 2222, relating to electrical energy.

HB 2223, relating to the ethics commission.

HB 2224, relating to the plastic bag reduction act.

HB 2225, relating to emergency services benefit determinations.

HB 2226, relating to the litigation financing consumer protection act.

HB 2227, relating to the taxpayer protection act, with penalty provisions.

HB 2228, relating to income tax deductions for military personnel.

HB 2229, relating to lobbyists, with penalty provisions.

HB 2230, relating to the offense of institutional vandalism, with penalty provisions.

HB 2231, relating to land surveyors.

HB 2232, relating to safe schools.

HB 2233, relating to advanced practice registered nurses.

HB 2234, relating to human sexuality education.

HB 2235, relating to city civilian review boards.

HB 2236, relating to the women's right to the pill act.

HB 2237, relating to the duty of a pharmacy to fill prescriptions, with penalty provisions.

HB 2238, relating to a social innovation grant program.

HB 2239, relating to electrical contractors.

HB 2240, relating to automobile insurance.

HB 2241, relating to tax increment financing.

HB 2242, relating to the Missouri municipal government expenditure database, with penalty provisions.

HB 2243, relating to county recording fees.

HB 2244, relating to boll weevil eradication funds.

HB 2245, relating to the offense of keeping a dangerous dog, with penalty provisions.

HB 2246, relating to elementary and secondary education.

HB 2247, relating to charter schools.

HB 2248, relating to essential local telecommunications.

HB 2249, relating to background checks for child care providers.

HB 2250, relating to local development incentives.

PERFECTION OF HOUSE BILLS

HCS HB 1408, relating to the Missouri course access program, was taken up by Representative Spencer.

On motion of Representative Spencer, the title of **HCS HB 1408** was agreed to.

Representative Spencer offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1408, Page 3, Section 161.670, Lines 57-72, by removing all of said lines and inserting in lieu thereof the following:

"with such course or courses to be paid by the school district or charter school, if:

(a) The student has attended such district or charter school for at least one semester immediately prior to enrolling in the Missouri course access program;

(b) The school counselor or the person designated by the district or charter school has advised the student who has requested to enroll in a Missouri course access program course and has submitted a recommendation to the school principal or person designated by the school district or charter school. Such recommendations shall be based on the counselor's or designated person's assessment of whether participation in the program and enrollment in a particular course are in the student's best interest and shall be done in consultation with the student's parent or guardian; and

(c) The student has received approval from his or her principal or person designated by the school district or charter school to enroll in the requested course or courses.

(3) Each school district and charter school shall develop a procedure under which a student may appeal the decision made under the provisions of subdivision (2) of this subsection. In cases of denial, the school district or charter school shall inform the student and his or her parents or guardians of the reason for the decision and inform them of their right to appeal any denial of a request to enroll in a Missouri course access program course to the department of elementary and secondary education. In such appeals the department shall provide a final enrollment decision within seven calendar days. The state board of education shall establish guidelines governing the appeals process."; and

Further amend said bill and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Spencer, **House Amendment No. 1** was adopted.

Representative Wood offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1408, Page 2, Section 161.670, Lines 11-13, by deleting all of said lines and inserting in lieu thereof the following:

"course directly to the Missouri course access program."; and

Further amend said bill and section, Page 3, Line 73, by deleting the word "**monthly**"; and

Further amend said bill and section, Page 4, Lines 81-82, by deleting the phrase "**on a monthly basis**"; and

Further amend said bill, section, and page, Line 83, by deleting the word "**monthly**"; and

Further amend said bill, Section 167.121, Page 6, Line 26, by deleting the phrase "**on a monthly basis**";
and

Further amend said bill, section, and page, Line 27, by deleting the word "**monthly**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Wood, **House Amendment No. 2** was adopted.

On motion of Representative Spencer, **HCS HB 1408, as amended**, was adopted.

On motion of Representative Spencer, **HCS HB 1408, as amended**, was ordered perfected and printed.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 144

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Butler	Chipman
Christofanelli	Conway 10	Conway 104	Cookson	Corlew
Cornejo	Curtis	Curtman	Davis	DeGroot
Dogan	Dohrman	Ellebracht	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon

Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeier	Korman	Lant	Lauer	Lavender
Lichtenegger	Love	Lynch	Marshall	Mathews
Matthiesen	May	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Mosley	Muntzel
Neely	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pike	Pogue	Quade	Razer
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roerber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 000

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 013

Brown 94	Burns	Carpenter	Cross	Eggleston
Merideth 80	Messenger	Peters	Pietzman	Plocher
Redmon	Rehder	Smith 163		

VACANCIES: 005

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted, and Lieutenant Governor Michael Parson, presiding, called the Joint Assembly to order.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 31

Brown	Cierpiot	Crawford	Cunningham	Curts
Dixon	Eigel	Emery	Hegeman	Holsman
Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Onder	Richard	Riddle	Rizzo
Romine	Rowden	Sater	Schaaf	Schatz
Schupp	Sifton	Wallingford	Walsh	Wasson
Wieland				

ABSENT: 2

Chappelle-Nadal Nasheed

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 136

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Chipman	Christofanelli	Conway 10	Conway 104
Corlew	Cornejo	Curtman	Davis	DeGroot
Dogan	Dohrman	Engler	Evans	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gray	Green	Gregory	Grier
Haahr	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kidd	Kolkmeier	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Lynch	Marshall
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
McGee	Meredith 71	Miller	Moon	Morgan
Morris 140	Morse 151	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr
Pike	Plocher	Pogue	Quade	Razer
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 85	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 006

Bahr	Ellebracht	Ellington	Hill	Mitten
Roberts				

ABSENT WITH LEAVE: 016

Alferman	Brown 94	Burns	Butler	Carpenter
Cookson	Cross	Curtis	Eggleston	Fitzpatrick
Kendrick	May	Merideth 80	Messenger	Peters
Pietzman				

VACANCIES: 005

The Sergeant-At-Arms announced the approach of the Honorable Zel M. Fischer, Chief Justice of the Supreme Court of Missouri. Chief Justice Fischer was duly escorted to the House Chamber and to the Speaker's dais, where he delivered the following message to the assembly in Joint Session.

**STATE OF THE JUDICIARY
ADDRESS BY
CHIEF JUSTICE ZEL M. FISCHER**

Introduction

Thank you, Lieutenant Governor Parson, Secretary of State Ashcroft, President Pro Tem Richard, members of the senate, the executive branch and the judiciary. And a special thanks to Speaker Richardson and members of the house of representatives for hosting me this morning to deliver *my* first, but more significantly, the 45th State of the Judiciary address on behalf of all of Missouri's state judges.

I would like to begin by introducing my colleagues, who collectively – when you include our trial court and court of appeals tenures – have more than 130 years of judicial experience: Judge Laura Denvir Stith; Judge Mary R. Russell; Judge Patricia Breckenridge; Judge George W. Draper III; Judge Paul C. Wilson; and our newest member – appointed last April by Governor Eric Greitens – Judge W. Brent Powell.

One of my first visits to Jefferson City was in the summer of 1985 on the way back from my honeymoon. I remember asking Julie, of the buildings we had toured – the capitol, the governor's mansion or the Supreme Court building – which one she thought I should aspire to. Luckily for my senator, Dan Hegeman, she liked the big oak doors on the ol' red brick building across the street.

What started as a joke later turned into a dream – and now I'm living the dream. I spent most of my legal career as a small business owner and solo practitioner in Atchison County, where I later served as an associate circuit judge until Governor Matt Blunt appointed me to the Supreme Court of Missouri in October 2008.

I am honored and humbled that, as chief justice of the Supreme Court, my role is to protect and advance the judiciary, and its stature as an essential branch of our state's government.

Our founding fathers foresaw the necessity of governance and the privileges and duties self-governance under our constitution would bring. As John Jay, the first chief justice of the Supreme Court of the United States, told a gathering in 1777, "The Americans are the first people whom Heaven has favored with an opportunity of deliberating upon and choosing the forms of government under which they should live."

Our chosen form of government – consisting of three coequal, co-sovereign branches – is now well-entrenched. And it is up to those of us in this room this morning, whom the citizens of Missouri have entrusted, to carry out its governance.

Core Functions of the Judicial Branch

Socrates said, only four things belong to a judge: to hear courteously, to answer wisely, to consider soberly and to decide impartially. And so we strive every day, by careful study of the facts and the law, to reach the correct result. Some would say this historical view of judging is not enough for the Supreme Court, because there are the additional obligations to ensure the court system is well-administered and one in which the public has trust and confidence.

A Well-Administered Judiciary

I am happy to report Missouri's judiciary is in good shape. We are nationally recognized as leaders. Two areas I wish to highlight today are the processes we use to determine who is qualified to practice law and our innovative use of technology.

In 2010, I recommended to my colleagues that Missouri become the first state to adopt the uniform bar examination. This innovative concept recognizes that the same bar examination given on the same date in many states generates a score that is portable to other states administering that same exam.

The uniform bar examination is not a national bar. It simply permits an applicant to transfer a bar exam score to another participating state to pursue a law license in that state without the undue delay, stress, and expense of having to retake the bar exam.

My thought was this process would substantially benefit law students – the consumers of legal education – many of whom take the bar exam before they have a job and, therefore, before they know in what state they will need a license. At the same time, states using the uniform bar examination maintain their ability to protect the public – the consumers of legal services – by retaining local control over the character and fitness investigations and the manner of testing local legal issues as conditions of earning a law license in that state.

The idea that states would accept a portable bar examination score faced resistance when it was first raised. Most innovations do.

But the Supreme Court of Missouri recognized the value of the uniform bar exam to law students, their families and their employers and became the first state to adopt it. We believed other states could be persuaded to follow suit. And we were right – as Missouri begins its eighth year administering the uniform bar examination, I proudly report another 29 jurisdictions have now joined us in using it, and we have every expectation that number will continue to rise.

Missouri courts are also continuing their tradition of innovation in technology. More than a decade ago, we became the first state to offer the public access to information from a statewide case management system using Case.net, and last summer, the Missouri Judiciary was ranked third – not nationally but *internationally!* – for the best use of technology to improve court services and access to the public. The award specifically focused on our new Show-Me Courts system, Track This Case tool in Case.net, Pay by Web services, and the mobile optimization of the Missouri Courts website. In case you are counting, we came in behind Arizona and Dubai.

As evidenced by this award, we remain committed to delivering exceptional services and improving public access to our courts. Each of the technology solutions for which we received accolades was designed with Missouri citizens in mind.

Regulating the practice of law, including who is qualified to begin practicing, and using technology to make our courts more open, transparent and efficient are core functions that fall within the supervisory responsibility of your Supreme Court.

We are proud of these successes and strive to improve how we perform our more familiar core functions, and we stand ready to cooperate with the legislative and executive branches in areas of overlapping concern.

I see four particular areas in which we three branches of government can continue to work together to move this great state of Missouri forward: (1) through the work of the Justice Reinvestment Task Force; (2) through the expanded use of drug treatment courts; (3) through continued emphasis on criminal justice reform; and (4) through cooperative evaluation of the efficient management of our judicial resources.

Justice Reinvestment Task Force

As I am sure you are aware, Missouri continues to face challenges in its criminal justice system. While, nationally, violent crimes are decreasing, it is not true for Missouri.

As a result, we are spending more on corrections than ever before. Our total incarceration rate remains well above the national average and is growing. We have joined with you in a call for help.

The Supreme Court joined Speaker Richardson, President Pro Tem Richard and Governor Greitens last May in seeking assistance from the United States Department of Justice's Bureau of Justice Assistance and The Pew Charitable Trust to find new ways to improve our troubled system. They granted our request for help in collecting and analyzing data to assist in developing policy options. Through this public-private partnership, we hope to keep corrections spending in check, reinvest those savings in evidence-based strategies to reduce recidivism and, ultimately, and most importantly, to enhance public safety for all Missourians.

With representatives of all three branches of government working hand-in-hand, members engaged in months of study and finished their recommendations last month. The task force is developing legislative options for you to consider. We are optimistic these changes will produce significant, sensible and meaningful improvements.

Treatment Courts and the Opioid Crisis

The second area where our work together can pay off is in the use of treatment courts to help break the cycle of crime, and to respond to the opioid crisis now plaguing Missouri and our entire nation.

Drug overdose is now the leading cause of accidental death in the United States, with the rate of overdose deaths involving opioids continuing to climb. Our state mirrors the national statistics, as opioid use disorder has taken an enormous toll on Missouri. Missouri lost 1,066 people in 2015 and 1,371 people in 2016 to a drug overdose. This is a staggering increase in deaths.

To grapple with this terrible epidemic, Missouri's treatment courts feature multidisciplinary teams offering a two-fold solution. First, they are addressing the crimes that often are due to substance use; and second, they are helping those who are addicted, and their families, improve their lives and break the cycle of addiction. We have already seen a steady increase in the number of participants entering our treatment courts who say their drug of choice is heroin or other opioids.

Like they have shown in other intersections of drugs and crime, we anticipate our treatment courts will be on the front lines of the opioid battle. By continuing to reduce drug use and keeping addicted offenders out of prison, those offenders can continue to work and provide for their families.

The success of our treatment courts has largely depended on the cooperation we have had from our partners in the legislature. If we are to break the cycle of drugs and crime, every Missourian in need should have a treatment court program within reach.

Research demonstrates treatment courts are more cost-effective than *any other* criminal justice strategy. But our treatment courts have been able to serve only a small percentage of individuals facing felony drug charges. Those numbers began to drop even more last July, when the 27-percent core reduction to existing programs took effect. Since then, admission into our various treatment court programs has dropped an average of 23 percent. And right now, there are 15 counties with *no* access to *any* type of treatment court. Individuals addicted to opioids and other substances in these areas are restrained by county lines they can't see.

We will work with you over the coming months to expand the reach of treatment courts in hopes of making this resource-saving, life-saving program available in *every* Missouri jurisdiction.

Criminal Justice Task Force

Our work together as three coequal branches of government continues to be essential to improving our criminal justice system. Last June, the Court established a task force focused broadly on criminal justice.

This group is led by Judge Michael Noble of St. Louis, Christian County Prosecutor Amy Fite and defense attorney J.R. Hobbs of Kansas City. They will recommend evidence-based risk-assessment tools for determining a defendant's suitability for pretrial release; recommend ways to improve how courts impose fines, fees and costs; and identify technological opportunities to improve notice, compliance and public safety.

These efforts are part of broader national movement away from bail release decisions based on financial conditions toward considerations of the risks posed by individual defendants. The national experts suggest there are ways to provide effective screening and supervision to monitor those defendants deemed safe for release during the pretrial period.

It seems obvious and important that – before a trial is held and guilt or innocence is determined – we reserve our jail space for those who pose the most danger to the community or risk of fleeing the jurisdiction, and not those who simply may be too poor to post bail. Studies show even *short* stints in jail increase the likelihood of missing school or losing jobs and housing. And, of course, pretrial *supervision* costs a local community substantially less than pretrial *incarceration*.

I will be leading a team to a pretrial justice reform summit in Indianapolis in May. We will learn about reform efforts nationwide and will have an opportunity to develop an action plan for appropriate responses here in our own state. I am pleased to announce that, in addition to our state courts administrator, Kathy Lloyd, and Montgomery County Associate Circuit Judge Kelly Broniec, joining me at the summit will be Judge Jack Goodman, presiding judge of the 39th Judicial Circuit, and Judge Rob Mayer, presiding judge of the 35th Judicial Circuit.

Both Judge Goodman and Judge Mayer are former members of this General Assembly – serving both in *this* house of representatives and in the senate – and they are with us today. I believe their legal education and judicial experience, coupled with practical legislative know-how, will assist the Court in deciding what reforms are good for Missouri and how to shepherd through the legislative process any changes that may require your attention. This also demonstrates I am not opposed to both my hunting dogs *and* my judges being “House”-trained.

Efficient Management of Court Resources

Finally, we look forward to continuing to work cooperatively with the legislative and executive branches to improve our service to the state. We have made significant strides in assessing our own internal operations to find ways to be as efficient and effective as possible.

Ten years ago, we created a “judicial partnership program” designed to help our busiest circuits work through backlogs of cases by partnering them with circuits where judges were available to help meet that demand. This, of course, was important for the citizens and businesses who needed the courts to resolve legal matters of great importance to them – and it was important for us to use our available resources as best we could to meet those needs.

This ability to temporarily transfer judges from one jurisdiction to another is an important design of our state constitution. While judges are assigned to particular local courts – by county, circuit or appellate district – article V, section 6 also provides that the Supreme Court of Missouri may assign *any* judge in the state to hear *any* particular case or serve *any* jurisdiction in addition to the jurisdiction that judge serves daily. As a result, whether elected by county or circuit or selected by nonpartisan commission, every associate circuit, circuit, appellate, and Supreme Court judge is an employee of *Missouri* and can be assigned to serve throughout the state.

The primary reason the judicial partnership program was so successful was because it was locally driven, empowering the partnered presiding judges to determine how and when to share judicial resources. I saw how well this worked first-hand. When I was a trial judge in the 4th Judicial Circuit, in the northwest corner of the state, I joined the other five judges of that five-county circuit in regularly traveling to help the 16th Judicial Circuit in Jackson County reduce its backlog of cases.

I am proud to say, last September, the judicial transfer work group dissolved the last two remaining partnerships and, with it, the formal partnership program itself. We managed our own resources *so well*, and the circuit partnerships had been *so successful* over the past decade, the backlog of cases that called for the Supreme Court’s intervention has been eliminated. Please join me in thanking the many hard-working judges who participated in the mandatory transfer program for helping to advance the timely, effective administration of justice for the people of Missouri. And because no good deed should go unpunished, I also offer an ongoing thank you to those judges who continue to accept ad hoc assignments throughout the state.

Your confidence in the judiciary by tasking us with redrawing our circuits is both appreciated and deserved. Your statutorily required realignment study and plan present a unique opportunity to pursue a data-driven evaluation of the multiple factors that impact court operations. These factors include changes in workload, population and technology; increased use of treatment and other problem-solving courts; and access to local courts. The evaluation of these factors will be critical in determining what, if any, changes in circuit boundaries and jurisdiction would enhance the efficiency and effectiveness of our courts. This evaluation is also necessary to help us understand the costs associated with any changes.

Given the complexity of this comprehensive evaluation, an order was entered in November creating the “Task Force for the Preparation of a Circuit Realignment Plan.” I will chair this task force, which includes a judge from each district of the Missouri Court of Appeals and a mix of circuit and associate circuit judges representing rural and urban courts from every part of the state.

We will deliver to you in 2020, as required, a fiscally responsible plan that will best serve the citizens and businesses of our state while ensuring equal access to our courts by those in need.

Conclusion

I was raised to believe everything works better when everybody does their own job well, but with a recognition that sometimes the big jobs require us all to work together. I look forward to assisting in this big job of governing our state, where each branch focuses on its distinct core functions first but cooperates and works together when challenges and opportunities arise.

One thing we all share is the support of those back home whom we love and who make it possible for us to come here to Jefferson City. I feel blessed to serve as the chief justice ... and I’m thankful that position is term-limited. But I feel even more blessed to be a grandfather of one, a father of four and a husband to Julie for more than 32 years.

I want to thank my local sheriff, Dennis Martin, for agreeing to drive my parents, Bob and Nancy Fischer, to be here with us today. My mother has always been my loudest and most loyal cheerleader, and so the folks back home are not surprised my mom’s first ride in the back seat of a police car was to be here this morning with me. My dad has always been my best friend. He was the best man at my wedding, and the bailiff in my court when I was a trial judge. My only regret in transitioning from the trial bench to the Supreme Court of Missouri is I miss starting each day with his coffee and our conversation.

My parents still live where I grew up, in Watson. It’s the farthest north and west town in Missouri, with a stated population of 100 on the welcome sign ... and trust me, that surely must include some livestock.

My parents’ only measurable wealth when I was growing up was the love they had in their hearts for their children. That I now humbly stand before you as chief justice is a testament to them ... and proof beyond any reasonable doubt the American Dream is alive and well in Missouri.

It has been a privilege to speak with you today. Thank you.

The Joint Session was dissolved by Senator Kehoe.

Speaker Richardson resumed the Chair.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

- HB 1252** - Insurance Policy
- HB 1256** - General Laws
- HB 1257** - General Laws
- HB 1262** - General Laws
- HB 1263** - Special Committee on Government Oversight
- HB 1265** - Elections and Elected Officials
- HB 1273** - Higher Education

- HB 1285** - Elections and Elected Officials
- HB 1289** - Government Efficiency
- HB 1321** - Special Committee on Urban Issues
- HB 1326** - General Laws
- HB 1352** - Special Committee to Improve the Care and Well-being of Young People
- HB 1353** - Judiciary
- HB 1363** - Elementary and Secondary Education
- HB 1368** - Veterans
- HB 1374** - Budget
- HB 1379** - Elections and Elected Officials
- HB 1380** - Elections and Elected Officials
- HB 1382** - General Laws
- HB 1386** - General Laws
- HB 1391** - Judiciary
- HB 1405** - Judiciary
- HB 1412** - Elementary and Secondary Education
- HB 1423** - Elections and Elected Officials
- HB 1426** - General Laws
- HB 1438** - Economic Development
- HB 1440** - Special Committee to Improve the Care and Well-being of Young People
- HB 1441** - Special Committee to Improve the Care and Well-being of Young People
- HB 1450** - Budget
- HB 1454** - Special Committee on Tourism
- HB 1462** - Veterans
- HB 1463** - Judiciary
- HB 1469** - Veterans
- HB 1470** - Special Committee to Improve the Care and Well-being of Young People
- HB 1474** - Higher Education
- HB 1475** - General Laws
- HB 1483** - Crime Prevention and Public Safety
- HB 1488** - Local Government
- HB 1491** - Judiciary
- HB 1498** - Health and Mental Health Policy
- HB 1501** - Crime Prevention and Public Safety
- HB 1511** - Ways and Means
- HB 1513** - Local Government
- HB 1517** - Budget
- HB 1524** - Health and Mental Health Policy
- HB 1526** - Crime Prevention and Public Safety
- HB 1539** - Insurance Policy
- HB 1549** - Agriculture Policy
- HB 1553** - Judiciary
- HB 1554** - General Laws
- HB 1565** - Government Efficiency
- HB 1573** - Elementary and Secondary Education
- HB 1574** - Professional Registration and Licensing

- HB 1576** - Government Efficiency
- HB 1577** - Economic Development
- HB 1585** - Special Committee on Tourism
- HB 1590** - Judiciary
- HB 1612** - Special Committee to Improve the Care and Well-being of Young People
- HB 1613** - Transportation
- HB 1614** - Agriculture Policy
- HB 1616** - Health and Mental Health Policy
- HB 1627** - Corrections and Public Institutions
- HB 1628** - Crime Prevention and Public Safety
- HB 1631** - Government Efficiency
- HB 1637** - Special Committee to Improve the Care and Well-being of Young People
- HB 1644** - Government Efficiency
- HB 1651** - General Laws
- HB 1654** - Special Committee on Litigation Reform
- HB 1655** - Judiciary
- HB 1656** - General Laws
- HB 1657** - Conservation and Natural Resources
- HB 1670** - Elementary and Secondary Education
- HB 1673** - Pensions
- HB 1689** - Judiciary
- HB 1713** - Special Committee to Improve the Care and Well-being of Young People
- HB 1714** - Special Committee to Improve the Care and Well-being of Young People
- HB 1715** - Special Committee to Improve the Care and Well-being of Young People
- HB 1716** - Health and Mental Health Policy
- HB 1728** - Special Committee to Improve the Care and Well-being of Young People
- HB 1750** - Agriculture Policy
- HB 1760** - General Laws
- HB 1767** - Special Committee to Improve the Care and Well-being of Young People
- HB 1768** - General Laws
- HB 1779** - Judiciary
- HB 1797** - Special Committee on Homeland Security
- HB 1801** - Conservation and Natural Resources
- HB 1803** - Special Committee to Improve the Care and Well-being of Young People
- HB 1804** - Budget
- HB 1806** - Local Government
- HB 1837** - Health and Mental Health Policy
- HB 1860** - Elementary and Secondary Education
- HB 1862** - Special Committee to Improve the Care and Well-being of Young People
- HB 1870** - General Laws
- HB 1874** - Special Committee on Small Business
- HB 1875** - Special Committee to Improve the Care and Well-being of Young People
- HB 1876** - Higher Education
- HB 1877** - Utilities
- HB 1878** - Utilities

- HB 1883** - Children and Families
- HB 1897** - Ways and Means
- HB 1899** - Elementary and Secondary Education
- HB 1900** - Elementary and Secondary Education
- HB 1901** - General Laws
- HB 1907** - Agriculture Policy
- HB 1911** - Agriculture Policy
- HB 1918** - Special Committee on Small Business
- HB 1923** - Economic Development
- HB 1925** - Elementary and Secondary Education
- HB 1927** - Health and Mental Health Policy
- HB 1929** - Local Government
- HB 1936** - General Laws
- HB 1937** - General Laws
- HB 1944** - Special Committee to Improve the Care and Well-being of Young People
- HB 1945** - Agriculture Policy
- HB 1947** - Local Government
- HB 1949** - Children and Families
- HB 1954** - Professional Registration and Licensing
- HB 1966** - Special Committee to Improve the Care and Well-being of Young People
- HB 1970** - Judiciary
- HB 1973** - Conservation and Natural Resources
- HB 1976** - Special Committee to Improve the Care and Well-being of Young People
- HB 1978** - Local Government
- HB 1981** - Special Committee on Government Oversight
- HB 1987** - Crime Prevention and Public Safety
- HB 1992** - Professional Registration and Licensing
- HB 1999** - Utilities
- HB 2027** - Special Committee to Improve the Care and Well-being of Young People
- HB 2030** - Local Government
- HB 2031** - Agriculture Policy
- HB 2040** - Special Committee to Improve the Care and Well-being of Young People
- HB 2042** - Judiciary
- HB 2044** - Pensions
- HB 2061** - Crime Prevention and Public Safety
- HB 2067** - General Laws
- HB 2073** - General Laws
- HB 2075** - General Laws
- HB 2099** - Professional Registration and Licensing
- HB 2247** - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Children and Families, Chairman Franklin reporting:

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1383**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Cookson, Franklin, Gannon, Justus, Neely, Ruth and Stacy

Noes (3): Meredith (71), Newman and Walker (74)

Absent (1): Moon

Mr. Speaker: Your Committee on Children and Families, to which was referred **HB 1630**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Cookson, Franklin, Gannon, Justus, Meredith (71), Neely, Newman, Ruth, Stacy and Walker (74)

Noes (0)

Absent (1): Moon

Committee on Conservation and Natural Resources, Chairman Anderson reporting:

Mr. Speaker: Your Committee on Conservation and Natural Resources, to which was referred **HB 1607**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anderson, Beard, Engler, Harris, Houx, Love, Meredith (71), Phillips, Pierson Jr. and Remole

Noes (0)

Absent (0)

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1355**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (8): Baringer, Franks Jr., Hill, Lauer, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (3): Barnes (60), Dogan and Hannegan

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1411**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Franks Jr., Hannegan, Hill, Lauer, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1600**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Baringer, Barnes (60), Franks Jr., Hannegan, Hill, Lauer, McDaniel, Newman, Phillips and Rhoads

Noes (0)

Absent (1): Dogan

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1649**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Baringer, Barnes (60), Hannegan, Hill, Lauer, McDaniel, Phillips and Rhoads

Noes (2): Franks Jr. and Newman

Absent (1): Dogan

Committee on Judiciary, Chairman Corlew reporting:

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1250**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten and Roberts

Noes (1): White

Absent (2): Gregory and Toalson Reisch

Mr. Speaker: Your Committee on Judiciary, to which was referred **HB 1650**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (8): Beard, Corlew, DeGroot, Ellebracht, Marshall, Mitten, Roberts and White

Noes (0)

Absent (2): Gregory and Toalson Reisch

Special Committee on Government Oversight, Chairman Brattin reporting:

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1370**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Bangert, Barnes (28), Brattin, Christofanelli, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (3): Brown (57), Hill and Messenger

Mr. Speaker: Your Special Committee on Government Oversight, to which was referred **HB 1605**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Bangert, Barnes (28), Brattin, Brown (57), Christofanelli, Hill, Merideth (80), Moon, Taylor, Toalson Reisch and Washington

Noes (0)

Absent (1): Messenger

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1247**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Justus, Matthiesen and Spencer

Noes (0)

Absent (4): Hannegan, Miller, Nichols and Tate

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1375**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Bangert, Barnes (28), Brown (27), Cookson, Franklin, Gannon, Justus, Matthiesen and Spencer

Noes (0)

Absent (4): Hannegan, Miller, Nichols and Tate

Special Committee on Urban Issues, Chairman Curtis reporting:

Mr. Speaker: Your Special Committee on Urban Issues, to which was referred **HB 1620**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Curtis, Helms, Plocher, Rhoads, Smith (85) and Stacy

Noes (1): Ellington

Absent (1): Roeber

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1389**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): Burns

Committee on Workforce Development, Chairman Lauer reporting:

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1415**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Franks Jr., Hansen, Henderson, Justus, Lant, Lauer and Mosley

Noes (0)

Absent (2): Pietzman and Roberts

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1455**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Evans, Fitzwater, Franks Jr., Hansen, Henderson, Justus, Lant, Lauer, Mosley and Roberts

Noes (0)

Absent (1): Pietzman

Mr. Speaker: Your Committee on Workforce Development, to which was referred **HB 1677**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Evans, Fitzwater, Franks Jr., Hansen, Henderson, Justus, Lant, Lauer and Mosley

Noes (0)

Absent (2): Pietzman and Roberts

SUBCOMMITTEE APPOINTMENTS

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Gretchen Bangert to the House Subcommittee on Missouri 529 Savings Programs.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Clem Smith to the Subcommittee on Short Term Financial Transactions.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

COMMITTEE CHANGES

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Clem Smith from the Committee on Utilities, and appoint Representative Steven Roberts. I also appoint Representative Tracy McCreery as the Minority Caucus Ranking Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317 A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Rory Rowland from the Committee on Economic Development, and appoint Representative Mark Ellebracht.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 24, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317 A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Clem Smith from the House Committee on Professional Registration and Licensing, and appoint Representative Cora Faith Walker.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 25, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, January 25, 2018, 8:15 AM, House Hearing Room 3.
Executive session may be held on any matter referred to the committee.
Budget presentations from the Department of Insurance, Financial Institutions and Professional Registration and the Department of Labor & Industrial Relations.

CHILDREN AND FAMILIES

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.
Public hearing will be held: HB 1266, HB 1361
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, January 25, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1344, HB 1359, HB 2026
Executive session will be held: HB 1476
Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 5.
Public hearing will be held: HB 1296, HB 2062, HB 1501
Executive session will be held: HB 1378, HB 1558, HB 1456, HB 1859
Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, January 25, 2018, 9:00 AM, House Hearing Room 6.
Executive session will be held: HB 1287
Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1461, HB 1635, HB 1679, HB 1802

Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options on what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of 2017 End-of-Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual Performance Reports.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, January 25, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1711, HB 2104

Executive session will be held: HB 1364

Executive session may be held on any matter referred to the committee.

Testimony pertaining to homeland security. Pursuant to Article III, Section 18 of the Missouri Constitution, and Section 610.021 (10), (19), (20), and (21) RSMo, portions of the meeting may be closed.

CORRECTED

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, January 29, 2018, 1:00 PM, House Hearing Room 5.

Executive session will be held: HB 1357

Executive session may be held on any matter referred to the committee.

Reconsidering HB 1357 to add amendments.

TRANSPORTATION

Monday, January 29, 2018, 2:30 PM, South Gallery.

Executive session will be held: HB 1675, HB 1676, HB 1905

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1368, HB 1462, HB 1469

Executive session will be held: HB 1503, HB 2037, HCR 58, HJR 61

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRTEENTH DAY, THURSDAY, JANUARY 25, 2018

HOUSE BILLS FOR SECOND READING

HB 2251 through HB 2265

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HB 1484 - Brown (57)

HB 1769 - Mathews

HCS HB 1617 - Barnes (60)

HB 1504 - Reiboldt

HB 1665 - Swan

HB 1744 - Hansen

HOUSE BILLS FOR THIRD READING

HB 1465 - Cookson

HB 1287, (Fiscal Review 1/23/18) - Engler

HCS HB 1381 - Shull (16)

HB 1531 - DeGroot

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRTEENTH DAY, THURSDAY, JANUARY 25, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicky, Chaplain.

He that doeth the will of God abideth forever. (I John 2:17)

O Eternal God, grant that in this moment of prayer and in the work of this day we may bear witness to the fact that we are Your humble children and disciples. In our relationship with each other may we be generous in our support, just in our judgments, lavish in our praise, and loyal to the best in all of us.

Give us insight into the needs of our generation, inspiration to do something about them, and the confident assurance that You are with us, sustaining us, and supporting us, as we endeavor to keep Missouri great in goodness and good in greatness.

Unite us with all who are striving to safeguard our heritage of liberty and to keep our State forever the land of the free, the home of the brave, and the place where justice, peace and goodness dwells forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Emma Cunningham.

The Journal of the twelfth day was approved as printed.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2266, introduced by Representative Lavender, relating to reproductive health care services.

HB 2267, introduced by Representative Reiboldt, relating to automated driving systems.

HB 2268, introduced by Representative Reiboldt, relating to department of transportation reporting requirements.

HB 2269, introduced by Representative Love, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2270, introduced by Representative Tate, relating to notices of reduction in insurance coverage.

HB 2271, introduced by Representative Reiboldt, relating to automated motor vehicle operation in the state of Missouri.

HB 2272, introduced by Representative Engler, relating to insurance companies.

HB 2273, introduced by Representative White, relating to punitive damages in actions against health care providers.

HB 2274, introduced by Representative Haefner, relating to the Missouri DeMolay license plate.

HB 2275, introduced by Representative Walker (74), relating to the evidence-based policy making commission.

HB 2276, introduced by Representative Lichtenegger, relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

HB 2277, introduced by Representative Shaul (113), relating to license plates and windshield placards for permanently disabled persons.

HB 2278, introduced by Representative Morris (140), relating to the Missouri Rx plan.

HB 2279, introduced by Representative Haefner, relating to purchasing processes for innovative technology by the office of administration.

HB 2280, introduced by Representative Haefner, relating to MO HealthNet benefits for pregnant women.

HB 2281, introduced by Representative Razer, relating to the sale and transfer of firearms, with penalty provisions.

HB 2282, introduced by Representative Fitzwater, relating to computer science.

HB 2283, introduced by Representative Bahr, relating to educational scholarships, with penalty provisions.

HB 2284, introduced by Representative Dohrman, relating to campus free expression.

HB 2285, introduced by Representative Quade, relating to education about human sexuality.

HB 2286, introduced by Representative Kelly (141), relating to local log trucks.

HB 2287, introduced by Representative Alferman, relating to accidents occurring in work zones, with penalty provisions.

HB 2288, introduced by Representative Hannegan, relating to road and bridge improvements.

HB 2289, introduced by Representative Higdon, relating to utility service rates.

HB 2290, introduced by Representative Christofanelli, relating to financial interest statements, with a delayed effective date.

HB 2291, introduced by Representative Christofanelli, relating to the repeal of certain sections ruled unconstitutional.

HB 2292, introduced by Representative Gregory, relating to high school graduation requirements.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2251, relating to consumer legal funding, with penalty provisions.

HB 2252, relating to elementary and secondary education.

HB 2253, relating to discrimination based on sexual orientation.

HB 2254, relating to product repair requirements, with a penalty provision.

HB 2255, relating to the science, technology, engineering and mathematics (STEM) initiative.

HB 2256, relating to broadband internet service.

HB 2257, relating to the petroleum storage tank insurance fund.

HB 2258, relating to the sale of intoxicating liquor.

HB 2259, relating to evidentiary collection kits.

HB 2260, relating to the brain injury fund.

HB 2261, relating to fines for failing to yield the right-of-way, with penalty provisions.

HB 2262, relating to court costs.

HB 2263, relating to competitive bids.

HB 2264, relating to the safekeeping of personal information.

HB 2265, relating to public utilities.

COMMITTEE REPORTS

Committee on Fiscal Review, Chairman Haefner reporting:

Mr. Speaker: Your Committee on Fiscal Review, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Anderson, Fraker, Haefner, Morgan, Morris (140), Rowland (29), Smith (163), Swan, Unsicker, Wessels and Wood

Noes (0)

Absent (3): Alferman, Conway (104) and Wiemann

THIRD READING OF HOUSE BILLS

HB 1465, relating to higher education, was taken up by Representative Cookson.

On motion of Representative Cookson, **HB 1465** was read the third time and passed by the following vote:

AYES: 133

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Brown 57	Burnett
Butler	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Curtman	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gray	Green
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Lynch	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Neely	Newman	Nichols	Pfautsch
Phillips	Pierson Jr	Pike	Plocher	Quade
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Rone
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stevens 46	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	Washington	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 008

Brattin	Curtis	Hurst	Marshall	Moon
Mosley	Pogue	Stacy		

PRESENT: 000

ABSENT WITH LEAVE: 017

Andrews	Beard	Brown 94	Burns	Carpenter
Cross	Eggleston	Ellington	Gannon	May
Messenger	Peters	Pietzman	Roeber	Smith 85
Stephens 128	Swan			

VACANCIES: 005

Speaker Richardson declared the bill passed.

Speaker Pro Tem Haahr assumed the Chair.

HB 1287, relating to insurance markets for commercial insurance, was taken up by Representative Engler.

On motion of Representative Engler, **HB 1287** was read the third time and passed by the following vote:

AYES: 138

Adams	Alferman	Anders	Anderson	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Butler	Chipman	Christofanelli
Conway 10	Conway 104	Cookson	Corlew	Cornejo
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gray	Green	Gregory	Grier	Haahr
Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Love	Lynch	Mathews
Matthiesen	McCann Beatty	McCreery	McDaniel	Meredith 71
Merideth 80	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfausch	Phillips	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Wessels	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 007

Curtis	Ellington	Marshall	McGee	Moon
Pogue	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 013

Andrews	Brown 94	Burns	Carpenter	Cross
Eggleston	Gannon	Lichtenegger	May	Messenger
Peters	Pietzman	Smith 85		

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HCS HB 1381, relating to financial accreditation standards for insurance companies, was taken up by Representative Shull (16).

On motion of Representative Shull (16), **HCS HB 1381** was read the third time and passed by the following vote:

AYES: 120

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Brown 57
Burnett	Butler	Chipman	Christofanelli	Conway 10
Conway 104	Corlew	Cornejo	Curtis	Curtman
Davis	DeGroot	Dogan	Dohrman	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Frederick	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeier	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McCann Beatty	McCreery	McDaniel
Miller	Mitten	Morris 140	Morse 151	Muntzel
Neely	Pfausch	Phillips	Pike	Plocher
Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roden	Rone	Ross
Rowland 155	Rowland 29	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Tate	Taylor
Trent	Vescovo	Walker 3	Walsh	Wessels
White	Wiemann	Wilson	Wood	Mr. Speaker

NOES: 023

Barnes 28	Beck	Ellington	Franks Jr	Gray
Lavender	Marshall	McGee	Meredith 71	Merideth 80
Moon	Morgan	Mosley	Newman	Nichols
Pierson Jr	Pogue	Quade	Roberts	Stevens 46
Unsicker	Walker 74	Washington		

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 94	Burns	Carpenter	Cookson	Cross
Eggleston	Gannon	Kendrick	May	Messenger
Peters	Pietzman	Roeber	Smith 85	Swan

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

HB 1531, relating to interpleading in civil proceedings, was taken up by Representative DeGroot.

Representative DeGroot offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Bill No. 1531, Page 1, Section 507.060, Line 11, by deleting the first occurrence of the word "**this**"; and

Further amend said bill and section, Page 2, Line 15, by deleting the first occurrence of the word "**this**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative DeGroot, **House Perfecting Amendment No. 1** was adopted.

Representative Vescovo moved the previous question.

Which motion was adopted by the following vote:

AYES: 103

Alferman	Anderson	Andrews	Austin	Bahr
Barnes 60	Basye	Beard	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 57	Chipman
Christofanelli	Conway 104	Corlew	Cornejo	Curtman
Davis	DeGroot	Dogan	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McDaniel	Miller
Moon	Morris 140	Morse 151	Muntzel	Neely
Pfautsch	Phillips	Pike	Plocher	Pogue
Redmon	Rehder	Reiboldt	Reisch	Remole
Rhoads	Roden	Roeber	Rone	Ross
Rowland 155	Ruth	Schroer	Shaul 113	Shull 16

Shumake	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Vescovo	Walker 3	Walsh	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 040

Adams	Anders	Arthur	Bangert	Baringer
Barnes 28	Beck	Brown 27	Burnett	Butler
Conway 10	Curtis	Ellebracht	Ellington	Franks Jr
Gray	Green	Harris	Lavender	McCann Beatty
McCreery	McGee	Meredith 71	Merideth 80	Mitten
Morgan	Mosley	Newman	Nichols	Pierson Jr
Quade	Razer	Roberts	Rowland 29	Runions
Stevens 46	Unsicker	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 015

Brown 94	Burns	Carpenter	Cookson	Cross
Dohrman	Eggleston	Franklin	Gannon	Kendrick
May	Messenger	Peters	Pietzman	Smith 85

VACANCIES: 005

On motion of Representative DeGroot, **HB 1531, as amended**, was read the third time and passed by the following vote:

AYES: 099

Alferman	Anderson	Andrews	Austin	Bahr
Basye	Beard	Bernskoetter	Berry	Black
Bondon	Brattin	Brown 57	Chipman	Christofanelli
Conway 104	Corlew	Cornejo	Curtman	Davis
DeGroot	Dogan	Dohrman	Engler	Evans
Fitzpatrick	Fitzwater	Fraker	Francis	Frederick
Gregory	Grier	Haahr	Haefner	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kolkmeyer	Korman
Lant	Lauer	Lichtenegger	Love	Lynch
Mathews	Matthiesen	McDaniel	Miller	Morris 140
Morse 151	Muntzel	Neely	Pfautsch	Phillips
Pike	Plocher	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Swan	Tate
Taylor	Trent	Vescovo	Walsh	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 045

Adams	Anders	Arthur	Bangert	Baringer
Barnes 60	Barnes 28	Beck	Brown 27	Burnett
Butler	Conway 10	Curtis	Ellebracht	Ellington

Franks Jr	Gray	Green	Kidd	Lavender
Marshall	McCann Beatty	McCreery	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Newman	Nichols	Pierson Jr	Pogue	Quade
Razer	Roberts	Rowland 29	Runions	Stevens 46
Unsicker	Walker 3	Walker 74	Washington	Wessels

PRESENT: 000

ABSENT WITH LEAVE: 014

Brown 94	Burns	Carpenter	Cookson	Cross
Eggleston	Franklin	Gannon	Kendrick	May
Messenger	Peters	Pietzman	Smith 85	

VACANCIES: 005

Speaker Pro Tem Haahr declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 53 - Veterans
HCR 55 - Special Committee on Government Oversight
HCR 59 - Special Committee on Tourism
HCR 62 - Special Committee on Tourism

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 2080 - Transportation
HB 2087 - Crime Prevention and Public Safety
HB 2096 - Local Government
HB 2098 - Special Committee to Improve the Care and Well-being of Young People
HB 2101 - Judiciary
HB 2102 - Agriculture Policy
HB 2103 - Special Committee on Innovation and Technology
HB 2110 - Crime Prevention and Public Safety
HB 2111 - Local Government
HB 2115 - Ways and Means
HB 2116 - Transportation
HB 2119 - Special Committee on Litigation Reform
HB 2120 - Health and Mental Health Policy
HB 2121 - Judiciary
HB 2122 - Transportation
HB 2125 - Health and Mental Health Policy

- HB 2126** - Health and Mental Health Policy
- HB 2127** - Health and Mental Health Policy
- HB 2128** - Workforce Development
- HB 2129** - Elementary and Secondary Education
- HB 2131** - General Laws
- HB 2137** - Elementary and Secondary Education
- HB 2138** - Workforce Development
- HB 2139** - Special Committee to Improve the Care and Well-being of Young People
- HB 2140** - Special Committee on Government Oversight
- HB 2153** - Transportation
- HB 2155** - General Laws
- HB 2156** - Workforce Development
- HB 2157** - Special Committee on Innovation and Technology
- HB 2158** - General Laws
- HB 2159** - Children and Families
- HB 2163** - Children and Families
- HB 2171** - Budget
- HB 2175** - Special Committee to Improve the Care and Well-being of Young People
- HB 2178** - General Laws
- HB 2180** - Transportation
- HB 2181** - Transportation
- HB 2183** - Health and Mental Health Policy
- HB 2184** - Pensions
- HB 2185** - Judiciary
- HB 2186** - Local Government
- HB 2187** - Transportation
- HB 2188** - Ways and Means
- HB 2197** - Utilities
- HB 2202** - Pensions
- HB 2207** - Transportation
- HB 2211** - Government Efficiency
- HB 2212** - Elections and Elected Officials
- HB 2246** - Elementary and Secondary Education

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1660**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1663**, begs leave to report it has examined the same and recommends that it **Do Pass – Consent with House Committee Substitute**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (10): Anders, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber, Swan and Wood

Noes (0)

Absent (3): Bahr, Barnes (60) and Spencer

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1267**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Andrews, Bangert, Chipman, Gannon, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Present (1): Dohrman

Absent (2): Cookson and Johnson

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1367**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Brown (27), Helms, Kelly (141), Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (3): Brown (94), Carpenter and Franklin

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1552**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Brown (27), Franklin, Helms, Kelly (141), Mathews, McGee, Neely, Ross, Sommer, Walker (74) and White

Noes (0)

Absent (2): Brown (94) and Carpenter

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1598**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (7): Helms, Kelly (141), Mathews, Neely, Ross, Sommer and White

Noes (3): Brown (27), McGee and Walker (74)

Absent (3): Brown (94), Carpenter and Franklin

Special Committee on Homeland Security, Chairman Higdon reporting:

Mr. Speaker: Your Special Committee on Homeland Security, to which was referred **HB 1364**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (7): Basye, Curtman, Higdon, Kidd, McDaniel, Meredith (71) and Sommer

Noes (1): Roden

Absent (5): Curtis, Ellington, Francis, Green and Lichtenegger

Special Committee on Tourism, Chairman Justus reporting:

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1349**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus, Nichols, Spencer and Tate

Noes (0)

Absent (4): Bangert, Cookson, Matthiesen and Miller

Mr. Speaker: Your Special Committee on Tourism, to which was referred **HB 1523**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Barnes (28), Brown (27), Franklin, Gannon, Hannegan, Justus, Nichols, Spencer and Tate

Noes (0)

Absent (4): Bangert, Cookson, Matthiesen and Miller

Committee on Transportation, Chairman Reiboldt reporting:

Mr. Speaker: Your Committee on Transportation, to which was referred **HB 1295**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Corlew, Cornejo, Hurst, Kolkmeier, Korman, May, Reiboldt, Runions, Ruth and Tate

Noes (0)

Absent (1): Burns

Committee on Utilities, Chairman Miller reporting:

Mr. Speaker: Your Committee on Utilities, to which was referred **HB 1691**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (13): Anders, Berry, Bondon, DeGroot, Fraker, Francis, Kidd, McCreery, McDaniel, Miller, Pierson Jr., Plocher and Roberts

Noes (0)

Absent (0)

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Eggleston and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1492**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Eggleston and Shull (16)

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1880**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shumake and Wessels

Noes (0)

Absent (6): Bondon, Brown (94), Butler, Curtis, Eggleston and Shull (16)

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Monday, January 29, 2018.

COMMITTEE HEARINGS

BUDGET

Monday, January 29, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Attorney General, Department of Corrections, Office of Administration, Public Debt, Employee Benefits and Leasing.

BUDGET

Tuesday, January 30, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Lt. Governor, Department of Revenue, Department of Transportation and Department of Public Safety.

BUDGET

Wednesday, January 31, 2018, 8:15 AM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Budget presentations from the Treasurer, Department of Health & Senior Services and Department of Mental Health.

CHILDREN AND FAMILIES

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1266, HB 1361

Executive session may be held on any matter referred to the committee.

CONSENT AND HOUSE PROCEDURE

Tuesday, January 30, 2018, 8:30 AM, House Hearing Room 4.

Executive session will be held: HB 1838, HB 1375, HB 1247, HB 1355, HCS HB 1605, HB 1349

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1296, HB 2062, HB 1501

Executive session will be held: HB 1378, HB 1558, HB 1456, HB 1859

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1270, HB 1271, HB 1397

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1461, HB 1635, HB 1679, HB 1802

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, January 30, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 2032, HCR 66, HB 1576

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1252, HB 1906, HB 1516

Executive session will be held: HB 1490, HB 1718, HB 1972

Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options on what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Monday, February 5, 2018, 11:30 AM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

I. Presentation: Missouri Department of Higher Education – Core Curriculum Implementation
in Response to SB 997.

II. Discussion: Missouri Department of Elementary and Secondary Education - Exclusion of
2017 End-of- Course (EOC) Assessments (i.e., Algebra I, English II) from the Scoring of Annual
Performance Reports.

JOINT COMMITTEE ON TRANSPORTATION OVERSIGHT

Wednesday, January 31, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

We will be voting on two memorial highway/bridge designations: Jerry Dyer Memorial
Bridge and John Wesley Choate Memorial Highway; and one specialty license plate - Day
Solutions Foundation. We will be hearing MoDOT Director Patrick McKenna's Annual Report
to the Joint Committee.

JUDICIARY

Tuesday, January 30, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1667, HB 1681

Executive session will be held: HB 1351, HB 1597, HB 1633, HB 1832

Executive session may be held on any matter referred to the committee.

Testimony will be limited to 3 minutes unless approved by the chair. We will not hear HB 1509.

AMENDED

LOCAL GOVERNMENT

Wednesday, January 31, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1806, HB 1947

Executive session will be held: HB 1428, HB 1809, HB 1887

Executive session may be held on any matter referred to the committee.

PENSIONS

Monday, January 29, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1329, HB 1673, HB 2044

Executive session may be held on any matter referred to the committee.

Presentations by PSRS/PEERS, MOSERS, MPERS and CERF.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, January 29, 2018, upon adjournment, House Hearing Room 6.

Executive session will be held: HB 1267, HB 1350, HCS HB 1370, HB 1389, HB 1409,
HB 1415, HB 1446, HCS HB 1572, HB 1607, HB 1677, HB 1691

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, January 29, 2018, 3:00 PM, House Hearing Room 5.

Executive session will be held: HB 1600, HB 1383, HB 1620, HCS HB 1411, HCS HB 1653

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, January 30, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1263, HB 2140

Executive session will be held: HB 1686, HB 1525, HB 1930

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, January 29, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1611, HB 1654

Executive session will be held: HB 1578, HB 1645

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, January 29, 2018, 1:00 PM, House Hearing Room 5.

Executive session will be held: HB 1357

Executive session may be held on any matter referred to the committee.

Reconsidering HB 1357 to add amendments.

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 4.

Public hearing will be held: HCR 63, HB 2043, HB 1968

Executive session will be held: HB 2039

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE TO IMPROVE THE CARE AND WELL-BEING OF YOUNG PEOPLE

Monday, January 29, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1470, HB 1612, HB 1637, HB 1715, HB 1944, HB 1966, HB 1803

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 30, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from higher education institution presidents and fiscal officers.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 31, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Testimony from higher education institution presidents and fiscal officers.

TRANSPORTATION

Monday, January 29, 2018, 2:30 PM, South Gallery.

Executive session will be held: HB 1675, HB 1676, HB 1905

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, January 31, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 2000, HB 2051, HB 2052, HB 2053, HB 2054, HB 2055, HB 2056, HB 2057, HB 2058, HB 2197

Executive session will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 30, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1368, HB 1462, HB 1469, HCR 53

Executive session will be held: HB 1503, HB 2037, HCR 58, HJR 61

Executive session may be held on any matter referred to the committee.

AMENDED

WAYS AND MEANS

Monday, January 29, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1464, HB 1831, HB 1913, HB 2188

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FOURTEENTH DAY, MONDAY, JANUARY 29, 2018

HOUSE BILLS FOR SECOND READING

HB 2266 through HB 2292

HOUSE JOINT RESOLUTIONS FOR PERFECTION

HJR 59 - Brown (57)

HOUSE BILLS FOR PERFECTION

HB 1484 - Brown (57)

HB 1769 - Mathews

HCS HB 1617 - Barnes (60)

HB 1504 - Reiboldt

HB 1665 - Swan

HB 1744 - Hansen

HB 1880 - Trent

HB 1492 - Lynch

HCS HB 1286 - Engler

HOUSE BILLS FOR THIRD READING

HCS HB 1408 - Spencer

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SEVENTH DAY, TUESDAY, JANUARY 16, 2018

The House met pursuant to adjournment.

Representative Dogan in the Chair.

Prayer by Pastor Cornell Sudduth, Second Baptist Church, Jefferson City.

Lets us pray. We thank You, O God, for the life that You have granted to us, even today. Thank You for the opportunity for these men and women that serve in the state of Missouri and serve the people of this state.

We are living in troubled times all around, but we thank You, O God, that You have created us in Your image. For these men and women gathered here today, we pray that You bless them with patience, wisdom, love and understanding.

Help us, dear God, that we "sneeze" in order that we might sacrifice ourselves so that others might live.

We ask this in the name of Jesus, Amen.

Ms. Sabria Hendricks performed "Lift Every Voice and Sing."

The Pledge of Allegiance to the flag was recited.

Speaker Richardson assumed the Chair.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
Davis	DeGroot	Dogan	Dohrman	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Grier	Haahr	Haefner	Hansen	Harris
Helms	Henderson	Higdon	Hill	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman

Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roeber	Ross	Rowland 155	Rowland 29
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Curtis

PRESENT: 002

Ellebracht	Ellington
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ABSENT WITH LEAVE: 014

Brown 94	Eggleston	Green	Gregory	Hannegan
Lynch	May	Peters	Pietzman	Roden
Rone	Shull 16	Smith 85	Swan	

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Roberts offered House Resolution No. 4928.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2117, introduced by Representative Pfautsch, relating to eye drops for newborn infants.

HB 2118, introduced by Representative Davis, relating to local sales taxes.

HB 2119, introduced by Representative Mathews, relating to punitive damages.

HB 2120, introduced by Representative Barnes (60), relating to MO HealthNet benefits for pregnant women.

HB 2121, introduced by Representative Shaul (113), relating to detention upon arrest, with penalty provisions.

HB 2122, introduced by Representative Engler, relating to vehicle sales.

HB 2123, introduced by Representative Toalson Reisch, relating to activities extended to persons found guilty of certain criminal offenses.

HB 2124, introduced by Representative Kelley (127), relating to change of venue.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 73, relating to the state road fund.

HJR 74, relating to toll roads.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2093, relating to a tax credit for contraception costs.

HB 2094, relating to street light maintenance districts.

HB 2095, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 2096, relating to the annexation of property within fire protection districts.

HB 2097, relating to solid waste collection.

HB 2098, relating to the Missouri children's services commission.

HB 2099, relating to the Missouri state board of nursing.

HB 2100, relating to discrimination based on sexual orientation or gender identity.

HB 2101, relating to guardian ad litem fees.

HB 2102, relating to property classification.

HB 2103, relating to the state technology modernization fund.

HB 2104, relating to the authority to engage in certain investigative practices, with penalty provisions.

HB 2105, relating to opioids.

HB 2106, relating to the patients first Medicaid reform act.

HB 2107, relating to the registering of roofing contractors, with penalty provisions.

HB 2108, relating to claims for bodily injury.

HB 2109, relating to the statute of limitations for actions against attorneys for malpractice.

HB 2110, relating to rewards by county commissions.

HB 2111, relating to county prosecutors.

HB 2112, relating to a sales tax dedicated to transportation infrastructure.

HB 2113, relating to water supply districts.

HB 2114, relating to employment of certain public officials.

HB 2115, relating to the Missouri higher education savings program.

HB 2116, relating to boat passengers.

PERFECTION OF HOUSE BILLS

HCS HB 1500, relating to the board of cosmetology and barber examiners, was taken up by Representative Dogan.

On motion of Representative Dogan, the title of **HCS HB 1500** was agreed to.

Representative White offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1500, Page 9, Section 329.050, Line 52, by deleting all of said line and inserting in lieu thereof the following:

"6. (1) The board may, in its discretion, deny an application for examination or licensure if the applicant has"; and

Further amend said bill, page, and section, Line 57, by deleting the number **"(1)"** and inserting in lieu thereof **"(a)"**; and

Further amend said bill, page, and section, Line 59, by deleting the number **"(2)"** and inserting in lieu thereof **"(b)"**; and

Further amend said bill, page, and section, Line 68, by deleting the number **"(3)"** and inserting in lieu thereof **"(c)"**; and

Further amend said bill, page, and section, Line 71, by deleting the number **"(4)"** and inserting in lieu thereof **"(d)"**; and

Further amend said bill and section, Page 10, Line 76, by deleting the number **"(5)"** and inserting in lieu thereof **"(e)"**; and

Further amend said bill, page, and section, Line 82, by inserting after said line the following:

"(2) An applicant who has pleaded guilty to, entered a plea of nolo contendere to, or been found guilty of any of the offenses listed in subdivision (1) of this subsection may, if his or her application for examination or licensure is denied, appeal such decision and request a hearing before the board."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative White, **House Amendment No. 1** was adopted.

Representative Walker (74) offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Committee Substitute for House Bill No. 1500, Page 13, Section 329.275, Line 6, by inserting immediately after **"board."** the following:

"In order to register, any person wishing to engage in hair braiding shall provide evidence of completion of the course under subsection 3 of this section and passage of the examination thereunder by answering at least seventy-five percent of the questions correctly."; and

Further amend said bill, page, and section, Line 7, by deleting **"twenty-five"** and inserting in lieu thereof **"one hundred"**; and

Further amend said bill, page, and section, Line 8, by deleting **"person with the brochure"** and inserting in lieu thereof **"class and examination"**; and

Further amend said bill and section, Page 14, Lines 13-26, by deleting all of said lines and inserting in lieu thereof the following:

"3. The board shall develop and prepare a ten hour training course about diseases of the scalp, sanitation and sterilization, and infection control techniques that are appropriate for hair braiding in or outside of a salon setting. The course shall be made available online through the division of professional registration's website. The course shall include an online examination, which shall be made up of fifty questions based upon the information presented in the course. For a person engaged in the practice of hair braiding to be exempt from licensure under this chapter, the person shall pass the examination by answering at least seventy-five percent of the questions correctly and keep proof of the passing examination available at the location at which such person is engaged in the practice of hair braiding.

4. Representatives of the board shall visit unannounced, on an annual basis, at any time during business hours, every facility or premises in which hair braiding is performed to determine if proof of a passing examination is available and that the facility or premises have been maintained in a hygienic manner."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative White raised a point of order that **House Amendment No. 2** amends previously amended material.

The point of order was withdrawn.

Representative Walker (74) moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

On motion of Representative Dogan, **HCS HB 1500, as amended**, was adopted.

On motion of Representative Dogan, **HCS HB 1500, as amended**, was ordered perfected and printed.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 4928 - Consent and House Procedure

RE-REFERRAL OF HOUSE BILLS

The following House Bill was re-referred to the Committee indicated:

HB 1377 - Ways and Means

COMMITTEE REPORTS

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1481**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Shull (16)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1690**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris (140), Muntzel, Pfautsch, Stephens (128), Tate, Unsicker and Wiemann

Noes (0)

Absent (1): Shull (16)

Special Committee on Litigation Reform, Chairman Lant reporting:

Mr. Speaker: Your Special Committee on Litigation Reform, to which was referred **HB 1531**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (6): Corlew, Cornejo, DeGroot, Haahr, Rehder and White

Noes (3): Ellebracht, Mitten and Roberts

Absent (4): Hill, Lant, Phillips and Trent

The following members' presence was noted: Gregory and Roden.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m.,
Wednesday, January 17, 2018.

COMMITTEE HEARINGS

BUDGET

Wednesday, January 17, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HB 1300, HB 1477

Executive session may be held on any matter referred to the committee.

Presentation from Representative Gregory on revenues.

ECONOMIC DEVELOPMENT

Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1413

Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 17, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1234, HB 1233, HB 1232

Executive session will be held: HB 1446

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1606, HB 1940

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later), House
Hearing Room 7.

Public hearing will be held: HB 1885

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later), House
Hearing Room 5.

Public hearing will be held: HB 1744, HB 1267, HB 1268, HB 1528, HB 1275

Executive session will be held: HB 1744

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, January 17, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1291, HB 1396, HB 1646

Executive session will be held: HB 1291, HB 1396, HB 1646

Executive session may be held on any matter referred to the committee.

PROFESSIONAL REGISTRATION AND LICENSING

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1367, HB 1598, HB 1552, HB 1587

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Wednesday, January 17, 2018, 3:30 PM, House Hearing Room 1.

Executive session will be held: HB 1287, HCS HB 1381, HB 1531

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON SMALL BUSINESS

Wednesday, January 17, 2018, 5:00 PM or upon adjournment, House Hearing Room 6.

Public hearing will be held: HB 1384

Executive session may be held on any matter referred to the committee.

CANCELLED

SPECIAL COMMITTEE ON TOURISM

Wednesday, January 17, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1375, HB 1247

Executive session may be held on any matter referred to the committee.

Possible executive session

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1620

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT

Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Agriculture, Department of Conservation,
Department of Natural Resources, Department of Economic Development, Department of

Insurance & Financial Institutions, and Department of Labor. Public testimony will be taken regarding the appropriations for the departments listed above. If you would like to be on the list to testify, please contact Rep. Redmon's office at (573) 751-3644. A sign-in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public testimony regarding the appropriations for the Department of Higher Education, continued if necessary.

CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Social Services. Public testimony will be taken regarding the appropriations for the Department of Social Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE

Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed.

CANCELLED

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE

Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed. Public testimony will be taken regarding the appropriations for the Department of Corrections, Department of Public Safety, Department of Transportation, and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

TRANSPORTATION

Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1389, HB 1444

Executive session will be held: HB 1566, HB 1572, HB 1295

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, January 17, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1998, HB 2041

Executive session will be held: HB 1691

Executive session may be held on any matter referred to the committee.

CANCELLED

HOUSE CALENDAR

EIGHTH DAY, WEDNESDAY, JANUARY 17, 2018

HOUSE BILLS FOR SECOND READING

HB 2117 through HB 2124

HOUSE BILLS FOR THIRD READING

HCS HB 1246 - Pike

HB 1303 - Alferman

HCS HB 1500 - Dogan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JANUARY 17, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

To this end we toil and strive, because we have our hope set on the living God. (I Timothy 4:10)

O Eternal God, in this quiet cold moment we lift our hearts unto You who is the source of all our being and the goal of our noblest endeavors. We pray for strength to carry our burdens, wisdom to see through the problems we face, insight to discover what is right, and courage to walk in correct paths.

With all our hearts, we pray for our Speaker, our Minority Leader, for the Members of this House of Representatives, and all who work with them, and for our people scattered throughout this great state. By Your spirit may we learn to live together with respect for others in our minds and with charity for others in our hearts.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the seventh day was approved as printed.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 69, introduced by Representative Davis, relating to designating a state funeral.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 75, introduced by Representative Messenger, relating to transportation funding.

HJR 76, introduced by Representative Marshall, relating to searches on Missouri state capitol grounds.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2125, introduced by Representative Helms, relating to the right to shop act.

HB 2126, introduced by Representative Helms, relating to transparency in health care pricing.

HB 2127, introduced by Representative Frederick, relating to assistant physicians.

HB 2128, introduced by Representative Cookson, relating to computer science.

HB 2129, introduced by Representative Cookson, relating to public awareness of organ donation.

HB 2130, introduced by Representative Unsicker, relating to the Missouri employment first act.

HB 2131, introduced by Representative Austin, relating to drug court commissioners.

HB 2132, introduced by Representative Butler, relating to investigations of officer-involved incidents.

HB 2133, introduced by Representative Alferman, relating to libraries.

HB 2134, introduced by Representative Walker (74), relating to breakfast served in schools.

HB 2135, introduced by Representative Messenger, relating to the appointment of the director of the department of transportation.

HB 2136, introduced by Representative Messenger, relating to the Missouri freedom to choose health care act.

HB 2137, introduced by Representative Matthiesen, relating to the creative classroom act.

HB 2138, introduced by Representative Fitzwater, relating to the establishment of a statewide STEM career awareness program.

HB 2139, introduced by Representative Morris (140), relating to immunization requirements for foster children.

HB 2140, introduced by Representative Haefner, relating to public contracts for purchasing supplies.

HB 2141, introduced by Representative McCreery, relating to youth mental health preservation, with penalty provisions.

HB 2142, introduced by Representative Marshall, relating to public elections.

HB 2143, introduced by Representative Marshall, relating to ethics, with penalty provisions.

HB 2144, introduced by Representative Marshall, relating to the attorney general.

HB 2145, introduced by Representative Marshall, relating to the offense of unlawful traffic interference, with penalty provisions.

HB 2146, introduced by Representative Bangert, relating to a tax deduction for student loan forgiveness.

HB 2147, introduced by Representative Korman, relating to taxation.

HB 2148, introduced by Representative Korman, relating to motor fuel taxes, with a referendum clause for certain sections and a delayed effective date for certain sections.

HB 2149, introduced by Representative Korman, relating to taxation, with a referendum clause for certain sections.

HB 2150, introduced by Representative Korman, relating to the state highways and transportation department fund.

HB 2151, introduced by Representative Korman, relating to the sale or lease of naming rights for highways and bridges.

HB 2152, introduced by Representative Korman, relating to license plate and driver's license fees.

HB 2153, introduced by Representative Korman, relating to funding for infrastructure in disrepair.

HB 2154, introduced by Representative Korman, relating to the dedication of sales tax revenue.

HB 2155, introduced by Representative Schroer, relating to the transfer of intoxicating liquor.

HB 2156, introduced by Representative Bahr, relating to employment taxes.

HB 2157, introduced by Representative Bahr, relating to the state technology modernization fund.

HB 2158, introduced by Representative Roden, relating to the operation of motorcycles or motortricycles, with penalty provisions.

HB 2159, introduced by Representative Hurst, relating to transporting a minor across state lines to obtain an abortion, with penalty provisions.

HB 2160, introduced by Representative Hurst, relating to the abolishment of the doctrine of adverse possession.

HB 2161, introduced by Representative Hurst, relating to foreign ownership of agricultural land.

HB 2162, introduced by Representative Brown (27), relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2163, introduced by Representative Rehder, relating to investigations of elder abuse.

HB 2164, introduced by Representative Rehder, relating to children exposed to controlled substances.

HB 2165, introduced by Representative Arthur, relating to interest on tax payments.

HB 2166, introduced by Representative Arthur, relating to victims of certain crimes.

HB 2167, introduced by Representative McCreery, relating to firearms and domestic violence, with a penalty provision.

HB 2168, introduced by Representative Christofanelli, relating to sales taxes.

HB 2169, introduced by Representative Redmon, relating to taxation for the support of school districts.

HB 2170, introduced by Representative Curtman, relating to the use of public funds for lobbying activities, with a penalty provision.

HB 2171, introduced by Representative Wood, relating to the blind pension fund.

HB 2172, introduced by Representative Dogan, relating to prohibitions against discriminatory policing.

HB 2173, introduced by Representative Newman, relating to employees' reproductive health care decisions.

HB 2174, introduced by Representative Newman, relating to the pregnant workers' fairness act.

HB 2175, introduced by Representative Chipman, relating to child abuse reports required to be referred to the juvenile office.

HB 2176, introduced by Representative Engler, relating to video lottery, with penalty provisions.

HB 2177, introduced by Representative Brattin, relating to collective bargaining representatives, with a referendum clause.

HB 2178, introduced by Representative Marshall, relating to concealed carry endorsements and permits.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2117, relating to eye drops for newborn infants.

HB 2118, relating to local sales taxes.

HB 2119, relating to punitive damages.

HB 2120, relating to MO HealthNet benefits for pregnant women.

HB 2121, relating to detention upon arrest, with penalty provisions.

HB 2122, relating to vehicle sales.

HB 2123, relating to activities extended to persons found guilty of certain criminal offenses.

HB 2124, relating to change of venue.

THIRD READING OF HOUSE BILLS

HCS HB 1246, relating to human trafficking hotline posters, was taken up by Representative Pike.

On motion of Representative Pike, **HCS HB 1246** was read the third time and passed by the following vote:

AYES: 139

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dohrman	Ellebracht	Ellington	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Gray
Gregory	Grier	Haahr	Haefner	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houx	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Kolkmeyer	Korman	Lant	Lauer
Lavender	Lichtenegger	Love	Mathews	McCann Beatty
McCreery	McDaniel	McGee	Meredith 71	Merideth 80

Messenger	Miller	Mitten	Morgan	Morris 140
Morse 151	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Remole	Rhoads
Roberts	Roden	Roeber	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Sommer	Spencer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	Wessels	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 005

Hurst	Johnson	Marshall	Moon	Pogue
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PRESENT: 000

ABSENT WITH LEAVE: 014

Bahr	Brown 94	Curtis	Dogan	Eggleston
Green	Hannegan	Houghton	Lynch	Matthiesen
May	Peters	Rone	Smith 85	

VACANCIES: 005

Speaker Richardson declared the bill passed.

HB 1303, relating solely to lobbyist expenditures, was taken up by Representative Alferman.

On motion of Representative Alferman, **HB 1303** was read the third time and passed by the following vote:

AYES: 134

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Beard	Beck	Bernskoetter	Black
Bondon	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 10
Conway 104	Cookson	Corlew	Cornejo	Cross
Curtman	Davis	DeGroot	Dogan	Dohrman
Ellebracht	Engler	Evans	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Hurst	Johnson
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Kolkmeyer	Korman	Lant	Lauer	Lavender
Love	Marshall	Mathews	Matthiesen	McCann Beatty
McCreery	McDaniel	McGee	Merideth 80	Messenger
Miller	Mitten	Morgan	Morris 140	Morse 151
Muntzel	Newman	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Quade

Razer	Redmon	Rehder	Reiboldt	Reisch
Remole	Rhoads	Roberts	Roden	Roeber
Ross	Rowland 155	Rowland 29	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Taylor	Trent	Unsicker	Vescovo
Walker 3	Walker 74	Walsh	Washington	White
Wiemann	Wilson	Wood	Mr. Speaker	

NOES: 012

Anders	Bahr	Berry	Brattin	Gray
Meredith 71	Moon	Mosley	Neely	Pogue
Smith 85	Spencer			

PRESENT: 001

Ellington

ABSENT WITH LEAVE: 011

Brown 94	Curtis	Eggleston	Green	Hannegan
Lichtenegger	Lynch	May	Peters	Rone
Wessels				

VACANCIES: 005

Speaker Richardson declared the bill passed.

HCS HB 1500, relating to the board of cosmetology and barber examiners, was taken up by Representative Dogan.

On motion of Representative Dogan, **HCS HB 1500** was read the third time and passed by the following vote:

AYES: 131

Adams	Alferman	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 60	Basye
Beard	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 57	Burnett	Butler	Carpenter
Chipman	Christofanelli	Conway 10	Conway 104	Corlew
Cornejo	Cross	Curtis	Curtman	Davis
DeGroot	Dogan	Dohrman	Ellebracht	Ellington
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Gregory	Grier	Haahr	Haefner
Hansen	Harris	Helms	Henderson	Higdon
Hill	Houghton	Houx	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Kolkmeyer
Korman	Lant	Lauer	Lavender	Lichtenegger
Love	Mathews	Matthiesen	McCreery	McDaniel
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Morris 140	Morse 151	Mosley	Neely	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher

Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 85
Smith 163	Sommer	Spencer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 017

Anders	Bangert	Barnes 28	Beck	Brown 27
Burns	Hurst	Marshall	McCann Beatty	McGee
Moon	Morgan	Newman	Nichols	Pogue
Runions	Washington			

PRESENT: 000

ABSENT WITH LEAVE: 010

Brown 94	Cookson	Eggleston	Green	Hannegan
Lynch	May	Muntzel	Peters	Rone

VACANCIES: 005

Speaker Richardson declared the bill passed.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 57 - Elementary and Secondary Education

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 61 - Veterans

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1251 - Financial Institutions
HB 1261 - Professional Registration and Licensing
HB 1264 - Special Committee on Litigation Reform
HB 1296 - Crime Prevention and Public Safety
HB 1344 - Corrections and Public Institutions
HB 1393 - Crime Prevention and Public Safety
HB 1397 - Economic Development
HB 1406 - Insurance Policy

- HB 1414** - Agriculture Policy
- HB 1419** - Health and Mental Health Policy
- HB 1420** - Elementary and Secondary Education
- HB 1424** - Elections and Elected Officials
- HB 1456** - Crime Prevention and Public Safety
- HB 1457** - Workforce Development
- HB 1458** - Higher Education
- HB 1490** - Insurance Policy
- HB 1516** - Insurance Policy
- HB 1578** - Special Committee on Litigation Reform
- HB 1609** - Economic Development
- HB 1611** - Special Committee on Litigation Reform
- HB 1642** - Crime Prevention and Public Safety
- HB 1658** - Insurance Policy
- HB 1663** - Elementary and Secondary Education
- HB 1669** - Elementary and Secondary Education
- HB 1671** - Ways and Means
- HB 1675** - Transportation
- HB 1676** - Transportation
- HB 1684** - Special Committee on Litigation Reform
- HB 1718** - Insurance Policy
- HB 1795** - General Laws
- HB 1796** - Financial Institutions
- HB 1800** - Utilities
- HB 1828** - Agriculture Policy
- HB 1830** - Elementary and Secondary Education
- HB 1831** - Ways and Means
- HB 1841** - Conservation and Natural Resources
- HB 1842** - Elections and Elected Officials
- HB 1857** - Elections and Elected Officials
- HB 1859** - Crime Prevention and Public Safety
- HB 1864** - Special Committee on Litigation Reform
- HB 1865** - General Laws
- HB 1866** - Crime Prevention and Public Safety
- HB 1873** - Conservation and Natural Resources
- HB 1882** - General Laws
- HB 1892** - Crime Prevention and Public Safety
- HB 1895** - Health and Mental Health Policy
- HB 1904** - Professional Registration and Licensing
- HB 1905** - Transportation
- HB 1913** - Ways and Means
- HB 1915** - General Laws
- HB 1928** - Professional Registration and Licensing
- HB 1931** - Financial Institutions
- HB 1943** - Ways and Means

HB 1948 - Utilities
HB 1953 - Health and Mental Health Policy
HB 1972 - Insurance Policy
HB 1991 - Utilities
HB 2000 - Utilities
HB 2026 - Corrections and Public Institutions
HB 2043 - Special Committee on Tourism
HB 2050 - Ways and Means
HB 2051 - Utilities
HB 2052 - Utilities
HB 2053 - Utilities
HB 2054 - Utilities
HB 2055 - Utilities
HB 2056 - Utilities
HB 2057 - Utilities
HB 2058 - Utilities
HB 2062 - Crime Prevention and Public Safety
HB 2063 - Judiciary
HB 2074 - General Laws
HB 2076 - Higher Education
HB 2079 - Judiciary
HB 2088 - Workforce Development
HB 2104 - Special Committee on Homeland Security

COMMITTEE REPORTS

Committee on Elementary and Secondary Education, Chairman Swan reporting:

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1408**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (5): Basye, Dogan, Matthiesen, Roeber and Spencer

Noes (4): Anders, Bangert, Burnett and Morgan

Absent (4): Bahr, Barnes (60), Swan and Wood

Mr. Speaker: Your Committee on Elementary and Secondary Education, to which was referred **HB 1665**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Anders, Bahr, Bangert, Basye, Burnett, Dogan, Matthiesen, Morgan, Roeber and Spencer

Noes (0)

Absent (3): Barnes (60), Swan and Wood

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HJR 59**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1484**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1769**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1880**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Arthur, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (1): Evans

Committee on Health and Mental Health Policy, Chairman Frederick reporting:

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1350**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Health and Mental Health Policy, to which was referred **HB 1617**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Arthur, Frederick, Haefner, Messenger, Morris (140), Pfautsch, Smith (163), Stephens (128), Stevens (46), Walker (74) and Wiemann

Noes (0)

Absent (0)

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1744**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Andrews, Bangert, Chipman, Dohrman, Gannon, Kendrick, Lichtenegger, Razer and Walker (3)

Noes (0)

Absent (3): Cookson, Johnson and Trent

Committee on Veterans, Chairman Davis reporting:

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1369**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1492**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1504**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Mr. Speaker: Your Committee on Veterans, to which was referred **HB 1638**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Barnes (28), Beck, Brattin, Conway (10), Davis, Dohrman, Gray, Kelley (127), Pike, Tate and Wilson

Noes (0)

Absent (2): Lynch and Shumake

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (13): Arthur, Austin, Barnes (60), Berry, Carpenter, Corlew, Engler, Evans, Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (0)

Absent (1): Runions

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Brown (94), Eggleston, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1381**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (9): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (1): Lavender

Absent (4): Brown (94), Eggleston, Rone and Wessels

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1531**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (7): Bondon, Fitzwater, Haahr, Houx, Rhoads, Shull (16) and Shumake

Noes (3): Butler, Curtis and Lavender

Absent (4): Brown (94), Eggleston, Rone and Wessels

COMMITTEE APPOINTMENTS

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to the Special Committee to Improve the Care and Well-being of Young People.

Representative Jim Neely, Chair
Representative Cheri Toalson Reisch, Vice Chair
Representative Kevin Corlew
Representative Don Phillips
Representative Hannah Kelly
Representative Sara Walsh
Representative Nathan Beard
Representative Mike Kelley
Representative Bill Lant
Representative Tim Remole
Representative Martha Stevens
Representative Gina Mitten
Representative Jon Carpenter
Representative Barbara Washington

This Committee will report to the Committee on Rules – Administrative Oversight.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Sarah Unsicker to the Career and Technical Education Advisory Council.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 17, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Jon Carpenter and appoint Representative Greg Razer to serve on the House Committee on Consent and House Procedure. Representative Martha Stevens will serve as the Minority Caucus Ranking Member for this committee.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Greg Razer from the Special Committee on Innovation and Technology and appoint Representative Donna Baringer.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 18, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1798, HB 1868

Executive session will be held: HB 1383, HB 1630

Executive session may be held on any matter referred to the committee.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HR 4928

Executive session will be held: HB 1481, HB 1838, HR 4928

Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1841, HB 1873

Executive session will be held: HB 1607

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1378, HB 1548, HB 1558, HB 1456, HB 1859

Executive session will be held: HB 1355, HB 1600, HB 1649

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1420, HB 1663, HCR 57, HB 1669

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Public hearing will be held: HB 1251, HB 1796, HB 1879

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, January 23, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1608, HB 1846

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, January 22, 2018, 3:00 PM, House Hearing Room 1.

Executive session will be held: HB 1484, HB 1769, HJR 59, HB 1504

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, January 22, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1578

Executive session will be held: HB 1512, HB 1645

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, January 22, 2018, 1:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1357

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),

House Hearing Room 5.

Public hearing will be held: HB 1620

Executive session may be held on any matter referred to the committee.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Corrections and continued overview by the Department of Public Safety, Department of Transportation, Department of Revenue, Lottery, and State Tax Commission, if needed. Public testimony will be taken regarding the appropriations for Department of Corrections, Department of Public Safety, Department of Transportation and Department of Revenue. If you would like to be on the list to testify, please call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON PORTS

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

This committee meeting is being held in order to discuss updates on the Port AIM Zones.

CORRECTED

UTILITIES

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session will be held: HB 1691

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

NINTH DAY, THURSDAY, JANUARY 18, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 69 - Davis

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 75 and HJR 76

HOUSE BILLS FOR SECOND READING

HB 2125 through HB 2178

HOUSE BILLS FOR PERFECTION

HB 1465 - Cookson

HB 1287 - Engler

HB 1531 - DeGroot

HCS HB 1381 - Shull (16)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

NINTH DAY, THURSDAY, JANUARY 18, 2018

The House met pursuant to adjournment.

Representative Bernskoetter in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Page for the Day, to serve without compensation: Alice Catherine Korman.

HOUSE RESOLUTIONS

Representative Pike offered House Resolution No. 4987.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 70, introduced by Representative Franks Jr., relating to youth violence.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2179, introduced by Representative Richardson, relating to prohibiting public entities from contracting with companies discriminating against Israel.

HB 2180, introduced by Representative Kolkmeier, relating to the sale of vehicles, with penalty provisions.

HB 2181, introduced by Representative Phillips, relating to railroad grade crossings.

HB 2182, introduced by Representative Gannon, relating to floodplain management.

HB 2183, introduced by Representative Bondon, relating to streamlining hospital regulations.

HB 2184, introduced by Representative Bondon, relating to the public school retirement system of Kansas City.

HB 2185, introduced by Representative Smith (85), relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 2186, introduced by Representative Toalson Reisch, relating to a sales tax dedicated to public safety.

HB 2187, introduced by Representative Walker (3), relating to the designation of a highway.

HB 2188, introduced by Representative Matthiesen, relating to the show me opportunity scholarship program.

HB 2189, introduced by Representative Spencer, relating to historic preservation, with penalty provisions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the second time:

HCR 69, relating to designating a state funeral.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 75, relating to transportation funding.

HJR 76, relating to searches on Missouri state capitol grounds.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2125, relating to the right to shop act.

HB 2126, relating to transparency in health care pricing.

HB 2127, relating to assistant physicians.

HB 2128, relating to computer science.

HB 2129, relating to public awareness of organ donation.

HB 2130, relating to the Missouri employment first act.

HB 2131, relating to drug court commissioners.

HB 2132, relating to investigations of officer-involved incidents.

HB 2133, relating to libraries.

HB 2134, relating to breakfast served in schools.

HB 2135, relating to the appointment of the director of the department of transportation.

HB 2136, relating to the Missouri freedom to choose health care act.

HB 2137, relating to the creative classroom act.

HB 2138, relating to the establishment of a statewide STEM career awareness program.

HB 2139, relating to immunization requirements for foster children.

HB 2140, relating to public contracts for purchasing supplies.

HB 2141, relating to youth mental health preservation, with penalty provisions.

HB 2142, relating to public elections.

HB 2143, relating to ethics, with penalty provisions.

HB 2144, relating to the attorney general.

HB 2145, relating to the offense of unlawful traffic interference, with penalty provisions.

HB 2146, relating to a tax deduction for student loan forgiveness.

HB 2147, relating to taxation.

HB 2148, relating to motor fuel taxes, with a referendum clause for certain sections and a delayed effective date for certain sections.

HB 2149, relating to taxation, with a referendum clause for certain sections.

HB 2150, relating to the state highways and transportation department fund.

HB 2151, relating to the sale or lease of naming rights for highways and bridges.

HB 2152, relating to license plate and driver's license fees.

HB 2153, relating to funding for infrastructure in disrepair.

HB 2154, relating to the dedication of sales tax revenue.

HB 2155, relating to the transfer of intoxicating liquor.

HB 2156, relating to employment taxes.

HB 2157, relating to the state technology modernization fund.

HB 2158, relating to the operation of motorcycles or motortricycles, with penalty provisions.

HB 2159, relating to transporting a minor across state lines to obtain an abortion, with penalty provisions.

HB 2160, relating to the abolishment of the doctrine of adverse possession.

HB 2161, relating to foreign ownership of agricultural land.

HB 2162, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 2163, relating to investigations of elder abuse.

HB 2164, relating to children exposed to controlled substances.

HB 2165, relating to interest on tax payments.

HB 2166, relating to victims of certain crimes.

HB 2167, relating to firearms and domestic violence, with a penalty provision.

HB 2168, relating to sales taxes.

HB 2169, relating to taxation for the support of school districts.

HB 2170, relating to the use of public funds for lobbying activities, with a penalty provision.

HB 2171, relating to the blind pension fund.

HB 2172, relating to prohibitions against discriminatory policing.

HB 2173, relating to employees' reproductive health care decisions.

HB 2174, relating to the pregnant workers' fairness act.

HB 2175, relating to child abuse reports required to be referred to the juvenile office.

HB 2176, relating to video lottery, with penalty provisions.

HB 2177, relating to collective bargaining representatives, with a referendum clause.

HB 2178, relating to concealed carry endorsements and permits.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 4839 - Transportation

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was referred to the Committee indicated:

HCR 58 - Veterans

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1329 - Pensions
HB 1667 - Judiciary
HB 1896 - Professional Registration and Licensing
HB 1942 - Higher Education
HB 2117 - Professional Registration and Licensing

COMMITTEE REPORTS

Committee on Elections and Elected Officials, Chairman Shumake reporting:

Mr. Speaker: Your Committee on Elections and Elected Officials, to which was referred **HB 1446**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (10): Adams, Alferman, Conway (10), Higdon, Marshall, Newman, Shaul (113), Shumake, Stacy and Toalson Reisch

Noes (0)

Absent (1): Austin

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1286**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (10): Anderson, Arthur, Basye, Cornejo, Cross, Evans, Mathews, Roeber, Schroer and Taylor

Noes (3): Carpenter, McCreery and Merideth (80)

Absent (0)

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1653**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Anderson, Arthur, Basye, Cornejo, Cross, Mathews, Roeber, Schroer and Taylor

Noes (4): Carpenter, Evans, McCreery and Merideth (80)

Absent (0)

Committee on Local Government, Chairman Dogan reporting:

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1291**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Brattin, Dogan, Grier, Houghton, Wessels and Wilson

Noes (1): Burnett

Absent (2): Hannegan and Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1396**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (6): Brattin, Dogan, Grier, Houghton, Wessels and Wilson

Noes (3): Adams, Baringer and Burnett

Absent (2): Hannegan and Muntzel

Mr. Speaker: Your Committee on Local Government, to which was referred **HB 1646**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (8): Adams, Baringer, Brattin, Dogan, Grier, Houghton, Wessels and Wilson

Noes (1): Burnett

Absent (2): Hannegan and Muntzel

SUBCOMMITTEE APPOINTMENTS

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I respectfully appoint Representative Bruce Franks to serve on the House Subcommittee on Corrections Workforce Environment and Conduct.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
Minority Leader
District 26

January 17, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Bob Burns to serve on the House Subcommittee on Ports.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Gail McCann Beatty
Minority Leader
District 26

WITHDRAWAL OF HOUSE BILLS

January 18, 2018

D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I would like to respectfully request that **HB 1974** be withdrawn from consideration by the members of the Missouri House of Representatives.

Thank you in advance for your assistance.

Sincerely,

/s/ Hannah Kelly
141st District Representative

The following members' presence was noted: Adams, Alferman, Anders, Anderson, Andrews, Bahr, Bangert, Baringer, Barnes (28), Barnes (60), Basye, Beard, Beck, Bernskoetter, Berry, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Chipman, Christofanelli, Conway (10), Conway (104), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Dogan, Ellington, Engler, Evans, Fitzpatrick, Fitzwater, Fraker, Francis, Franks Jr, Gannon, Gray, Gregory, Grier, Haahr, Haefner, Harris, Helms, Henderson, Higdon, Houx, Hurst, Kelley (127), Kelly (141), Kendrick, Kidd, Kolkmeier, Korman, Lavender, Lichtenegger, Matthiesen, McDaniel, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morgan, Morris (140), Morse (151), Mosley, Newman, Nichols, Pfautsch, Phillips, Pierson Jr, Pietzman, Pike, Plocher, Quade, Razer, Redmon, Rehder, Reisch, Remole, Rhoads, Richardson, Roberts, Roeber, Ross, Rowland (155), Runions, Ruth, Shaul (113), Shull (16), Shumake, Smith (85), Smith (163), Sommer, Spencer, Stacy, Stevens (46), Swan, Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Washington, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Bernskoetter, the House adjourned until 4:00 p.m., Monday, January 22, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1798, HB 1868

Executive session will be held: HB 1383, HB 1630

Executive session may be held on any matter referred to the committee.

AMENDED

CONSENT AND HOUSE PROCEDURE

Tuesday, January 23, 2018, 8:30 AM, House Hearing Room 4.

Public hearing will be held: HR 4928

Executive session will be held: HB 1481, HB 1838, HR 4928

Executive session may be held on any matter referred to the committee.

Meeting time has been changed from 8:00 to 8:30.

CORRECTED

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1841, HB 1873

Executive session will be held: HB 1607

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1378, HB 1548, HB 1558, HB 1456, HB 1859

Executive session will be held: HB 1355, HB 1600, HB 1649

Executive session may be held on any matter referred to the committee.

ECONOMIC DEVELOPMENT

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 7.

Public hearing will be held: HB 1270, HB 1272, HB 1313, HB 1594

Executive session will be held: HB 1413

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1420, HB 1663, HCR 57, HB 1669

Executive session may be held on any matter referred to the committee.

FINANCIAL INSTITUTIONS

Tuesday, January 23, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1251, HB 1796, HB 1879

Executive session may be held on any matter referred to the committee.

GOVERNMENT EFFICIENCY

Tuesday, January 23, 2018, 12:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1443, HB 1608, HB 1846

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, January 23, 2018, 12:00 PM or upon morning adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1406, HB 1718, HB 1490, HB 1972

Executive session will be held: HB 1685

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, January 23, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1351, HB 1597, HB 1633, HB 1832

Executive session will be held: HB 1250, HB 1650

Executive session may be held on any matter referred to the committee.

Testimony will be limited to 3 minutes.

RULES - ADMINISTRATIVE OVERSIGHT

Monday, January 22, 2018, upon adjournment, House Hearing Room 6.

Executive session will be held: HCS HB 1408, HCS HB 1617, HB 1665, HB 1744

Executive session may be held on any matter referred to the committee.

RULES - LEGISLATIVE OVERSIGHT

Monday, January 22, 2018, 3:00 PM, House Hearing Room 1.

Executive session will be held: HB 1484, HB 1769, HJR 59, HB 1504

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON INNOVATION AND TECHNOLOGY

Wednesday, January 24, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 4.

Public hearing will be held: HB 1358, HB 1872

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Monday, January 22, 2018, 1:00 PM, House Hearing Room 6.

Public hearing will be held: HB 1578

Executive session will be held: HB 1512, HB 1645

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON TAX POLICY FOR WORKING FAMILIES

Monday, January 22, 2018, 1:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1357

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 22, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1620

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 1.

Overview of Department of Elementary and Secondary Education and general discussion of
FY 19 Department of Elementary and Secondary Education budget.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 1.

Overview of Department of Higher Education and general discussion of FY 19 Department
of Higher Education budget.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, January 23, 2018, 2:00 PM, House Hearing Room 7.

Informational overview by the Department of Corrections and continued overview by the
Department of Public Safety, Department of Transportation, Department of Revenue, Lottery,
and State Tax Commission, if needed. Public testimony will be taken regarding the
appropriations for Department of Corrections, Department of Public Safety, Department of
Transportation, and Department of Revenue. If you would like to be on the list to testify, please
call Rep. Conway's office at (573) 751-2250. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON PORTS

Wednesday, January 24, 2018, 8:00 AM, House Hearing Room 5.

This committee meeting is being held in order to discuss updates on the Port AIM Zones.

CORRECTED

TRANSPORTATION

Wednesday, January 24, 2018, 9:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1675, HB 1676, HB 1905

Executive session will be held: HB 1295, HB 1389

Executive session may be held on any matter referred to the committee.

Please note change in time for this meeting only.

UTILITIES

Wednesday, January 24, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1800, HB 1991, HB 1998, HB 2041

Executive session will be held: HB 1691

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 23, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1503, HB 2037, HJR 61, HCR 58

Executive session may be held on any matter referred to the committee.

AMENDED

WAYS AND MEANS

Monday, January 22, 2018, 1:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1288, HB 1377, HB 2050, HB 1460, HB 1429, HB 1858

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

TENTH DAY, MONDAY, JANUARY 22, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 70

HOUSE BILLS FOR SECOND READING

HB 2179 through HB 2189

HOUSE BILLS FOR PERFECTION

HB 1465 - Cookson

HB 1287 - Engler

HB 1531 - DeGroot

HCS HB 1381 - Shull (16)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

THIRD DAY, MONDAY, JANUARY 8, 2018

The House met pursuant to adjournment.

Representative Bernskoetter in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTIONS

Representative Shaul (113) offered House Resolution No. 4878.

Representative Mathews offered House Resolution No. 4880.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 64, introduced by Representative Shaul (113), relating to the Delta Queen steamboat.

HCR 65, introduced by Representative Morgan, relating to abortion.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1954, introduced by Representative Smith (163), relating to real estate licensees.

HB 1955, introduced by Representative McCreery, relating to long-acting reversible contraceptives.

HB 1956, introduced by Representative McCreery, relating to leave from employment, with a referendum clause.

HB 1957, introduced by Representative Butler, relating to gifted children.

HB 1958, introduced by Representative Butler, relating to the office of sheriff of the city of St. Louis.

HB 1959, introduced by Representative Butler, relating to certain investigations by the Missouri state highway patrol.

HB 1960, introduced by Representative Butler, relating to peace officer applicants.

HB 1961, introduced by Representative Butler, relating to civilian review boards.

HB 1962, introduced by Representative Butler, relating to the MO HealthNet program.

HB 1963, introduced by Representative McDaniel, relating to the veterans' home resident monitoring care act, with penalty provisions.

HB 1964, introduced by Representative Eggleston, relating to taxation.

HB 1965, introduced by Representative DeGroot, relating to statutes of limitations.

HB 1966, introduced by Representative Cornejo, relating to records pertaining to foster homes.

HB 1967, introduced by Representative Trent, relating to state employees, with a delayed effective date.

HB 1968, introduced by Representative Grier, relating to the state tartan.

HB 1969, introduced by Representative Neely, relating to maintenance orders.

HB 1970, introduced by Representative Fitzwater, relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial.

HB 1971, introduced by Representative Unsicker, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 1972, introduced by Representative Wiemann, relating to portable electronics insurance.

HB 1973, introduced by Representative Wiemann, relating to the Missouri clean water law.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 61, relating to a call for a convention of the states.

HCR 62, relating to the designation of Sickle Cell Awareness Month.

HCR 63, relating to the designation of DeMolay Day.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the second time:

HJR 72, relating to the conservation sales tax.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1927, relating to a voluntary nonopioid directive form, with penalty provisions.

HB 1928, relating to professional registration.

HB 1929, relating to a public safety sales tax.

HB 1930, relating to regulation of the display of the United States flag.

HB 1931, relating to consumer credit reports.

HB 1932, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1933, relating to unlawful discriminatory housing practices, with penalty provisions.

HB 1934, relating to automatic voter registration.

HB 1935, relating to lifetime parole supervision for certain offenders.

HB 1936, relating to firearms, with penalty provisions.

HB 1937, relating to the open carry of firearms, with penalty provisions.

HB 1938, relating to civil rights for homeless persons.

HB 1939, relating to meals for students.

HB 1940, relating to student journalists.

HB 1941, relating to school board members.

HB 1942, relating to campus protection officers.

HB 1943, relating to taxation of utilities used in food preparation.

HB 1944, relating to background checks for foster families.

HB 1945, relating to the confiscation of animals, with penalty provisions.

HB 1946, relating to out-of-state abortion referrals.

HB 1947, relating to the sale of utilities in fourth class cities.

HB 1948, relating to wireless communications infrastructure.

HB 1949, relating to break time for nursing mothers.

HB 1950, relating to hormonal contraceptives.

HB 1951, relating to insurance coverage for infertility treatments.

HB 1952, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 1953, relating to the bone marrow registry.

REFERRAL OF HOUSE BILLS

The following House Bill was referred to the Committee indicated:

HB 1525 - Special Committee on Government Oversight

COMMITTEE REPORTS

Committee on Crime Prevention and Public Safety, Chairman Phillips reporting:

Mr. Speaker: Your Committee on Crime Prevention and Public Safety, to which was referred **HB 1246**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (9): Baringer, Barnes (60), Dogan, Franks Jr., Hannegan, Hill, McDaniel, Phillips and Rhoads

Noes (0)

Absent (2): Lauer and Newman

Committee on General Laws, Chairman Cornejo reporting:

Mr. Speaker: Your Committee on General Laws, to which was referred **HB 1303**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (12): Anderson, Arthur, Basye, Carpenter, Cornejo, Evans, Mathews, McCreery, Merideth (80), Roeber, Schroer and Taylor

Noes (0)

Absent (1): Cross

Committee on Professional Registration and Licensing, Chairman Ross reporting:

Mr. Speaker: Your Committee on Professional Registration and Licensing, to which was referred **HB 1500**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (9): Carpenter, Franklin, Helms, Kelly (141), Mathews, Neely, Ross, Sommer and White

Noes (0)

Absent (4): Brown (94), McGee, Peters and Smith (85)

Committee on Rules - Administrative Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Committee on Rules - Administrative Oversight, to which was referred **HCS HB 1500**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Arthur, Barnes (60), Berry, Carpenter, Engler, Evans, Mathews, Roeber, Sommer, Unsicker and Wiemann

Noes (1): Runions

Absent (2): Austin and Corlew

Committee on Rules - Legislative Oversight, Chairman Rhoads reporting:

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HCS HB 1246**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (12): Bondon, Butler, Curtis, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (0)

Absent (2): Brown (94) and Eggleston

Mr. Speaker: Your Committee on Rules - Legislative Oversight, to which was referred **HB 1303**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (11): Bondon, Butler, Fitzwater, Haahr, Houx, Lavender, Rhoads, Rone, Shull (16), Shumake and Wessels

Noes (1): Curtis

Absent (2): Brown (94) and Eggleston

WITHDRAWAL OF HOUSE BILLS

January 8, 2018

Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol
Jefferson City, MO 65101

Dear Mr. Crumbliss,

I request to withdraw **HB 1694** from consideration.

Respectfully,

/s/ Representative Sarah Unsicker
District 91

The following members' presence was noted: Adams, Alferman, Anderson, Andrews, Arthur, Bahr, Baringer, Barnes (28), Barnes (60), Basye, Beck, Bernskoetter, Berry, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Carpenter, Chipman, Christofanelli, Conway (10), Conway (104), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Dogan, Dohrman, Eggleston, Ellebracht, Ellington, Engler, Evans, Fitzwater, Francis, Franklin, Franks Jr, Frederick, Gannon, Gray, Grier, Haahr, Haefner, Hannegan, Hansen, Harris, Helms, Henderson, Higdon, Hill, Houx, Hurst, Kelley (127), Kelly (141), Kendrick, Kidd, Kolkmeier, Korman, Lant, Lavender, Lichtenegger, Lynch, Marshall, Mathews, McCann Beatty, McCreery, McDaniel, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morris, Mosley, Muntzel, Neely, Pfautsch, Phillips, Pietzman, Pike, Quade, Razer, Rehder, Reisch, Rhoads, Roberts, Roeber, Rone, Ross, Rowland (155), Runions, Ruth, Schroer, Shaul (113), Shull (16), Shumake, Smith (85), Sommer, Spencer, Stacy, Stephens (128), Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Wessels, White, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Bernskoetter, the House adjourned until 10:00 a.m., Tuesday, January 9, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, January 11, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1410, HB 1747
Executive session may be held on any matter referred to the committee.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 10, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1607
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1232, HB 1233, HB 1234, HB 1446

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1366, HB 1371, HB 1421, HB 1660, HB 1665, HB 1408

Executive session will be held: HB 1366, HB 1371, HB 1421, HB 1660, HB 1665, HB 1408

Executive session may be held on any matter referred to the committee.

The above bills were heard last session and passed out of the committee. Please be prepared for an executive session on all bills.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later),

House Hearing Room 7.

Public hearing will be held: HB 1350, HB 1499, HB 1617

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, January 9, 2018, 12:00 PM or upon morning adjournment (whichever is later),

House Hearing Room 4.

Public hearing will be held: HB 1381, HB 1481, HB 1287, HB 1690

Executive session will be held: HB 1381, HB 1287

Executive session may be held on any matter referred to the committee.

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options of what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

The Committee will hear testimony regarding:

I. University of Missouri Leadership/Governance

II. Head Injury: Missouri State High School Activities Association (MSHSAA)

LOCAL GOVERNMENT

Wednesday, January 10, 2018, 12:00 PM or 15 minutes after conclusion of morning session,

House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Informational Meeting

SPECIAL COMMITTEE ON EMPLOYMENT SECURITY

Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 6.

Public hearing will be held: HB 1409

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON GOVERNMENT OVERSIGHT

Tuesday, January 9, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1370, HB 1605

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1531

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Organizational meeting and public testimony on Department of Elementary & Secondary Education. If you would like to be on the list to testify, please call Rep. Rowland's office at (573) 751-2042. We will also have a sign-in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 10, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public testimony on Department of Elementary & Secondary Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Organizational meeting and testimony from the Department of Social Services regarding Medicaid provider taxes. Public testimony regarding Medicaid provider taxes will also be taken. If you would like to be on the list to testify, please contact Rep. Wood's office at (573) 751-2077. A sign-in sheet will also be available at the hearing.

TRANSPORTATION

Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1295, HB 1572, HB 1566

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1495, HB 1691

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1369, HB 1492, HB 1504, HB 1638

Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1415, HB 1455, HB 1677, HB 1332

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FOURTH DAY, TUESDAY, JANUARY 9, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 64 and HCR 65

HOUSE BILLS FOR SECOND READING

HB 1954 through HB 1973

HOUSE BILLS FOR PERFECTION

HCS HB 1246 - Pike

HB 1303 - Alferman

HCS HB 1500 - Dogan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, JANUARY 9, 2018

The House met pursuant to adjournment.

Speaker Pro Tem Haahr in the Chair.

Prayer by Representative Ken Wilson.

Heavenly Father, the great architect of the Universe; we acknowledge that You are the creator of all things, and the giver of every good and perfect gift, and we are thankful.

Father in these few moments of quiet prayer we seek Your guidance and blessing as we begin our daily work. As we are united in our praying, so may we be united in our desire to work together as a body. Open our eyes that we may discern the things that You are doing in our midst. Open our ears that we may hear what You are saying to us.

We pray that Your wisdom may be with us as we prepare to do our work today. Now may we take due notice and govern ourselves accordingly. We ask these things in the name of Jesus Christ our Lord.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 140

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beard	Beck	Bernskoetter
Berry	Black	Bondon	Brattin	Brown 27
Brown 57	Burnett	Burns	Butler	Carpenter
Chipman	Conway 10	Conway 104	Cookson	Corlew
Cross	Davis	DeGroot	Dogan	Dohrman
Eggleston	Ellebracht	Engler	Evans	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Gray	Green	Gregory
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Hill
Houghton	Houx	Hurst	Johnson	Justus
Kelley 127	Kelly 141	Kendrick	Kidd	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Marshall	Mathews	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGee	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris	Mosley	Muntzel	Neely
Newman	Nichols	Pfausch	Phillips	Pierson Jr

Pike	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Rhoads	Roberts
Roden	Roeber	Rone	Ross	Rowland 155
Runions	Ruth	Schroer	Shaul 113	Shumake
Smith 85	Smith 163	Sommer	Spencer	Stacy
Stephens 128	Stevens 46	Swan	Tate	Taylor
Trent	Unsicker	Vescovo	Walker 3	Walker 74
Walsh	White	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 003

Cornejo	Ellington	Wessels
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ABSENT WITH LEAVE: 013

Austin	Brown 94	Christofanelli	Curtis	Curtman
Kolkmeier	Peters	Pietzman	Plocher	Remole
Rowland 29	Shull 16	Mr. Speaker		

VACANCIES: 007

The Journal of the second day was approved as printed.

The Journal of the third day was approved as printed.

HOUSE RESOLUTIONS

Representative Conway (10) offered House Resolution No. 4891.

Representative Beard offered House Resolution No. 4892.

Representative Franks Jr. offered House Resolution No. 4894.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 66, introduced by Representative Carpenter, relating to the updating of state department forms.

HCR 67, introduced by Representative Kidd, relating to relevant military education procedures to streamline certification and licensing.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1974, introduced by Representative Kelly (141), relating to leave from employment.

HB 1975, introduced by Representative Christofanelli, relating to the permissible conduct of certain businesses.

HB 1976, introduced by Representative Franklin, relating to child abuse.

HB 1977, introduced by Representative Redmon, relating to grants to assist in financing certain utility projects.

HB 1978, introduced by Representative Gray, relating to street light maintenance districts.

HB 1979, introduced by Representative Gray, relating to the creation of subdistricts in certain school districts.

HB 1980, introduced by Representative Gray, relating to the use of credit scores by insurance companies.

HB 1981, introduced by Representative Gray, relating to annual leave for state employees.

HB 1982, introduced by Representative Gray, relating to traffic-related offenses, with penalty provisions.

HB 1983, introduced by Representative Ellebracht, relating to license plates and windshield placards for permanently disabled persons.

HB 1984, introduced by Representative Unsicker, relating to blind pension asset limits.

HB 1985, introduced by Representative Ellington, relating to workers' compensation for firefighters.

HB 1986, introduced by Representative Ellington, relating to improving the ability of inmates to obtain employment upon release from incarceration.

HB 1987, introduced by Representative Ellington, relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 1988, introduced by Representative Ellington, relating to charges imposed by utilities on customers.

HB 1989, introduced by Representative Ellington, relating to marijuana.

HB 1990, introduced by Representative Butler, relating to motor vehicles abandoned by persons under arrest.

HB 1991, introduced by Representative Rhoads, relating to the deployment of wireless facilities infrastructure.

HB 1992, introduced by Representative Kelly (141), relating to the Missouri state board of nursing.

HB 1993, introduced by Representative Spencer, relating to towed vehicles.

HB 1994, introduced by Representative Ellebracht, relating to internet provider practices.

HB 1995, introduced by Representative Roberts, relating to the joint committee on unsolved civil rights cases.

HB 1996, introduced by Representative Roberts, relating to law enforcement training on racial or identity profiling.

HB 1997, introduced by Representative Bondon, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1998, introduced by Representative Bondon, relating to the comprehensive state energy plan.

HB 1999, introduced by Representative Bondon, relating to rate adjustments outside of general rate proceedings for certain public utilities.

HB 2000, introduced by Representative Bondon, relating to the public service commission.

HB 2026, introduced by Representative Wilson, relating to persons confined in jails.

HB 2027, introduced by Representative Wilson, relating to parental search efforts by the children's division.

HB 2028, introduced by Representative Houx, relating to the registering of roofing contractors, with penalty provisions.

HB 2029, introduced by Representative Beck, relating to reciprocal resident bidding.

HB 2030, introduced by Representative Berry, relating to fire protection districts.

HB 2031, introduced by Representative Sommer, relating to service dogs, with penalty provisions.

HB 2032, introduced by Representative Curtman, relating to travel hardships of public school pupils.

HB 2033, introduced by Representative Curtman, relating to elections.

HB 2034, introduced by Representative Curtman, relating to industrial hemp, with penalty provisions.

HB 2035, introduced by Representative Trent, relating to the transportation project fund.

HB 2036, introduced by Representative Trent, relating to charities partnering with government entities.

HB 2037, introduced by Representative Davis, relating to Congressional Medal of Honor license plates.

HB 2038, introduced by Representative Fraker, relating to the salaries of elected county officers.

HB 2039, introduced by Representative Fraker, relating to the Missouri Route 66 centennial commission.

HB 2040, introduced by Representative Kelly (141), relating to child abuse investigations, with penalty provisions.

HB 2041, introduced by Representative Fitzwater, relating to solid waste management.

HB 2042, introduced by Representative Bahr, relating to sexual offenders, with penalty provisions.

HB 2043, introduced by Representative Tate, relating to Law Enforcement Appreciation Day.

HB 2044, introduced by Representative Taylor, relating to the Missouri local government employees' retirement system.

HB 2045, introduced by Representative Nichols, relating to municipal courts.

HB 2046, introduced by Representative Nichols, relating to tax increment financing.

HB 2047, introduced by Representative Nichols, relating to uninsured motorists, with a penalty provision.

HB 2048, introduced by Representative Nichols, relating to the crime or offense of littering, with penalty provisions.

HB 2049, introduced by Representative Nichols, relating to automatic voter registration.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 64, relating to the Delta Queen steamboat.

HCR 65, relating to abortion.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1954, relating to real estate licensees.

HB 1955, relating to long-acting reversible contraceptives.

HB 1956, relating to leave from employment, with a referendum clause.

HB 1957, relating to gifted children.

HB 1958, relating to the office of sheriff of the city of St. Louis.

HB 1959, relating to certain investigations by the Missouri state highway patrol.

HB 1960, relating to peace officer applicants.

HB 1961, relating to civilian review boards.

HB 1962, relating to the MO HealthNet program.

HB 1963, relating to the veterans' home resident monitoring care act, with penalty provisions.

HB 1964, relating to taxation.

HB 1965, relating to statutes of limitations.

HB 1966, relating to records pertaining to foster homes.

HB 1967, relating to state employees, with a delayed effective date.

HB 1968, relating to the state tartan.

HB 1969, relating to maintenance orders.

HB 1970, relating to persons committed to the department of mental health due to the lack of mental fitness to stand trial.

HB 1971, relating to the sale of baby crib bumper pads, with penalty provisions and a delayed effective date.

HB 1972, relating to portable electronics insurance.

HB 1973, relating to the Missouri clean water law.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 50**.

The President Pro Tem has appointed a committee to act with a like committee from the House pursuant to **HCR 50**.

Senators: Crawford, Hummel, Rizzo, Eigel, Rowden, Koenig, Hoskins, Walsh, Onder and Schatz

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 51**.

The President Pro Tem has appointed a committee to act with a like committee from the House pursuant to **HCR 51**.

Senators: Dixon, Onder, Emery, Koenig, Sifton, Riddle, Wieland, Hegeman, Holsman and Nasheed

COMMITTEE APPOINTMENTS

January 9, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint the following representatives to the Joint Committee on Public Assistance:

Representative Kip Kendrick
Representative Sue Meredith

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

WITHDRAWAL OF HOUSE BILLS

January 9, 2018

D. Adam Crumbliss, Chief Clerk of the Missouri House of Representatives
201 W. Capitol Avenue
Room 317A
Jefferson City, Missouri 65101

Dear Chief Clerk Crumbliss,

I request the withdrawal of my **House Bill 1886**. I unfortunately drafted it incorrectly and want to refile a corrected copy forthwith.

Sincerely,

/s/ Kurt M. Bahr
Missouri House of Representatives, District 102

The following members' presence was noted: Christofanelli, Curtis, Curtman, Kolkmeier, Pietzman, Plocher, and Richardson.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Wednesday, January 10, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, January 11, 2018, 8:30 AM, House Hearing Room 3.
Public hearing will be held: HB 1410, HB 1747
Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, January 16, 2018, 5:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1383, HB 1610, HB 1630
Executive session may be held on any matter referred to the committee.
5:00 PM or upon adjournment, whichever is later.

CONSERVATION AND NATURAL RESOURCES

Wednesday, January 10, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1607
Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, January 11, 2018, 8:30 AM, House Hearing Room 1.
Public hearing will be held: HB 1476, HB 1556, HB 1838
Executive session will be held: HB 1838
Executive session may be held on any matter referred to the committee.

ELECTIONS AND ELECTED OFFICIALS

Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1232, HB 1233, HB 1234, HB 1446

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, January 11, 2018, 9:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Public hearing will be held: HB 1350, HB 1499, HB 1617

Executive session may be held on any matter referred to the committee.

HIGHER EDUCATION

Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1267, HB 1465, HB 1520, HB 1744

Executive session will be held: HB 1267, HB 1465, HB 1520, HB 1744

Executive session may be held on any matter referred to the committee.

AMENDED

INTERIM COMMITTEE ON STABILIZING MISSOURI'S HEALTH INSURANCE MARKETS

Wednesday, January 24, 2018, 2:00 PM, House Hearing Room 4.

Executive session may be held on any matter referred to the committee.

Discussion of the options of what the 1332 waiver would look like.

Note that the location may change.

JOINT COMMITTEE ON EDUCATION

Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

The Committee will hear testimony regarding:

I. University of Missouri Leadership/Governance

II. Head Injury: Missouri State High School Activities Association (MSHSAA)

LOCAL GOVERNMENT

Wednesday, January 10, 2018, 12:00 PM or 15 minutes After Conclusion of Morning Session,
House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Informational Meeting - If we conclude Morning Session before 12:00 pm - We will meet
15 minutes after we adjourn.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 10, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public Testimony on Department of Elementary & Secondary Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public testimony regarding the appropriations for the Department of Higher Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS, TRANSPORTATION, AND REVENUE

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting

TRANSPORTATION

Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1295, HB 1572, HB 1566

Executive session may be held on any matter referred to the committee.

UTILITIES

Wednesday, January 10, 2018, 5:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1495, HB 1691

Executive session may be held on any matter referred to the committee.

WORKFORCE DEVELOPMENT

Wednesday, January 10, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1415, HB 1455, HB 1677, HB 1332

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

FIFTH DAY, WEDNESDAY, JANUARY 10, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 66 and HCR 67

HOUSE BILLS FOR SECOND READING

HB 1974 through HB 2000

HB 2026 through HB 2049

HOUSE BILLS FOR PERFECTION

HCS HB 1246 - Pike

HB 1303 - Alferman

HCS HB 1500 - Dogan

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

FIFTH DAY, WEDNESDAY, JANUARY 10, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Thou shalt remember all the way the Lord thy God led thee. (Deuteronomy 8:2)

Eternal God, who did lead our ancestors to these shores that they may bring forth a just and free nation, give Your grace to us their children that we may be ever mindful of Your presence and ever eager to do Your will, without whom people cannot prosper, politicians cannot reason correctly, and citizens cannot live together in peace.

Grant that by the aid of Your spirit true bipartisanship may come to new life in our Capitol, that government, industry, and labor shall faithfully serve our people, and that our citizens in a real spirit of unity shall love Missouri with undying devotion.

Bless our Governor who speaks before us this evening, make him wise with Your wisdom, strong in Your strength, good through Your goodness and may he lead us in the paths of prosperity.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as an Honorary Page for the Day, to serve without compensation: Sydney Welcher.

OATHS OF OFFICE

Representative-elect Barbara Washington advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

Representative-elect Herman Morse advanced to the bar and subscribed to the oath of office, which was administered by the Honorable Todd Richardson, Speaker of the House of Representatives.

The Journal of the fourth day was approved as printed by the following vote:

AYES: 141

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cross	Curtman	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellebracht
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Gray	Green	Grier	Haahr	Hannegan
Hansen	Harris	Helms	Henderson	Higdon
Houghton	Houx	Hurst	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeier	Korman
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Mitten	Moon	Morgan	Morris
Morse	Mosley	Muntzel	Neely	Newman
Nichols	Pfautsch	Phillips	Pierson Jr	Pike
Plocher	Pogue	Quade	Razer	Redmon
Rehder	Reiboldt	Reisch	Rhoads	Roberts
Roeber	Rone	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Sommer	Spencer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Vescovo	Walker 3	Walker 74	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 002

Cornejo	Ellington
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ABSENT WITH LEAVE: 015

Brown 94	Curtis	Gregory	Haefner	Hill
Johnson	Lant	May	Peters	Pietzman
Remole	Roden	Ross	Rowland 29	Smith 85

VACANCIES: 005

ESCORT COMMITTEE

The Speaker appointed the following select committee to act with a like committee from the Senate pursuant to **HCR 50**: Representatives Haefner, Lant, Johnson, Cookson, Conway (104), McGee, Carpenter, Franks Jr., May and Meredith (71).

HOUSE RESOLUTIONS

Representative Barnes (60) offered House Resolution No. 4899.
Representative Lant offered House Resolution No. 4901.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolution was read the first time and copies ordered printed:

HCR 68, introduced by Representative Newman, relating to a condemnation of hate groups.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2050, introduced by Representative Austin, relating to the champion for children tax credit.

HB 2051, introduced by Representative Miller, relating to the public service commission.

HB 2052, introduced by Representative Kidd, relating to the public service commission.

HB 2053, introduced by Representative Berry, relating to the public service commission.

HB 2054, introduced by Representative Francis, relating to the public service commission.

HB 2055, introduced by Representative DeGroot, relating to the public service commission.

HB 2056, introduced by Representative McDaniel, relating to the public service commission.

HB 2057, introduced by Representative Fraker, relating to the public service commission.

HB 2058, introduced by Representative Plocher, relating to the public service commission.

HB 2059, introduced by Representative Ellebracht, relating to sunshine law.

HB 2060, introduced by Representative Chipman, relating to vacancies in elected office.

HB 2061, introduced by Representative Kidd, relating to false emergency responses, with penalty provisions.

HB 2062, introduced by Representative White, relating to mutual aid agreements with Kansas and Oklahoma.

HB 2063, introduced by Representative White, relating to jury duty.

HB 2064, introduced by Representative Walker (74), relating to the Missouri premium security plan.

HB 2065, introduced by Representative Neely, relating to hate offenses, with penalty provisions.

HB 2066, introduced by Representative Roberts, relating to criminal proceedings.

HB 2067, introduced by Representative Cornejo, relating to Missouri whiskey.

HB 2068, introduced by Representative Rehder, relating to the Medicaid per diem reimbursement rate for nursing homes, with an emergency clause.

HB 2069, introduced by Representative Rehder, relating to guardianship appointments.

HB 2070, introduced by Representative Corlew, relating to the base annual compensation of certain police officers.

HB 2071, introduced by Representative Neely, relating to terms of imprisonment, with penalty provisions.

HB 2072, introduced by Representative Neely, relating to terms of imprisonment, with penalty provisions.

HB 2073, introduced by Representative Kelly (141), relating to the treatment of traditional celebrations by school districts.

HB 2074, introduced by Representative Kelly (141), relating to student associations at public institutions of higher learning, with a penalty provision.

HB 2075, introduced by Representative Lauer, relating to professional employer organizations.

HB 2076, introduced by Representative Chipman, relating to health care for students at public institutions of higher education.

HB 2077, introduced by Representative Carpenter, relating to long-term care insurance rates.

HB 2078, introduced by Representative Carpenter, relating to public assistance.

HB 2079, introduced by Representative Houx, relating to coroners.

HB 2080, introduced by Representative Baringer, relating to temporary motor vehicle permits.

HB 2081, introduced by Representative Newman, relating to a ban on the sale of continuous fire weaponry, with penalty provisions.

HB 2082, introduced by Representative Newman, relating to permits to purchase firearms, with penalty provisions.

HB 2083, introduced by Representative Newman, relating to abortion.

HB 2084, introduced by Representative Newman, relating to insurance coverage for contraceptives.

HB 2085, introduced by Representative Newman, relating to insurance coverage for postpartum services.

HB 2086, introduced by Representative Newman, relating to insurance coverage for abortion services.

HB 2087, introduced by Representative Higdon, relating to high-risk driving offenses committed by intermediate driver's license holders, with penalty provisions.

HB 2088, introduced by Representative Frederick, relating to covenants not to compete.

HB 2089, introduced by Representative Gregory, relating to civil actions.

HB 2090, introduced by Representative Gregory, relating to the scope of practice for physical therapists.

HB 2091, introduced by Representative Reiboldt, relating to taxation of motor fuel, with a referendum clause.

HB 2092, introduced by Representative Reiboldt, relating to taxation of motor fuel, with a referendum clause.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 66, relating to the updating of state department forms.

HCR 67, relating to relevant military education procedures to streamline certification and licensing.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1974, relating to leave from employment.

HB 1975, relating to the permissible conduct of certain businesses.

HB 1976, relating to child abuse.

HB 1977, relating to grants to assist in financing certain utility projects.

HB 1978, relating to street light maintenance districts.

HB 1979, relating to the creation of subdistricts in certain school districts.

HB 1980, relating to the use of credit scores by insurance companies.

HB 1981, relating to annual leave for state employees.

HB 1982, relating to traffic-related offenses, with penalty provisions.

HB 1983, relating to license plates and windshield placards for permanently disabled persons.

HB 1984, relating to blind pension asset limits.

HB 1985, relating to workers' compensation for firefighters.

HB 1986, relating to improving the ability of inmates to obtain employment upon release from incarceration.

HB 1987, relating to statute of limitations for certain offenses against a child, with penalty provisions.

HB 1988, relating to charges imposed by utilities on customers.

HB 1989, relating to marijuana.

HB 1990, relating to motor vehicles abandoned by persons under arrest.

HB 1991, relating to the deployment of wireless facilities infrastructure.

HB 1992, relating to the Missouri state board of nursing.

HB 1993, relating to towed vehicles.

HB 1994, relating to internet provider practices.

HB 1995, relating to the joint committee on unsolved civil rights cases.

HB 1996, relating to law enforcement training on racial or identity profiling.

HB 1997, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1998, relating to the comprehensive state energy plan.

HB 1999, relating to rate adjustments outside of general rate proceedings for certain public utilities.

HB 2000, relating to the public service commission.

HB 2026, relating to persons confined in jails.

HB 2027, relating to parental search efforts by the children’s division.

HB 2028, relating to the registering of roofing contractors, with penalty provisions.

HB 2029, relating to reciprocal resident bidding.

HB 2030, relating to fire protection districts.

HB 2031, relating to service dogs, with penalty provisions.

HB 2032, relating to travel hardships of public school pupils.

HB 2033, relating to elections.

HB 2034, relating to industrial hemp, with penalty provisions.

HB 2035, relating to the transportation project fund.

HB 2036, relating to charities partnering with government entities.

HB 2037, relating to Congressional Medal of Honor license plates.

HB 2038, relating to the salaries of elected county officers.

HB 2039, relating to the Missouri Route 66 centennial commission.

HB 2040, relating to child abuse investigations, with penalty provisions.

HB 2041, relating to solid waste management.

HB 2042, relating to sexual offenders, with penalty provisions.

HB 2043, relating to Law Enforcement Appreciation Day.

HB 2044, relating to the Missouri local government employees’ retirement system.

HB 2045, relating to municipal courts.

HB 2046, relating to tax increment financing.

HB 2047, relating to uninsured motorists, with a penalty provision.

HB 2048, relating to the crime or offense of littering, with penalty provisions.

HB 2049, relating to automatic voter registration.

PERFECTION OF HOUSE BILLS

HCS HB 1246, relating to human trafficking hotline posters, was taken up by Representative Pike.

On motion of Representative Pike, the title of **HCS HB 1246** was agreed to.

Representative Barnes (60) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Committee Substitute for House Bill No. 1246, Page 2, Section 595.120, Line 31, by deleting the word "**civic**" and inserting in lieu thereof the following:

"nonprofit fraternal, athletic"; and

Further amend said bill, page and section, Line 40, by inserting immediately after said line the following:

"(11) Abortion facilities as defined in section 188.015;

(12) Family planning clinics;

(13) Maternity homes as defined in section 135.600;

(14) Pregnancy resource centers as defined in section 135.630;"; and

Further amend said bill, page and section by renumbering subsequent subdivisions accordingly; and

Further amend said bill, page and section, Lines 42 through 44, by deleting said lines and inserting in lieu thereof the following:

"(16) Truck stops. For the purposes of this section, "truck stops" shall mean privately owned and operated facilities that provide food, fuel, shower or other sanitary facilities, and lawful overnight parking; and

(17) Roadside rest areas."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

On motion of Representative Barnes (60), **House Amendment No. 1** was adopted.

Speaker Pro Tem Haahr assumed the Chair.

On motion of Representative Pike, **HCS HB 1246, as amended**, was adopted.

On motion of Representative Pike, **HCS HB 1246, as amended**, was ordered perfected and printed.

HB 1303, relating solely to lobbyist expenditures, was taken up by Representative Alferman.

On motion of Representative Alferman, the title of **HB 1303** was agreed to.

Representative Merideth (80) offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1303, Page 10, Section 105.473, Line 58, by deleting all of said line and inserting in lieu thereof the following:

"[(~~e~~)] **(d) The total cost of and an itemized listing of any of the items, services, or opportunities described in paragraphs (f), (h), and (i) of subdivision (3) of section 105.470 provided to any public official of the state, his or her staff or employees, or his or her spouse or dependent children;**

(e) Any expenditure made on behalf of [a public official] an elected local "; and

Further amend said bill and section by renumbering all subsequent paragraphs accordingly; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Merideth (80) moved that **House Amendment No. 1** be adopted.

Which motion was defeated.

Representative McCreery offered **House Amendment No. 2.**

House Amendment No. 2

AMEND House Bill No. 1303, Page 12 , Section 105.473, Line 123, by inserting at the end of said line the following:

"No public official of the state, or his or her staff or employees, or his or her spouse or dependent children shall accept any expenditure from any lobbyist principal or lobbyist or any other person acting on behalf of a lobbyist principal or lobbyist, except for expenditures reported under paragraph (c) of subdivision (2) of subsection 3 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender offered **House Amendment No. 1 to House Amendment No. 2.**

House Amendment No. 1

to

House Amendment No. 2

AMEND House Amendment No. 2 to House Bill No. 1303, Page 1, Line 7, by inserting immediately after the word "section" the following:

"; except that if any public official of the state, or his or her staff or employees, or his or her spouse or dependent children receive or accept any expenditure in error, the public official shall have fifteen days from the date the error is discovered to return the expenditure to the lobbyist without being subject to any penalty"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Lavender moved that **House Amendment No. 1 to House Amendment No. 2** be adopted.

Which motion was defeated.

Representative McCreery moved that **House Amendment No. 2** be adopted.

Which motion was defeated.

Speaker Richardson resumed the Chair.

Representative Adams offered **House Amendment No. 3**.

House Amendment No. 3

AMEND House Bill No. 1303, Page 12, Section 105.473, Line 123, by inserting immediately after all of said section and line the following:

"105.491. 1. The executive director of the commission shall:

(1) Develop and publish forms and printed instructions for use in filing the statements described in section 105.485;

(2) Furnish the necessary forms and instructions to persons required pursuant to the provisions of sections 105.483 to 105.492 to file financial statements by distributing them to any other locations the executive director deems necessary to accomplish the purposes of sections 105.483 to 105.492;

(3) Maintain a filing system for financial statements filed with the executive director's office and preserve such statements for a period of not less than five years;

(4) Make any financial statement filed with the executive director available for public inspection and copying within a reasonable time after filing and permit copying of any financial statement at a reasonable expense to such person; **and**

(5) Employ staff and retain such contract services, including legal services to represent the commission before any state agency or before the courts as the executive director deems necessary within the limits authorized by appropriation by the general assembly.

2. The executive director ~~[and each other filing officer shall keep a public record of all persons inspecting or copying financial statements]~~ **of the commission may make financial interest statements filed with his or her office available on a searchable electronic access system that allows the general public to have open access to the statements.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Representative Corlew raised a point of order that **House Amendment No. 3** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

On motion of Representative Alferman, **HB 1303** was ordered perfected and printed.

ESCORT COMMITTEE CHANGE

The Speaker has removed Representative Haefner and appointed Representative Fraker to the select committee pursuant to **HCR 50**.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that President Pro Tem Richard has appointed Senator Nasheed to replace Senator Walsh on the escort committee pursuant to **HCR 50**.

On motion of Representative Vescovo, the House recessed until 6:45 p.m.

EVENING SESSION

The hour of recess having expired, the House was called to order by Speaker Richardson.

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 131

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brattin	Brown 27	Burnett
Burns	Butler	Carpenter	Chipman	Christofanelli
Conway 10	Conway 104	Corlew	Cornejo	Cross
Curtman	Davis	Dogan	Dohrman	Eggleston
Engler	Evans	Fitzpatrick	Fitzwater	Fraker
Francis	Franks Jr	Frederick	Gannon	Gray
Green	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lynch	Marshall
Mathews	Matthiesen	May	McCann Beatty	McCreery
McDaniel	McGee	Meredith 71	Merideth 80	Messenger
Miller	Moon	Morgan	Morris	Morse
Muntzel	Neely	Nichols	Pfautsch	Phillips
Pierson Jr	Pietzman	Pike	Plocher	Pogue
Quade	Razer	Redmon	Rehder	Reiboldt
Reisch	Rhoads	Roberts	Roden	Roeber
Rone	Rowland 155	Runions	Ruth	Schroer
Shaul 113	Shull 16	Shumake	Smith 163	Spencer
Stacy	Stephens 128	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 001

Ellington

PRESENT: 001

Curtis

ABSENT WITH LEAVE: 025

Arthur	Beard	Brown 57	Brown 94	Cookson
DeGroot	Ellebracht	Franklin	Gregory	Haefner
Hill	Lichtenegger	Love	Mitten	Mosley
Newman	Peters	Remole	Ross	Rowland 29
Smith 85	Sommer	Stevens 46	Swan	Walker 74

VACANCIES: 005

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and Lieutenant Governor Michael Parson, presiding, called the Joint Assembly to order.

The Missouri State Highway Patrol, Troop F Color Guard, presented the Colors, and the Pledge of Allegiance to the flag was recited.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 32

Brown	Cierpiot	Crawford	Cunningham	Curls
Dixon	Eigel	Emery	Hegeman	Holsman
Hoskins	Hummel	Kehoe	Koenig	Libla
Munzlinger	Nasheed	Onder	Richard	Riddle
Rizzo	Romine	Rowden	Sater	Schaaf
Schatz	Schupp	Sifton	Wallingford	Walsh
Wasson	Wieland			

ABSENT: 1

Chappelle-Nadal

The Chief Clerk of the House called the roll, which showed a majority of the Representatives present:

AYES: 133

Adams	Alferman	Anders	Anderson	Andrews
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Bernskoetter	Berry	Black	Bondon
Brattin	Brown 27	Brown 57	Burnett	Burns
Butler	Carpenter	Chipman	Christofanelli	Conway 104
Cookson	Corlew	Cornejo	Cross	Curtman
DeGroot	Dogan	Dohrman	Eggleston	Engler
Evans	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Gregory	Grier	Haahr	Hannegan	Hansen
Harris	Helms	Henderson	Higdon	Houghton
Houx	Hurst	Johnson	Justus	Kelley 127
Kelly 141	Kendrick	Kidd	Kolkmeyer	Korman
Lant	Lauer	Lavender	Lichtenegger	Love
Lynch	Mathews	Matthiesen	May	McCreery
McDaniel	McGee	Meredith 71	Messenger	Miller
Mitten	Moon	Morgan	Morris	Morse
Mosley	Muntzel	Neely	Nichols	Pfautsch
Phillips	Pierson Jr	Pietzman	Pike	Plocher
Pogue	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Rhoads	Roden	Roeber
Rone	Ross	Rowland 155	Runions	Ruth
Schroer	Shaul 113	Shull 16	Shumake	Smith 163
Spencer	Stacy	Stephens 128	Swan	Tate

Taylor	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Walsh	Washington	White	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 001

Curtis

PRESENT: 011

Bahr	Beard	Beck	Conway 10	Davis
Ellington	Marshall	McCann Beatty	Merideth 80	Roberts
Wessels				

ABSENT WITH LEAVE: 013

Arthur	Brown 94	Ellebracht	Gray	Haefner
Hill	Newman	Peters	Remole	Rowland 29
Smith 85	Sommer	Stevens 46		

VACANCIES: 005

The Sergeant-at-Arms announced the approach of the Honorable Eric R. Greitens, Governor of the State of Missouri. The Governor was duly escorted to the House Chamber and the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

**STATE OF THE STATE
ADDRESS BY
GOVERNOR ERIC R. GREITENS**

Thank you, Lieutenant Governor Parson; Speaker Richardson and the members of the Missouri House; President Pro Tem Richard and members of the Missouri Senate; Chief Justice Fischer and judges of the Supreme Court; State officials; Members of the Cabinet; Our First Lady, and my wife, Sheena Greitens.

We have many honored guests here tonight. One who is particularly special to me is my kindergarten teacher, Anne Richardson, who is here.

I was in Mrs. Richardson's kindergarten class at McKelvey Elementary, and it was at McKelvey Elementary that I first heard the story of a boy from the town of Diamond, Missouri.

He was born over a century ago, and he was born a slave. When he was a baby, he and his mother were kidnapped. He never saw his mother again, but by God's grace, he found a loving home, and a new family that raised him as their own.

Now, at the time, no school in town would admit a black student, so his parents taught him how to read and to write. When he was older, they sent him to Neosho, about 10 miles down the road, where there was a school that opened its doors to him. He worked hard, and he did well. So well, in fact, that he was admitted to an agricultural college.

This was a tough time for American farmers. Their land was losing its richness, and no one could figure out a fix. The young man from Diamond invented new ways to grow crops. He traveled the country fixing farms, sometimes one-by-one, helping rural communities grow strong and feed more people. By some reports, he is the man who rescued American agriculture.

When George Washington Carver was born, he was considered, by many, to be property on a plantation. He became an American hero, a friend of presidents, a counselor to everyone from the Secretary of Agriculture to Mahatma Gandhi. His face was on postage stamps, and his name on a Navy submarine. He was, and he remains, one of us: a Missourian. His story is our story.

George Washington Carver passed away 75 years ago this month. As we begin our work in this time and this place, we should celebrate his life. We should remember where he started and how far he went. We Missourians know that the contributions that have counted most have often come from people who were, at one time, counted out.

I was sent here, and I believe that many of you were sent here, not to work for the connected or the comfortable, but for those who have felt counted out and forgotten. They are strong and proud, and while they may not have pull or power or privilege, they do have enormous potential. To those Missourians, I have a simple message: We have been and we will fight for you every single day.

We promised we'd fight for your jobs, and we are. The most important thing we can do for Missouri families is to make it easier for those without jobs to find them and make sure that those who have jobs keep them. Over the past year, we have devoted the energy and attention of our office to putting Missourians back to work.

Here are the results: Today, Missouri has the lowest unemployment rate it's had in 17 years. Since last March, we have outpaced the nation in job growth, and in the past year Missouri moved up nine spots in the rankings of the best states in the country to do business. There are more manufacturing jobs in our state than there were a year ago. We're putting a steel mill in Sedalia, Missouri, and we are competing for more steel mills and other plants around the state.

We are bringing good quality jobs back to Missouri. Now, we haven't fixed in one year what was broken over the course of many decades, and many Missourians still struggle. We have a lot of work left to do, but tonight, we can say: there are more jobs in Missouri than ever before, people are going back to work, and we are moving Missouri in a new and better direction.

Some of the people who need us most, who are counting on us, are the children in the Missouri foster care system, all 13,000 of them. We live in a compassionate state: there are thousands of loving families in Missouri who have opened their homes and their hearts to foster children. In fact, some foster and adoptive families are with us in the balconies this evening. Please join me in recognizing them.

A year ago, if a child in foster care needed a copy of their own birth certificate to apply for a driver's license or to get a job, they had to pay for it out of their own pocket. Today, we can proudly say they can get that birth certificate without having to give the government their money.

A year ago, a child entering our foster system may not have known their rights. This is an issue that many of you have cared about for a long time and worked on for a long time. And I was proud to join with you to sign into law a "Foster Care Bill of Rights."

Last month, Missouri officially joined the National Electronic Interstate Compact Enterprise to make adoption easier across state lines. I want to give a special thank you for her hard work on this issue to the First Lady of the State of Missouri, my wife, Sheena Greitens.

Our team has been working with members of this body on twenty legislative initiatives to help children in need. Some of these initiatives will help reform and improve Missouri's adoption system so we can get children into safe, stable, and loving homes faster. Another would help foster children get access to bank accounts so they can save their money. Together, these twenty legislative initiatives will make a meaningful difference in the lives of the children of the state of Missouri.

As many of you know, before I joined the military I worked with children in some of the world's most difficult places. I worked with children who'd lost their homes. Kids who had lost limbs to landmines. Children who'd lost their parents to violence. That work taught me that the damage done to children too often leads people to look at them as only damaged children. People see their problems and pain, but they miss their courage. They see their scars. They don't see their strength.

Every child in the Missouri foster care system has seen more than their fair share of hardship. We need to see in them their God-given potential, and we need to do everything in our power to help them to fulfill it.

Tonight, I want to ask the members of this body to do something straightforward: Put politics on hold. Set any differences you may have with one another, or with me, to the side. These are children. These are kids. There are 13,000 of them. We must love them and care for them as if they were our own, because, in law and spirit, they are. Tonight, let's join together and pledge to get this work done for the kids who need us most.

One of the most important things we can do for those kids, and for their families, and for families throughout Missouri, is to continue to bring more good jobs back to our state.

For Missouri to prosper, we need to get government off our backs. When we came into office, we looked at the burden of regulations and red tape on our farms, ranches, businesses, homes, neighborhoods, and communities. We had almost 7,000 regulations and 112,000 regulatory requirements on the books, adding up to more than seven million words in total. Here's how bad things got in Missouri: Since 2002, regulatory requirements in our state grew at a faster—yes, a faster—rate than the regulations imposed on us by bureaucrats in Washington, DC.

In Missouri, there was a regulation on the books that forced some small businesses to install and pay for a land line phone, even if they didn't want it and didn't use it. If you haul milk for a living, the government requires you to do a training. Now, it's a training that could be done online, on your own time, but because of outdated regulations, you've got to go to a meeting set up by the government to do it.

Regulations like these that waste money, waste time, are outdated and irrelevant had been building up for too long, like plaque in the arteries of Missouri's economy. These regulations cost Missourians money. They raise the prices of the things we buy. They slow down our mills, our farms, our factories, our shops. And they make government more bloated and more burdensome.

Because of this, we launched the most aggressive, most thorough, most ambitious effort to roll back unnecessary regulations in the United States. By taking a strong, thoughtful, conservative approach to government, we can tell you tonight that we are taking nearly one out of every three regulatory requirements in the state of Missouri—that's 33,000 regulatory requirements—off the books for good.

Missouri has become a leader. In fact, other states have modeled their regulatory reforms on what we are doing to increase liberty and prosperity in the state of Missouri. My team and I will continue to eliminate regulations that are unproductive and unnecessary, and, when we need legislation to roll back regulations, we will work with you.

But there is more we need to do to grow jobs in our state. Some of these we've talked about before: Making sure that we have the right laws on the books to be fair to family businesses, and making strategic investments in education, infrastructure, and workforce development. Yet one of the best investments we can make in Missouri, is also one of the most straightforward: cut taxes and put money back into the pockets of the people of Missouri.

Last year, we faced a choice: we could cut spending or raise taxes. I'm proud to say that we cut spending, and we did not raise taxes on the citizens of Missouri a single nickel.

Early next week, my team and I will lay out a detailed, thoughtful, and thorough plan to cut taxes on the hardest-working families in our state. It is the boldest state tax reform in America. And with your help, we will lower taxes for working families and make it easier for businesses to come to Missouri and create jobs. And we will do it in a way that is fiscally sound, maintains our state's triple-A credit rating, and does not burden our children with debt.

In 2018, I want this body to cut taxes for the people of Missouri, and to cut taxes for businesses that create jobs. Let's get it done.

Today, I'm proud to tell you that we continue to shrink the size of government. In fact, today the government of the state of Missouri is the smallest it's been in two decades. At the same time, we've been improving how government serves our citizens. To do this, we brought in a team of outsiders, with a clear mission: the most effective government at the lowest possible cost.

In the Department of Natural Resources, we discovered a backlog of over 2,000 permit applications that had been submitted by businesses. The backlog was decades old, and in just the last year, the Department sliced it in half. They actually found a permit that a company applied for in 1997. I'm happy to report to you tonight: it's been approved.

Not only that: they got all of this done while cutting the Department's size and spending less money, and even with a smaller and leaner department, they still managed to make sure that Missourians have the safest drinking water they've had in almost 20 years.

This type of change is happening across government. We found four planes that the government didn't need, and we sold them off. That also saved taxpayers almost \$40,000 a year in maintenance, money the government was paying for planes that nobody was using. We found 30 cars the government didn't need, and we're getting rid of them. That's going to save Missourians over \$500,000. Every year, the Governor's office printed thousands of pages of paper for its annual budget. And every year, many of those big books sat on shelves, unopened and collecting dust. So this year, we are putting the budget online and saving \$3,601.50 in printing costs.

We pay attention to dollars, and we pay attention to cents, because we remember: every single dollar this government spends was earned by the hard work of a Missourian, and this is the people's money.

For us to save dollars and serve citizens, we need to reform state workforce laws that are decades old. Today, government can't move people to where they will help the most, can't reward people for good work, and unlike a business, it can't get rid of poor performers who fail our citizens and fail their colleagues. We need your help to build a common sense government.

Speaking of common sense, our task force did a full audit of the Boards and Commissions in Missouri's government. They were in bad shape. For example, the state of Missouri has six Child Abuse and Neglect Review Boards. These Boards do important work to protect children across the state of Missouri. Four of the six them weren't able to hear cases because they didn't have enough members to meet. We fixed this. Now they'll be able to get to work to protect our kids.

To serve citizens well, government needs to do fewer things and do them better. For years, people have complained that Missouri government is chock full of redundant and unnecessary and wasteful Boards and Commissions. So our task force did a careful review—Board by Board, Commission by Commission—and recommended the elimination of hundreds of unnecessary government positions. Senator Riddle has introduced a bill that reflects these recommendations, and I urge this body to pass that bill.

That's how we make government smaller and better. We must also make sure that our public servants serve in the public's interest. We need to slam shut the door between the legislature and lobbyists, and we need to pass term limits for every state-wide office holder.

In my very first action as Governor, I signed an executive order banning gifts from lobbyists to state employees of the executive branch. A bill that would have done the same thing in the legislature passed the House last year. Thank you to Speaker Richardson and the Representatives who voted for it last year and who already took action on it again this year.

Last year, the bill stalled in the Senate. This year, both bodies need to get together and pass a ban on gifts from lobbyists to the legislature. But in the meantime, I have a simple request: I call on every member of the legislature to join me in a pledge not to accept any gift from lobbyists. Let's get this done for the people of Missouri.

We promised the people of Missouri that we would support our law enforcement officers and first responders, and that's what we've done.

There's an officer who, tonight, will step into the cold to keep Missourians safe. The wife of one police officer told our team that, when he leaves for the night, she can't be sure that he's home safe until she hears the Velcro of his body armor being taken off. This is what our law enforcement families experience every day.

Last year, some of our law enforcement officers gave their lives in the line of duty. Others were wounded. Last month, I visited the bedside of Officer Ryan O'Connor after a criminal shot him in the back of the head. The day we

went to visit him, as he was lying in a hospital bed just a few feet away, Officer O'Connor's 17-year-old son, Aiden, told me that, like his grandfather and his father, he too wanted to be a police officer.

Aiden, we want you and young people across the state of Missouri to know that serving your community as a police officer is a proud and noble profession. We're proud of you.

Last year, together with this body, we passed and signed Blue Alert legislation into law to help bring to justice and strengthen the penalties for anyone who attacks or injures a law enforcement officer. This year, we need to pass legislation that protects the health, safety, and well-being of our firefighters, police officers, and other first responders.

Some of these issues we've talked about before. One issue I want to raise tonight is the harassment of police officers. Today, in Missouri, radicals can file liens against a police officer's house. They can do this in secret, and it can affect the credit of our police officers and their families, costing them thousands of dollars. It's harassment, and it needs to stop. On behalf of law enforcement officers throughout our state, I'd ask this body to pass a clean version of legislation that protects them from this type of harassment.

Tonight, I want to let the police officers of this state know: your Governor, your fellow citizens, and the vast majority of your elected representatives, we have your back.

We're also working to build the finest National Guard in the country, and I'm proud to say that we were able to add 800 National Guard jobs this past year. We want Missouri to be the best state in the country for veterans and military families.

We have members of the armed forces who get orders to come to Missouri to serve in places like Whiteman Air Force base and Ft. Leonard Wood. Today, what makes it hard for some of them is that if their spouse is licensed to work in another state, Missouri may not recognize those licenses. That means if your spouse has a career in dentistry in Tennessee and your family is moved to Whiteman Air Force base, they may not be able to work here in Missouri. That needs to change. We need to grant full reciprocity of licenses obtained in other states to military members, veterans, and their spouses.

And there is more. Right now, in the state of Missouri, a small business owner who declares that he or she wants to hire veterans can be sued. That's right: if you say that you prefer to hire veterans, you could face a lawsuit. That's wrong. This legislature needs to pass a bill allowing employers to establish a veterans hiring preference. Most states in our country have done this. It's time for Missouri to do the same.

I had the honor of visiting with the men and women of Missouri's National Guard when they were serving overseas with US Central Command. The men and women from 1st Battalion, 138th Infantry Regiment, are home now, and I wanted all of you who are here today to be able to say to them: Welcome home, and we're proud of you. They're with us tonight, and I'd ask them to stand.

We promised the people of Missouri that we would fight for them. We have, and we will. We promised the people of Missouri we would do different. We have, and we will. We promised the people of Missouri that we would fight for the least among us, the counted out, and the forgotten. We have, and we will.

Tonight, we can look back with pride and look forward with confidence. We have come far in a year, and though we have a long way to go, the state of our state today reflects what the state of our people has always been: Missouri is strong, and she is getting stronger.

Thank you very much. God bless you, and God bless the people of Missouri.

The Joint Session was dissolved by Senator Kehoe.

Speaker Richardson resumed the Chair.

COMMITTEE REPORTS

Committee on Higher Education, Chairman Lichtenegger reporting:

Mr. Speaker: Your Committee on Higher Education, to which was referred **HB 1465**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(b) be referred to the Committee on Rules - Administrative Oversight by the following vote:

Ayes (11): Adams, Bangert, Chipman, Cookson, Dohrman, Gannon, Kendrick, Lichtenegger, Razer, Trent and Walker (3)

Noes (0)

Absent (2): Andrews and Johnson

Committee on Insurance Policy, Chairman Engler reporting:

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1287**, begs leave to report it has examined the same and recommends that it **Do Pass**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris, Muntzel, Pfautsch, Shull (16), Stephens (128), Unsicker and Wiemann

Noes (0)

Absent (0)

Mr. Speaker: Your Committee on Insurance Policy, to which was referred **HB 1381**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Substitute**, and pursuant to Rule 24(25)(c) be referred to the Committee on Rules - Legislative Oversight by the following vote:

Ayes (11): Burns, Ellebracht, Engler, Messenger, Morris, Muntzel, Pfautsch, Shull (16), Stephens (128), Unsicker and Wiemann

Noes (0)

Absent (0)

COMMITTEE APPOINTMENTS

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Jim Hansen as Vice Chair to the Standing Committee on Corrections and Public Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Herman Morse to the Committees on Corrections and Public Institutions and Agriculture Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Nate Tate to the Standing Committee on Insurance Policy.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Barbara Washington to serve on the House Committee on Consent and House Procedure.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

January 10, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, #317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Barbara Washington to serve on the House Committee on Economic Development.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

COMMITTEE CHANGES

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Nate Walker from the Administration and Accounts Committee and appoint him to the Higher Education Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 10, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Craig Redmon from the Committee on Agriculture Policy and appoint him to the Committee on Financial Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMUNICATIONS

January 3, 2018

D. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Mr. Crumbliss:

Pursuant to Section 105.461 RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a licensed Realtor in the state of Missouri.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Representative Hannah Kelly
141st District

January 3, 2018

D. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
201 West Capitol Avenue
Jefferson City, MO 65101

Re: Possible Personal Interest in Legislation

Dear Mr. Crumbliss:

Pursuant to Section 105.461 RSMo, I am hereby filing a written report of a possible personal interest in legislation on which the House of Representatives may vote during the legislative session.

I am a licensed Realtor in the state of Missouri.

In compliance with Section 105.461, please publish this letter in the Journal of the House.

Thank you for your attention to this matter.

Sincerely,

/s/ Representative Dan Houx
54th District

WITHDRAWAL OF HOUSE BILLS

January 10, 2018

D. Adam Crumbliss, Chief Clerk of the Missouri House of Representatives
201 W. Capitol Avenue
Room 317A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss,

I request the withdrawal of **House Bill 2033**.

Sincerely,

/s/ Paul Curtman, District 109

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 11, 2018.

COMMITTEE HEARINGS

BUDGET

Thursday, January 11, 2018, 8:30 AM, House Hearing Room 3.

Public hearing will be held: HB 1410, HB 1747

Executive session may be held on any matter referred to the committee.

CHILDREN AND FAMILIES

Tuesday, January 16, 2018, 5:00 PM or upon adjournment, whichever is later,
House Hearing Room 7.

Public hearing will be held: HB 1383, HB 1610, HB 1630

Executive session may be held on any matter referred to the committee.

CORRECTIONS AND PUBLIC INSTITUTIONS

Thursday, January 11, 2018, 8:30 AM, House Hearing Room 1.

Public hearing will be held: HB 1476, HB 1556, HB 1838

Executive session will be held: HB 1838

Executive session may be held on any matter referred to the committee.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 4.

Public hearing will be held: HB 1355, HB 1411, HB 1600, HB 1649

Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Thursday, January 11, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 7.

Executive session will be held: HB 1371, HB 1421, HB 1660, HB 1665, HB 1408

Executive session may be held on any matter referred to the committee.

FISCAL REVIEW

Thursday, January 11, 2018, 9:30 AM, House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

CANCELLED

RULES - ADMINISTRATIVE OVERSIGHT

Thursday, January 11, 2018, 2:05 PM, House Hearing Room 7.

Executive session will be held: HB 1465

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON HOMELAND SECURITY

Thursday, January 11, 2018, 8:00 AM, House Hearing Room 4.

Public hearing will be held: HB 1364

Executive session may be held on any matter referred to the committee.

Amended to remove HB 1711

AMENDED

**SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION,
NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT**

Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Agriculture, Department of Conservation, Department of Natural Resources, Department of Economic Development, Department of Insurance & Financial Institutions and Department of Labor. Public testimony will be taken regarding the appropriations for the departments listed above. If you would like to be on the list to testify, please contact Rep. Redmon's office at (573) 751-3644. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public testimony regarding the appropriations for the Department of Higher Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 16, 2018, 12:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender and the General Assembly. If you would like to be on the list to testify, please contact Rep. Bahr's office at (573) 751-9768. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Mental Health and Department of Health & Senior Services. Public testimony will be taken regarding the appropriations for Department of Mental Health and Department of Health & Senior Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Social Services. Public testimony will be taken regarding the appropriations for Department of Social Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting and informational overview by the Department of Public Safety,
Department of Transportation, Department of Revenue, Lottery and State Tax Commission.
AMENDED

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Corrections and continued overview by the
Department of Public Safety, Department of Transportation, Department of Revenue, Lottery
and State Tax Commission if needed.

VETERANS

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 5.

Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SIXTH DAY, THURSDAY, JANUARY 11, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 68

HOUSE BILLS FOR SECOND READING

HB 2050 through HB 2092

HOUSE BILLS FOR PERFECTION

HCS HB 1500 - Dogan

HOUSE BILLS FOR THIRD READING

HCS HB 1246 - Pike

HB 1303 - Alferman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick
CCS SCS HCS HB 5 - Fitzpatrick
CCS SCS HCS HB 6 - Fitzpatrick
CCS SCS HCS HB 7 - Fitzpatrick
CCS SCS HCS HB 8 - Fitzpatrick
CCS SCS HCS HB 9 - Fitzpatrick
CCS SCS HCS HB 10 - Fitzpatrick
CCS SCS HCS HB 11 - Fitzpatrick
CCS SCS HCS HB 12 - Fitzpatrick
SCS HCS HB 13 - Fitzpatrick
CCS SCS HCS HB 17 - Fitzpatrick
SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SIXTH DAY, THURSDAY, JANUARY 11, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

I will lift up mine eyes unto the hills from whence cometh my help. (Psalm 121:1)

O Lord, Our God, take our impatient spirits into Your patient hands and breathe into us the power and the peace of Your presence. Lift us above the clamor which is about us and the confusion which is around us and lead us in to the high hills from where our help for the present and our hope for the future comes. O spirit of the living God make Yourself very real to us as we pray.

Unto Your loving care we commit our State. Make us worthy of the sacrifices which established on this soil a free people. Save us from the folly of our own foolishness and by strong character, great integrity, and steadfast faith may our state and its legislature become a real blessing to our country and our citizens.

Finally, grant us favorable weather and safety to all who travel today.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

The Journal of the fifth day was approved as printed by the following vote:

AYES: 136

Adams	Alferman	Anders	Anderson	Andrews
Arthur	Austin	Bahr	Bangert	Baringer
Barnes 60	Barnes 28	Basye	Beard	Beck
Bernskoetter	Berry	Black	Bondon	Brattin
Brown 27	Brown 57	Burnett	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
DeGroot	Dogan	Dohrman	Eggleston	Ellington
Engler	Fitzpatrick	Fraker	Francis	Franklin
Franks Jr	Frederick	Gannon	Green	Gregory
Grier	Haahr	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Johnson	Justus	Kelley 127	Kelly 141
Kendrick	Kidd	Kolkmeier	Korman	Lant
Lauer	Lavender	Lichtenegger	Love	Lynch
Marshall	Mathews	Matthiesen	May	McCann Beatty
McGee	Merideth 80	Messenger	Miller	Moon

Morgan	Morris	Morse	Mosley	Muntzel
Newman	Nichols	Pfautsch	Phillips	Pierson Jr
Pietzman	Pike	Plocher	Pogue	Quade
Razer	Redmon	Reiboldt	Reisch	Rhoads
Roberts	Roden	Roeber	Rone	Ross
Rowland 155	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 163	Spencer	Stacy
Stephens 128	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walker 74	Walsh
Wessels	White	Wiemann	Wilson	Wood
Mr. Speaker				

NOES: 000

PRESENT: 002

Ellebracht	Mitten
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ABSENT WITH LEAVE: 020

Brown 94	Curtis	Curtman	Evans	Fitzwater
Gray	Haefner	Hill	McCreery	McDaniel
Meredith 71	Neely	Peters	Rehder	Remole
Rowland 29	Smith 85	Sommer	Stevens 46	Washington

VACANCIES: 005

HOUSE RESOLUTIONS

Representative Evans offered House Resolution No. 4904.
 Representative Shumake offered House Resolution No. 4907.
 Representative Bernskoetter offered House Resolution No. 4915 and House Resolution No. 4916.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 73, introduced by Representative Messenger, relating to the state road fund.

HJR 74, introduced by Representative Messenger, relating to toll roads.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2093, introduced by Representative Walker (74), relating to a tax credit for contraception costs.

HB 2094, introduced by Representative Burns, relating to street light maintenance districts.

HB 2095, introduced by Representative Razer, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 2096, introduced by Representative Toalson Reisch, relating to the annexation of property within fire protection districts.

HB 2097, introduced by Representative Brattin, relating to solid waste collection.

HB 2098, introduced by Representative Meredith (71), relating to the Missouri children’s services commission.

HB 2099, introduced by Representative Walker (3), relating to the Missouri state board of nursing.

HB 2100, introduced by Representative Razer, relating to discrimination based on sexual orientation or gender identity.

HB 2101, introduced by Representative Beard, relating to guardian ad litem fees.

HB 2102, introduced by Representative Rhoads, relating to property classification.

HB 2103, introduced by Representative Berry, relating to the state technology modernization fund.

HB 2104, introduced by Representative Frederick, relating to the authority to engage in certain investigative practices, with penalty provisions.

HB 2105, introduced by Representative Frederick, relating to opioids.

HB 2106, introduced by Representative Frederick, relating to the patients first Medicaid reform act.

HB 2107, introduced by Representative Cornejo, relating to the registering of roofing contractors, with penalty provisions.

HB 2108, introduced by Representative Trent, relating to claims for bodily injury.

HB 2109, introduced by Representative Trent, relating to the statute of limitations for actions against attorneys for malpractice.

HB 2110, introduced by Representative Rone, relating to rewards by county commissions.

HB 2111, introduced by Representative Rone, relating to county prosecutors.

HB 2112, introduced by Representative Rone, relating to a sales tax dedicated to transportation infrastructure.

HB 2113, introduced by Representative Roden, relating to water supply districts.

HB 2114, introduced by Representative Korman, relating to employment of certain public officials.

HB 2115, introduced by Representative Bernskoetter, relating to the Missouri higher education savings program.

HB 2116, introduced by Representative Ross, relating to boat passengers.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

The following House Concurrent Resolution was read the second time:

HCR 68, relating to a condemnation of hate groups.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 2050, relating to the champion for children tax credit.

HB 2051, relating to the public service commission.

HB 2052, relating to the public service commission.

HB 2053, relating to the public service commission.

HB 2054, relating to the public service commission.

HB 2055, relating to the public service commission.

HB 2056, relating to the public service commission.

HB 2057, relating to the public service commission.

HB 2058, relating to the public service commission.

HB 2059, relating to sunshine law.

HB 2060, relating to vacancies in elected office.

HB 2061, relating to false emergency responses, with penalty provisions.

HB 2062, relating to mutual aid agreements with Kansas and Oklahoma.

HB 2063, relating to jury duty.

HB 2064, relating to the Missouri premium security plan.

HB 2065, relating to hate offenses, with penalty provisions.

HB 2066, relating to criminal proceedings.

HB 2067, relating to Missouri whiskey.

HB 2068, relating to the Medicaid per diem reimbursement rate for nursing homes, with an emergency clause.

HB 2069, relating to guardianship appointments.

HB 2070, relating to the base annual compensation of certain police officers.

HB 2071, relating to terms of imprisonment, with penalty provisions.

HB 2072, relating to terms of imprisonment, with penalty provisions.

HB 2073, relating to the treatment of traditional celebrations by school districts.

HB 2074, relating to student associations at public institutions of higher learning, with a penalty provision.

HB 2075, relating to professional employer organizations.

HB 2076, relating to health care for students at public institutions of higher education.

HB 2077, relating to long-term care insurance rates.

HB 2078, relating to public assistance.

HB 2079, relating to coroners.

HB 2080, relating to temporary motor vehicle permits.

HB 2081, relating to a ban on the sale of continuous fire weaponry, with penalty provisions.

HB 2082, relating to permits to purchase firearms, with penalty provisions.

HB 2083, relating to abortion.

HB 2084, relating to insurance coverage for contraceptives.

HB 2085, relating to insurance coverage for postpartum services.

HB 2086, relating to insurance coverage for abortion services.

HB 2087, relating to high-risk driving offenses committed by intermediate driver's license holders, with penalty provisions.

HB 2088, relating to covenants not to compete.

HB 2089, relating to civil actions.

HB 2090, relating to the scope of practice for physical therapists.

HB 2091, relating to taxation of motor fuel, with a referendum clause.

HB 2092, relating to taxation of motor fuel, with a referendum clause.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were referred to the Committee indicated:

HCR 63 - Special Committee on Tourism

HCR 66 - Government Efficiency

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1275 - Higher Education

HB 1349 - Special Committee on Tourism

HB 1358 - Special Committee on Innovation and Technology

HB 1359 - Corrections and Public Institutions

HB 1361 - Children and Families

HB 1417 - Elementary and Secondary Education

HB 1432 - Special Committee on Innovation and Technology

HB 1461 - General Laws

HB 1464 - Ways and Means

HB 1466 - Economic Development

HB 1503 - Veterans

HB 1510 - General Laws

HB 1512 - Special Committee on Litigation Reform

HB 1521 - Elementary and Secondary Education

HB 1523 - Special Committee on Tourism

HB 1528 - Higher Education

HB 1575 - Utilities

HB 1597 - Judiciary

HB 1598 - Professional Registration and Licensing

HB 1606 - Elementary and Secondary Education

HB 1620 - Special Committee on Urban Issues

HB 1633 - Judiciary

HB 1679 - General Laws

HB 1680 - Higher Education
HB 1707 - Health and Mental Health Policy
HB 1721 - Ways and Means
HB 1798 - Children and Families
HB 1802 - General Laws
HB 1832 - Judiciary
HB 1839 - Agriculture Policy
HB 1843 - Judiciary
HB 1844 - Judiciary
HB 1845 - Judiciary
HB 1846 - Government Efficiency
HB 1848 - Judiciary
HB 1858 - Ways and Means
HB 1861 - Elementary and Secondary Education
HB 1868 - Children and Families
HB 1872 - Special Committee on Innovation and Technology
HB 1879 - Financial Institutions
HB 1880 - General Laws
HB 1885 - Health and Mental Health Policy
HB 1887 - Local Government
HB 1888 - Special Committee on Innovation and Technology
HB 1893 - Local Government
HB 1906 - Insurance Policy
HB 1910 - Crime Prevention and Public Safety
HB 1919 - General Laws
HB 1926 - Economic Development
HB 1930 - Special Committee on Government Oversight
HB 1940 - Elementary and Secondary Education
HB 1946 - Children and Families
HB 1968 - Special Committee on Tourism
HB 1998 - Utilities
HB 2032 - Government Efficiency
HB 2034 - Agriculture Policy
HB 2037 - Veterans
HB 2039 - Special Committee on Tourism
HB 2041 - Utilities

COMMITTEE REPORTS

Committee on Corrections and Public Institutions, Chairman Roden reporting:

Mr. Speaker: Your Committee on Corrections and Public Institutions, to which was referred **HB 1838**, begs leave to report it has examined the same and recommends that it **Do Pass - Consent**, and pursuant to Rule 24(5) be referred to the Committee on Consent and House Procedure by the following vote:

Ayes (9): Conway (104), Franks Jr., Hansen, Henderson, Higdon, Morse, Mosley, Nichols and Roden

Noes (0)

Absent (1): Remole

SUBCOMMITTEE APPOINTMENTS

January 11, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representative
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Corrections Workforce Environment and Conduct.

Representative Jim Hansen, Chair
Representative Tim Remole
Representative Kathie Conway

This Committee will report to the Committee on Corrections and Public Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 11, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representative
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Subcommittee on Ports.

Representative Becky Ruth, Chair
Representative Bart Korman
Representative Nate Tate

This Committee will report to the Committee on Transportation.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

COMMITTEE CHANGES

January 11, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representative
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Gina Mitten from the Special Committee on Government Oversight and appoint Representative Barbara Washington.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

The following members' presence was noted: Curtis, Curtman, Evans, Fitzwater, Gray, McCreery, Meredith (71), Neely, Stevens (46), and Washington.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 4:00 p.m., Tuesday, January 16, 2018.

COMMITTEE HEARINGS

CHILDREN AND FAMILIES

Tuesday, January 16, 2018, 5:00 PM, House Hearing Room 7.
Public hearing will be held: HB 1383, HB 1610, HB 1630
Executive session may be held on any matter referred to the committee.
5:00 PM or upon adjournment, whichever is later.

CRIME PREVENTION AND PUBLIC SAFETY

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 4.
Public hearing will be held: HB 1355, HB 1411, HB 1600, HB 1649
Executive session may be held on any matter referred to the committee.

ELEMENTARY AND SECONDARY EDUCATION

Tuesday, January 16, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session will be held: HB 1371, HB 1421, HB 1660, HB 1665, HB 1408

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Tuesday, January 16, 2018, 5:00 PM or upon adjournment (whichever is later),
House Hearing Room 5.

Public hearing will be held: HB 1286, HB 1484, HB 1653, HB 1769, HB 1880, HJR 59

Executive session will be held: HB 1286, HB 1484, HB 1653, HB 1769, HB 1880, HJR 59

Executive session may be held on any matter referred to the committee.

INSURANCE POLICY

Tuesday, January 16, 2018, 1:30 PM, House Hearing Room 4.

Public hearing will be held: HB 1685

Executive session will be held: HB 1481, HB 1690

Executive session may be held on any matter referred to the committee.

JUDICIARY

Tuesday, January 16, 2018, 5:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1250, HB 1650

Executive session may be held on any matter referred to the committee.

LOCAL GOVERNMENT

Wednesday, January 17, 2018, 12:00 PM or 15 minutes after adjournment (whichever is later),
House Hearing Room 1.

Public hearing will be held: HB 1291, HB 1396, HB 1646

Executive session will be held: HB 1291, HB 1396, HB 1646

Executive session may be held on any matter referred to the committee.

RULES - ADMINISTRATIVE OVERSIGHT

Tuesday, January 16, 2018, Upon adjournment, South Gallery.

Executive session will be held: HB 1465

Executive session may be held on any matter referred to the committee.

SPECIAL COMMITTEE ON LITIGATION REFORM

Tuesday, January 16, 2018, 10:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1512, HB 1645

Executive session will be held: HB 1531

Executive session may be held on any matter referred to the committee.

SUBCOMMITTEE ON APPROPRIATIONS - AGRICULTURE, CONSERVATION, NATURAL RESOURCES, AND ECONOMIC DEVELOPMENT

Wednesday, January 17, 2018, 12:00 PM or upon adjournment (whichever is later),
House Hearing Room 6.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Agriculture, Department of Conservation, Department of Natural Resources, Department of Economic Development, Department of Insurance & Financial Institutions and Department of Labor. Public testimony will be taken regarding the appropriations for the departments listed above. If you would like to be on the list to testify, please contact Rep. Redmon's office at (573) 751-3644. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

We will take public testimony regarding the appropriations for the Department of Higher Education. If you would like to be on the list to testify, please contact Rep. Rowland's office at (573) 751-2042. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public testimony regarding the appropriations for the Department of Higher Education continued if necessary.

SUBCOMMITTEE ON APPROPRIATIONS - GENERAL ADMINISTRATION

Tuesday, January 16, 2018, 12:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

We will take public testimony regarding the appropriations for Public Debt, Office of Administration, Employee Benefits, Leasing, Governor, Lt Governor, Secretary of State, Treasurer, Auditor, Attorney General, Judiciary, Public Defender and the General Assembly. If you would like to be on the list to testify, please contact Rep. Bahr's office at (573) 751-9768. A sign in sheet will also be available at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Mental Health and Department of Health & Senior Services. Public testimony will be taken regarding the appropriations for Department of Mental Health and Department of Health & Senior Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - HEALTH, MENTAL HEALTH, AND SOCIAL SERVICES

Wednesday, January 17, 2018, 2:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Social Services. Public testimony will be taken regarding the appropriations for Department of Social Services. If you would like to be on the list to testify, please call Rep. Wood's office at (573) 751-2077. We will also have a sign in sheet at the hearing.

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Organizational meeting and informational overview by the Department of Public Safety,
Department of Transportation, Department of Revenue, Lottery and State Tax Commission.
AMENDED

**SUBCOMMITTEE ON APPROPRIATIONS - PUBLIC SAFETY, CORRECTIONS,
TRANSPORTATION, AND REVENUE**

Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Informational overview by the Department of Corrections and continued overview by the
Department of Public Safety, Department of Transportation, Department of Revenue, Lottery
and State Tax Commission if needed.

TRANSPORTATION

Wednesday, January 17, 2018, 8:00 AM, House Hearing Room 5.

Public hearing will be held: HB 1389, HB 1444

Executive session will be held: HB 1566, HB 1572, HB 1295

Executive session may be held on any matter referred to the committee.

VETERANS

Tuesday, January 16, 2018, 2:00 PM, House Hearing Room 5.

Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

SEVENTH DAY, TUESDAY, JANUARY 16, 2018

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 73 and HJR 74

HOUSE BILLS FOR SECOND READING

HB 2093 through HB 2116

HOUSE BILLS FOR PERFECTION

HCS HB 1500 - Dogan

HOUSE BILLS FOR THIRD READING

HCS HB 1246 - Pike

HB 1303 - Alferman

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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Journal of the House

NINETY-NINTH GENERAL ASSEMBLY
of the
STATE OF MISSOURI

SECOND REGULAR SESSION

FIRST DAY, WEDNESDAY, JANUARY 3, 2018

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Whosoever heareth these sayings of Mine and doeth them, will be like a wise man who built his house upon a rock.
Matthew 7:24

Eternal God, who are the refuge of the humble and the strength of the faithful, help us to realize more than ever that the only firm foundation upon which Missouri can build safely is a true faith in You and in a sincere devotion to moral and spiritual values.

May the security of our way of life, the survival of our political spirit, and the support of our free institutions find inspiration in the assurance of Your power, Your wisdom, and Your love.

Each day of this new session may we keep ourselves committed to You whose love never falters, whose light never fades, and whose life never fails. Thus may we face this exciting first day with courage and faith knowing You are with us always and all the way as we debate labor laws, taxes, ethics, education, medical issues, and other serious matters that are important to our citizens and our future.

And the House says, "Amen!"

The Missouri State Highway Patrol, Troop F Color Guard, presented the Colors.

The Pledge of Allegiance to the flag was recited.

LETTERS OF RESIGNATION

September 18, 2017

His Excellency Eric Greitens
The Honorable Governor of Missouri
Missouri State Capitol, Room 216
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor:

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 97th District, effective at 11:59 p.m. this day, September 18, 2017. It has been an honor and privilege to serve the people of the district and the citizens of Missouri. I am proud of what I have been able to accomplish on their behalf and equally proud of the opportunity to serve our state.

Respectfully,

/s/ John C. McCaherty
State Representative – District 97
Missouri House of Representatives

September 20, 2017

Eric Greitens
The Honorable Governor of Missouri
Missouri State Capitol, Room 216
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor:

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 144th District, effective at 11:59 p.m. this day, September 20, 2017. It has been an honor and privilege to serve the people of the district and the citizens of Missouri. I am proud of what I have been able to accomplish on their behalf and equally proud of the opportunity to serve our state.

Respectfully,

/s/ Paul Fitzwater
State Representative – District 144

October 20, 2017

His Excellency Eric Greitens
The Honorable Governor of Missouri
Missouri State Capitol, Room 216
201 West Capitol Avenue
Jefferson City, MO 65101

Dear Governor:

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 39th District, effective at 11:59 p.m. this day, October 20, 2017. It has been an honor and privilege to serve the people of the 39th District and the citizens of Missouri. I am forever grateful of the opportunity to serve on their behalf and am proud of what we have been able to accomplish during my time in office.

Respectfully,

/s/ Joe Don McGaugh
State Representative, District 39

January 2, 2018

The Honorable Todd Richardson
Missouri House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101

Dear Speaker Richardson,

Please accept this letter as notification of my resignation from the Missouri House of Representatives effective 11:30 a.m., Monday, January 3, 2018. It has been an honor and a privilege to serve the people of the 30th House District for the past 7 years and I look forward to continuing to represent them and the rest of the 8th District in the Senate. I would also like to thank my House colleagues for allowing me the honor of serving as Majority Floor Leader for the past 2 years. I look forward to continuing to work with the members of the House in my new role in the Senate.

Sincerely,

/s/ Mike Cierpiot
State Representative, District 30

COMMUNICATIONS FROM THE SECRETARY OF STATE

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Honorable D. Adam Crumbliss
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 23rd Legislative District in the State of Missouri, on the 7th day of November, 2017, as provided by law, the following named person was elected to the office of State Representative, 23rd Legislative District as shown by the election results certified to this office by the election authorities of the 23rd Legislative District.

Name	Office
Barbara Anne Washington 3318 College Ave Kansas City, MO 64128	State Representative 23 rd Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 28th day of November, 2017.

/s/ Jay Ashcroft
Secretary of State

TO THE CHIEF CLERK OF THE MISSOURI HOUSE
Honorable D. Adam Crumbliss
Jefferson City, MO

Sir:

I, John R. Ashcroft, Secretary of State of the State of Missouri, hereby certify that at the Special Election held in the 151st Legislative District in the State of Missouri, on the 7th day of November, 2017, as provided by law, the following named person was elected to the office of State Representative, 151st Legislative District as shown by the election results certified to this office by the election authorities of the 151st Legislative District.

Name	Office
Herman Morse 15940 State Highway AF Dexter, MO 63841	State Representative 151 st Legislative District

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this 28th day of November, 2017.

/s/ Jay Ashcroft
Secretary of State

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 045

Alferman	Bangert	Barnes 60	Basye	Bernskoetter
Black	Bondon	Brown 27	Burns	Butler
Curtman	DeGroot	Fraker	Francis	Franklin
Franks Jr	Green	Grier	Hannegan	Hansen
Harris	Houghton	Hurst	Justus	Kelley 127
Kelly 141	Korman	Lant	Lauer	Lichtenegger
Matthiesen	May	McGee	Morris	Neely
Newman	Phillips	Pogue	Reiboldt	Shull 16
Sommer	Spencer	Taylor	Walsh	White

NOES: 001

Curtis

PRESENT: 101

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Baringer	Barnes 28	Beard
Beck	Berry	Brattin	Brown 57	Burnett
Carpenter	Chipman	Christofanelli	Conway 10	Conway 104
Cookson	Corlew	Cornejo	Cross	Davis
Dogan	Dohrman	Eggleston	Ellebracht	Ellington
Evans	Fitzwater	Frederick	Gray	Gregory
Haahr	Haefner	Helms	Henderson	Higdon
Hill	Houx	Johnson	Kendrick	Kidd
Kolkmeier	Lavender	Love	Lynch	Marshall
McCann Beatty	McCreery	McDaniel	Meredith 71	Merideth 80
Messenger	Miller	Mitten	Moon	Morgan
Mosley	Muntzel	Nichols	Pfautsch	Pierson Jr
Pietzman	Pike	Plocher	Quade	Razer
Redmon	Reisch	Rhoads	Roberts	Roden
Roeber	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shumake	Smith 85
Smith 163	Stacy	Stephens 128	Stevens 46	Swan

Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Wessels	Wiemann	Wilson	Wood
Mr. Speaker				

ABSENT WITH LEAVE: 009

Brown 94	Engler	Fitzpatrick	Gannon	Mathews
Peters	Rehder	Remole	Rone	

VACANCIES: 007

ADDRESS BY SPEAKER TODD RICHARDSON

Good afternoon and welcome back.

It is always special for me to be able to share these moments with the people most important to me – my family - my mother Kathy, who has always been and always will be my biggest fan, and my father Mark, whose service in this chamber inspired me with an unwavering sense that good people in public office make a difference. They are here today and I ask that you make them feel welcome.

My son Sawyer and daughter Briley are here today. They are still the reason I do this, and I ask that you help me welcome them today.

Most importantly – my wife Amber. I could not ask for a better friend, or partner. Every step of this journey we’ve done together and for that I’m incredibly grateful.

It’s hard to believe that six years have gone by since I sat in this chamber as a first-term legislator and listened to Speaker Steve Tilley give his final opening day address. It’s a moment I will never forget because he did something with his comments that is pretty rare in this building.

That day he turned his focus away from the policy and the politics, and instead placed it firmly on what really matters – the people. Not just the people we’re here to represent, but also each of us as individuals, and the relationships and friendships we form as we serve together.

I think about his words today in relation to the incredible bonds I have forged with the folks from my legislative class, which now finds itself in its final months of service in this chamber.

We came in together seven years ago from all parts of the state and all walks of life. They talk about people from humble origins being able to accomplish great things, and I think that description fits our class of legislators perfectly.

Whether it’s a retired educator from Ripley County; a pest control expert from rural Cole; a former Marine Corps Sergeant from Franklin County; or a dental hygienist from Cape Girardeau - as a class we brought together everyday people from all over the state, many of whom shared little in common, but a strong desire to make Missouri a better place.

And it’s important to understand these friendships extend beyond party lines as well. I look at the Minority Floor Leader, the Lady from Jackson, who is also part of the group I began my career with, and whose strength and resolve I have admired since the day I met her. We may have many issues where we disagree, but at the end of the day we will still be friends who are united in our service to the people of Missouri.

And that’s how we find ourselves here together; farmers, teachers, and business owners; attorneys, doctors, and officers of the law; Republicans and Democrats - just regular Missourians with the desire to make a difference, and the belief that we can be an effective voice for the diverse population of Missouri we were elected to represent.

It is a blessing to be able to stand in this chamber today among friends.

I look at all of you, and particularly the amazing group I started my legislative career with, and I realize that we have forged relationships that will last a lifetime.

I know your families, and you know mine. We have spent countless hours not only working together, but also serving as sources of comfort and support when life's challenges have threatened to overwhelm us. It's this comfort and support we share now with the Lady from St. Louis County who unfortunately cannot be with us today.

This job demands long hours away from our family and our friends, and that inevitably leads us to form our own sense of community and family right here in the Capitol. These are bonds that will persist long after the policy discussions have ended, and the partisan bickering has ceased. These are the relationships that will have meaning and substance as we move into the next chapters of our lives.

For that, I thank each and every one of you - for your friendship, and for the service you are providing to our great state.

Let me be clear about this: I am proud to serve in a chamber filled with individuals who are here for the right reasons and here to work hard for their constituents and their state. We all came here with a goal to leave this building a better place than we found it. And clearly that same idea applies to our state and the things we do to improve it.

I'm proud of the fact we have a group of citizen legislators who have taken that duty seriously, and who have given their time and energy to tackle the issues that mean so much to Missouri families and businesses.

We've seen the Lady from Camden and others devote their careers to protecting the lives of the innocent unborn. We've given our support to the Gentleman from Audrain as he has fought relentlessly to promote and support agriculture and our family farmers. And most of the time, we've all listened a little more intently as the Gentlemen from urban Cole and the Gentlemen from St. Francois have challenged our conventional thinking on the issues of great importance we've considered.

Now these are just a few examples of those of you who have worked so hard for so long to make a difference. And the thing I take the greatest pride in is that, during my seven years here, we have helped take some truly monumental steps forward for our state.

Together we've given Missouri families their first income tax cut in nearly a century. We've made it clear our state is open for business by passing Right-to-Work; by making our legal environment fairer for both employees and employers; and by taking steps to eliminate red tape that would otherwise stifle growth and innovation.

We've fought for the core values that are important to Missouri families by giving their children better opportunities to have the kind of educational experience that will prepare them for success; we've done it by promoting pro-life policies that protect the lives of the innocent unborn and the health of the mother; and we've done it by defending and strengthening the gun ownership rights of law-abiding Missourians.

We've also worked together to create higher ethical standards to raise the level of accountability and trust in our own workplace. We've worked to strengthen the integrity of our democratic process by ensuring that our elections are fair and accurate. And we've said unequivocally, in our state, the brave men and women who keep us safe will have our support.

These are things we have done together - substantive changes that allow us to leave our state in a better place than where we found it.

And while we have certainly had our disagreements along the way, we have continued to find common ground, and to have the kind of civil discourse that the people expect and deserve from a citizen legislature.

As I prepare to leave this place behind, it's a point of pride for me that we have observed and honored the decorum that is expected within this chamber. Yes, things can get heated at times, but we have continued to respect one another, and to find ways to work together even when we have fundamental disagreements on the best path to achieve our goal of creating a better Missouri.

In a day where we too often see how divisive and contentious politics can be at the federal level, I think it's noteworthy that we have repeatedly found ways to come together in spite of our differences.

I'm equally proud of the work we have done together to improve the culture here within this building. I know we have a group of remarkable legislators, and even better people. You are men and women who care about one another, and respect each and every employee and intern in this building.

Despite this, the people of our state had lost their trust in us, and many of us felt a disconnect between the honorable service of our colleagues and the public perception of our work. But we worked together and, I believe, have made permanent improvements in the way this chamber operates and the way in which it is perceived. For that, I am extremely proud.

It will be an ongoing effort though to maintain the kind of environment the people who work in, and visit, this building deserve. The same can be said for the work we do with the legislation we support and pass. We've done great things together in the years I have served here, and I think it's fair to say we will leave this chamber and this state in better shape than where we found them.

But our work isn't finished, and it won't be finished at the end of this session. Our goal has always been, and always should be, to make our great state even greater.

That is why it is critical for those of us in our final session, and for those who will pick up the torch when we are gone, to make it our focus in everything we do to leave this state a better place than we found it.

We have work to do so that not only those of us at the end of our time of service in this body, but all of us can look back and remember that in the 2018 session - we once again raised the standard of integrity for ourselves by continuing to pass impactful ethics reform, and increasing the level of trust and accountability between the citizens and their citizen legislators.

We want to be able to look back at 2018 as the session in which we once again stood up for Missourians' economic opportunities; where we once again stood up for the working families across this state, so that they and future generations can look forward to a more prosperous Missouri.

We have work to do so that we can remember this session as one which led to greater freedom for young Missourians seeking the education that will serve them best; that we make this state a place where everyone has the opportunity to build a great life for themselves no matter where they were born or what their parents did for a living.

Too many people in our state must now fight through unfair and cumbersome regulations to offer a simple service such as braiding hair to provide for themselves and their families. We will be able to recall the work we did this session to break down barriers for those Missourians who would bring innovation and economic opportunity to our state.

And finally, we will be able to look back on this 2018 legislative session as the year we restored these dark and dusty corners of the American dream to their original glory; that each of us has the right and the opportunity to live life to the fullest, to enjoy true liberty, to pursue happiness and prosperity; and that nowhere will that be more true than in our great home state of Missouri.

This is the work we have ahead of us. In the months to come we will no doubt have many debates on these issues. We will at times be in fierce disagreement with each other. This is the democratic process that each of us serves.

We who are called to faithfully represent and defend those who send us here will, by the nature of the diversity of thought in our state, have to work through opposition. But while we may see different paths to prosperity, may we remember that none of us work against the others, but through our debate and discussion, we are working together to provide solutions for the people of Missouri we are called to represent.

Now let us join together in service and good faith for the people of Missouri, so that each distinguished member of this House can one day look back during his or her final session and say that this chamber, this government, and our great state are better off than ever before.

Pursuant to Section 9.141, RSMo, the Bill of Rights was read by Marilyn Seaton, Senior Legislative Specialist, Office of the Assistant Chief Clerk.

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 4828**, which was read.

HOUSE RESOLUTION NO. 4828

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, informs the Senate that the House of Representatives is duly convened and is now in session ready for consideration of business.

On motion of Representative Vescovo, **HR 4828** was adopted.

Representative Vescovo offered **HR 4829**, which was read.

HOUSE RESOLUTION NO. 4829

BE IT RESOLVED, that a message be sent to the Governor of the State of Missouri to inform His Excellency that the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri is now regularly organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HR 4829** was adopted.

Representative Smith (85) offered House Resolution No. 4834 and House Resolution No. 4835.
Representative Bahr offered House Resolution No. 4838.
Representative Cornejo offered House Resolution No. 4839.
Representative Corlew offered House Resolution No. 4840 and House Resolution No. 4841.

HOUSE CONCURRENT RESOLUTIONS

Representative Vescovo offered **HCR 50**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 50

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 7:00 p.m., Wednesday, January 10, 2018, to receive a message from His Excellency, the Honorable Eric R. Greitens, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the Ninety-ninth General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HCR 50** was adopted.

Representative Vescovo offered **HCR 51**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 51

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 11:00 a.m., Wednesday, January 24, 2018, to receive a message from the Honorable Zel M. Fischer, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED, that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Chief Justice of the Supreme Court of the State of Missouri and inform His Honor that the House of Representatives and the Senate of the Ninety-ninth General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Honor may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HCR 51** was adopted.

WITHDRAWAL OF HOUSE JOINT RESOLUTIONS

December 6, 2017

D. Adam Crumbliss, Chief Clerk
Missouri State Capitol, Room 317A
Jefferson City, MO 65101

Dear Chief Clerk,

I would like to withdraw **HJR 56**. We needed to make substantial changes to the bill and feel it would be better to withdraw HJR 56, and file a new version.

I appreciate your consideration on this matter.

Sincerely,

/s/ Rep. Lindell F. Shumake
5th District

WITHDRAWAL OF HOUSE BILLS

December 4, 2017

Speaker Todd Richardson
State Capitol, Room 308
Jefferson City, MO 65101

Mr. Speaker,

I am respectfully requesting to withdraw **HB 1437**. Thank you for your attention to this matter.

Best regards,

/s/ Representative Jean Evans

December 18, 2017

Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Adam:

I recently filed **HB 1634** “authorizing the conveyance of certain state property,” but respectfully ask that this bill be withdrawn.

Thanking you in advance for your assistance in this matter.

Best Regards,

/s/ State Representative Mike Bernskoetter

January 2, 2018

D. Adam Crumbliss
Chief Clerk, Missouri House of Representatives
201 West Capitol Avenue
Office 317A
Jefferson City, MO 65101

Mr. Chief Clerk,

I respectfully request to withdraw **HB 1564**. Thank you for your time and consideration.

Sincerely,

/s/ Representative Charlie Davis
Proudly Serving the 162nd District

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 52, introduced by Representative Roberts, relating to the designation of Missouri No Smoking/No Tobacco Day.

HCR 53, introduced by Representative Dohrman, relating to the Ghost Army from WWII.

HCR 54, introduced by Representative Smith (85), relating to chemical testing in St. Louis.

HCR 55, introduced by Representative Basye, relating to term limits for members of Congress.

HCR 56, introduced by Representative Morgan, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 57, introduced by Representative Burnett, relating to the designation of Missouri School Counseling Week.

HCR 58, introduced by Representative Spencer, relating to JROTC courses.

HCR 59, introduced by Representative May, relating to Minority Organ Donor Awareness Month.

HCR 60, introduced by Representative Morris, relating to Falun Gong.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the first time and copies ordered printed:

HJR 47, introduced by Representative Stacy, relating to the selection of judges.

HJR 48, introduced by Representative Stacy, relating to ballot initiatives.

HJR 49, introduced by Representative Stacy, relating to impeachment trials.

HJR 50, introduced by Representative Plocher, relating to term limits for members of the general assembly.

HJR 51, introduced by Representative Plocher, relating to term limits for state officials.

HJR 52, introduced by Representative Lichtenegger, relating to terms for members of the general assembly.

HJR 53, introduced by Representative Moon, relating to affirming life.

HJR 54, introduced by Representative Hill, relating to tax collection.

HJR 55, introduced by Representative Shumake, relating to distribution of state benefits for education.

HJR 57, introduced by Representative Carpenter, relating to property taxation.

HJR 58, introduced by Representative Brattin, relating to property exempt from taxation.

HJR 59, introduced by Representative Brown (57), relating to bingo.

HJR 60, introduced by Representative Cross, relating to taxation of personal property.

HJR 61, introduced by Representative Shumake, relating to a bond issuance for the veterans home bond fund.

HJR 62, introduced by Representative Sommer, relating to public employment for members of the general assembly.

HJR 63, introduced by Representative Gregory, relating to property tax exemptions for veterans.

HJR 64, introduced by Representative Merideth (80), relating to bail bonds.

HJR 65, introduced by Representative Ellington, relating to local voter approval of tax modifications.

HJR 66, introduced by Representative Dohrman, relating to terms of office of members of the state board of education.

HJR 67, introduced by Representative Merideth (80), relating to redistricting of state legislative and congressional districts, with penalty provisions.

HJR 68, introduced by Representative Swan, relating to governor appointments.

HJR 69, introduced by Representative Sommer, relating to tax collection.

HJR 70, introduced by Representative Houghton, relating to the conservation commission.

HJR 71, introduced by Representative Houghton, relating to the reauthorization of a sales tax dedicated to conservation purposes.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1232, introduced by Representative Stacy, relating to elections.

HB 1233, introduced by Representative Stacy, relating to elections.

HB 1234, introduced by Representative Stacy, relating to transportation development district elections.

HB 1235, introduced by Representative Stacy, relating to designation of state property in honor of individuals.

HB 1236, introduced by Representative Stacy, relating to tax increment financing districts.

HB 1237, introduced by Representative Stacy, relating to the low-income housing tax credit.

HB 1238, introduced by Representative Stacy, relating to tax credits.

HB 1239, introduced by Representative Stacy, relating to the historic structures rehabilitation tax credit.

HB 1240, introduced by Representative Stacy, relating to access to long-acting reversible contraceptives.

HB 1241, introduced by Representative Lavender, relating to the management of state revenues, with penalty provisions and an emergency clause for certain sections.

HB 1242, introduced by Representative Brown (27), relating to firearms, with penalty provisions.

HB 1243, introduced by Representative Bangert, relating to workers' compensation.

HB 1244, introduced by Representative Bangert, relating to driver's license examinations.

HB 1245, introduced by Representative Bangert, relating to a course on career readiness for ninth grade students.

HB 1246, introduced by Representative Pike, relating to human trafficking hotline posters, with penalty provisions.

HB 1247, introduced by Representative Pike, relating to diabetes awareness month.

HB 1248, introduced by Representative Pike, relating to powdered alcohol.

HB 1249, introduced by Representative Plocher, relating to certain violations in municipal court.

HB 1250, introduced by Representative Plocher, relating to fiduciary access to digital assets.

HB 1251, introduced by Representative Plocher, relating to foreclosure proceeds.

HB 1252, introduced by Representative Plocher, relating to low-dose mammography screening.

HB 1253, introduced by Representative Schroer, relating to the joint committee on substance abuse prevention and treatment.

HB 1254, introduced by Representative Schroer, relating to the offense of drug trafficking, with penalty provisions.

HB 1255, introduced by Representative Schroer, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 1256, introduced by Representative Schroer, relating to electronic firearm tracking technology, with a penalty provision.

HB 1257, introduced by Representative Schroer, relating to hiring preference for veterans.

HB 1258, introduced by Representative Schroer, relating to a health care service incentive program.

HB 1259, introduced by Representative Schroer, relating to unlawful traffic interference, with penalty provisions.

HB 1260, introduced by Representative Schroer, relating to tanning facilities, with penalty provisions.

HB 1261, introduced by Representative Schroer, relating to professional registration.

HB 1262, introduced by Representative Schroer, relating to abandoned property.

HB 1263, introduced by Representative Schroer, relating to first aid trauma kits.

HB 1264, introduced by Representative Schroer, relating to evidence on the use of safety belts.

HB 1265, introduced by Representative Schroer, relating to declarations of candidacy.

HB 1266, introduced by Representative Lichtenegger, relating to the pain capable unborn child protection act.

HB 1267, introduced by Representative Lichtenegger, relating to virtual education.

HB 1268, introduced by Representative Lichtenegger, relating to dental faculty permits.

HB 1269, introduced by Representative Lichtenegger, relating to regulations by a county, with a penalty provision.

HB 1270, introduced by Representative Lant, relating to prevailing wages on public works.

HB 1271, introduced by Representative Lant, relating to wages for work done on behalf of a school.

HB 1272, introduced by Representative Lant, relating to prevailing wages for public works contracts.

HB 1273, introduced by Representative Kendrick, relating to the powers and duties of the Missouri higher education loan authority.

HB 1274, introduced by Representative Kendrick, relating to student loans.

HB 1275, introduced by Representative Kendrick, relating to the establishment of a work-study program.

HB 1276, introduced by Representative Kendrick, relating to the Missouri Rx plan.

HB 1277, introduced by Representative Beck, relating to labor organizations.

HB 1278, introduced by Representative Beck, relating to tax credits for grocery stores.

HB 1279, introduced by Representative Beck, relating to the safekeeping of personal information.

HB 1280, introduced by Representative Beck, relating to tax increment financing projects.

HB 1281, introduced by Representative Beck, relating to firearms, with penalty provisions.

HB 1282, introduced by Representative Beck, relating to public contracts.

HB 1283, introduced by Representative Conway (10), relating to absentee voting, with penalty provisions.

HB 1284, introduced by Representative Conway (10), relating to election costs.

HB 1285, introduced by Representative Conway (10), relating to the nomination of independent candidates.

HB 1286, introduced by Representative Engler, relating to natural resources.

HB 1287, introduced by Representative Engler, relating to insurance markets for commercial insurance.

HB 1288, introduced by Representative Engler, relating to tax credits for contributions to pregnancy centers.

HB 1289, introduced by Representative Engler, relating to ballot initiatives and referendums.

HB 1290, introduced by Representative Henderson, relating to the display of the POW/MIA flag.

HB 1291, introduced by Representative Henderson, relating to the county special road tax.

HB 1292, introduced by Representative Henderson, relating text messaging while in a school zone, with penalty provisions.

HB 1293, introduced by Representative Toalson Reisch, relating to the prevailing wage on public works.

HB 1294, introduced by Representative Toalson Reisch, relating to the protection of parental rights.

HB 1295, introduced by Representative Davis, relating to a connected vehicle technology testing program for trucks, with penalty provisions.

HB 1296, introduced by Representative Kelley (127), relating to victim impact programs for driving while intoxicated offenders.

HB 1297, introduced by Representative Brown (94), relating to the use of hand-held electronic wireless communications devices while driving.

HB 1298, introduced by Representative Brown (94), relating to text messaging while operating motor vehicles.

HB 1299, introduced by Representative Conway (104), relating to the division of alcohol and tobacco control fund.

HB 1300, introduced by Representative Conway (104), relating to boat title and registration fees.

HB 1301, introduced by Representative Conway (104), relating to governmental compensation funds, with penalty provisions.

HB 1302, introduced by Representative Higdon, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1303, introduced by Representative Alferman, relating solely to lobbyist expenditures, with penalty provisions.

HB 1304, introduced by Representative Ellebracht, relating to dissolution of candidate committees, with penalty provisions.

HB 1305, introduced by Representative Ellebracht, relating to lobbyist expenditures, with penalty provisions.

HB 1306, introduced by Representative Ellebracht, relating to sexual offender restrictions, with a penalty provision.

HB 1307, introduced by Representative Ellebracht, relating to fines for traffic violations, with penalty provisions.

HB 1308, introduced by Representative Ellebracht, relating to special prosecutors.

HB 1309, introduced by Representative Ellebracht, relating to the offense of failure to identify, with penalty provisions.

HB 1310, introduced by Representative Quade, relating to guidelines for opioid prescriptions.

HB 1311, introduced by Representative Quade, relating to the hand-up program.

HB 1312, introduced by Representative Quade, relating to contraceptives.

HB 1313, introduced by Representative White, relating to the prevailing wage on low-income housing.

HB 1314, introduced by Representative White, relating to unlawful discriminatory practices.

HB 1315, introduced by Representative Baringer, relating to the use of sunscreen by students.

HB 1316, introduced by Representative Mitten, relating to consent for voluntary searches.

HB 1317, introduced by Representative Mitten, relating to unlawful discriminatory practices, with penalty provisions.

HB 1318, introduced by Representative Roberts, relating to the accelerated rehabilitative disposition program for certain defendants.

HB 1319, introduced by Representative Roberts, relating to the Missouri death with dignity act, with penalty provisions.

HB 1320, introduced by Representative Roberts, relating to the MO HealthNet program.

HB 1321, introduced by Representative Roberts, relating to the Missouri youth challenge academy.

HB 1322, introduced by Representative Roberts, relating to the establishment of the Intervention and Compliance Unit Pilot Program.

HB 1323, introduced by Representative Roberts, relating to ticket quotas by peace officers.

HB 1324, introduced by Representative Roberts, relating to the law library surcharge.

HB 1325, introduced by Representative Roberts, relating to crime victims' compensation fund claims.

HB 1326, introduced by Representative Roberts, relating to a tax deduction for firearm training.

HB 1327, introduced by Representative Roberts, relating to disposition of unclaimed seized property, with an emergency clause.

HB 1328, introduced by Representative Remole, relating to juvenile officers.

HB 1329, introduced by Representative Remole, relating to retirement benefits for employees of soil and water districts.

HB 1330, introduced by Representative Pietzman, relating to maintaining Missouri state parks.

HB 1331, introduced by Representative Pietzman, relating to the rights of victims.

HB 1332, introduced by Representative Pietzman, relating to the minority business development commission.

HB 1333, introduced by Representative Pietzman, relating to abortion, with penalty provisions and a contingent effective date.

HB 1334, introduced by Representative Walker (74), relating to the state children's health insurance program.

HB 1335, introduced by Representative Peters, relating to bail reform, with penalty provisions.

HB 1336, introduced by Representative Peters, relating to boarding of prisoners.

HB 1337, introduced by Representative Newman, relating to pay equity.

HB 1338, introduced by Representative Newman, relating to the compassionate assistance for rape emergencies (CARE) act, with penalty provisions.

HB 1339, introduced by Representative Newman, relating to making a threat to the security of a public building or public school, with penalty provisions.

HB 1340, introduced by Representative Newman, relating to extreme risk protection orders, with penalty provisions.

HB 1341, introduced by Representative Newman, relating to the sale and transfer of firearms, with penalty provisions.

HB 1342, introduced by Representative Newman, relating to the sale of ammunition to minors, with penalty provisions.

HB 1343, introduced by Representative Newman, relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 1344, introduced by Representative Hill, relating to private probation services for misdemeanor offenses.

HB 1345, introduced by Representative Stacy, relating to closed primary elections.

HB 1346, introduced by Representative Stacy, relating to ranked choice or instant runoff voting, with a delayed effective date.

HB 1347, introduced by Representative Shumake, relating to the attorney general.

HB 1348, introduced by Representative Black, relating to career and technical student organizations.

HB 1349, introduced by Representative Black, relating to Missouri sliced bread day.

HB 1350, introduced by Representative Smith (163), relating to background check requirements for certain in-home service providers, with a penalty provision.

HB 1351, introduced by Representative Beard, relating to filing a responsive pleading in certain family law proceedings.

HB 1352, introduced by Representative Beard, relating to the Missouri child protection registry, with penalty provisions and a delayed effective date.

HB 1353, introduced by Representative Beard, relating to guardianship of minors.

HB 1354, introduced by Representative Remole, relating to retirement benefits for employees of soil and water districts.

HB 1355, introduced by Representative Phillips, relating to retired peace officers.

HB 1356, introduced by Representative Phillips, relating to charges for the service of court orders.

HB 1357, introduced by Representative Kelley (127), relating to an earned income tax credit, with a contingent effective date.

HB 1358, introduced by Representative Davis, relating to password protections.

HB 1359, introduced by Representative Hannegan, relating to duties of the board of probation and parole.

HB 1360, introduced by Representative Hannegan, relating to discrimination based on sexual orientation or gender identity.

HB 1361, introduced by Representative Kidd, relating to life-sustaining treatment policies of health care facilities.

HB 1362, introduced by Representative Kidd, relating to a tax credit for senior citizen property owners.

HB 1363, introduced by Representative Kidd, relating to suicide prevention in schools.

HB 1364, introduced by Representative Kidd, relating to transportation and delivery of petroleum products.

HB 1365, introduced by Representative Gannon, relating to elementary and secondary education.

HB 1366, introduced by Representative Basye, relating to transportation of school children.

HB 1367, introduced by Representative Basye, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners.

HB 1368, introduced by Representative Basye, relating to the Missouri returning heroes education act.

HB 1369, introduced by Representative Sommer, relating to service dogs.

HB 1370, introduced by Representative Sommer, relating to financial accountability of public schools.

HB 1371, introduced by Representative Sommer, relating to gifted education.

HB 1372, introduced by Representative Moon, relating to the right to life.

HB 1373, introduced by Representative Ruth, relating to appointment of a teacher representative to the state board of education.

HB 1374, introduced by Representative Ruth, relating to the waterways trust fund, with an expiration date for certain sections.

HB 1375, introduced by Representative Ruth, relating to post traumatic stress awareness day in Missouri.

HB 1376, introduced by Representative Walsh, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1377, introduced by Representative Walsh, relating to the champion for children tax credit.

HB 1378, introduced by Representative Trent, relating to the Amber Alert System.

HB 1379, introduced by Representative Stacy, relating to elections.

HB 1380, introduced by Representative Stacy, relating to elections.

HB 1381, introduced by Representative Shull (16), relating to financial accreditation standards for insurance companies, with a delayed effective date and a penalty provision.

HB 1382, introduced by Representative Miller, relating to the concealed carry of firearms within places of worship, with penalty provisions.

HB 1383, introduced by Representative Miller, relating to abortion.

HB 1384, introduced by Representative Miller, relating to sales of authentic American Indian arts or crafts, with a penalty provision.

HB 1385, introduced by Representative Spencer, relating to high school diplomas.

HB 1386, introduced by Representative Spencer, relating to transportation regulations.

HB 1387, introduced by Representative Spencer, relating to school funding.

HB 1388, introduced by Representative Gregory, relating to certain sports contests.

HB 1389, introduced by Representative Fitzpatrick, relating to autocycles.

HB 1390, introduced by Representative Fitzpatrick, relating to fantasy sports contests, with penalty provisions.

HB 1391, introduced by Representative Gregory, relating to jury trial to contest the creation of a trust.

HB 1392, introduced by Representative Gregory, relating to jointly-owned accounts.

HB 1393, introduced by Representative Gregory, relating to accident reports.

HB 1394, introduced by Representative Carpenter, relating to climate change.

HB 1395, introduced by Representative Carpenter, relating to the regulation of employment practices by political subdivisions.

HB 1396, introduced by Representative Shaul (113), relating to the use of bags to package purchased goods.

HB 1397, introduced by Representative Shaul (113), relating to employee scheduling.

HB 1398, introduced by Representative DeGroot, relating to dogs.

HB 1399, introduced by Representative DeGroot, relating to the termination of parental rights of a convicted rapist.

HB 1400, introduced by Representative DeGroot, relating to the practice of shampooing.

HB 1401, introduced by Representative DeGroot, relating to habitability of rental property.

HB 1402, introduced by Representative DeGroot, relating to arbitration agreements.

HB 1403, introduced by Representative DeGroot, relating to municipal courts.

HB 1404, introduced by Representative DeGroot, relating to courthouse security.

HB 1405, introduced by Representative DeGroot, relating to financial interests of minors.

HB 1406, introduced by Representative DeGroot, relating to insurance.

HB 1407, introduced by Representative DeGroot, relating to the collateral source rule.

HB 1408, introduced by Representative Spencer, relating to the Missouri course access program, with a delayed effective date.

HB 1409, introduced by Representative Fitzpatrick, relating to employment security.

HB 1410, introduced by Representative Fitzpatrick, relating to reimbursement allowance taxes.

HB 1411, introduced by Representative Rhoads, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1412, introduced by Representative Taylor, relating to statewide assessments.

HB 1413, introduced by Representative Taylor, relating to labor organizations.

HB 1414, introduced by Representative Taylor, relating to the slaughter of feral hogs.

HB 1415, introduced by Representative Lauer, relating to professional development for teachers.

HB 1416, introduced by Representative Davis, relating to income tax refund claims.

HB 1417, introduced by Representative Kelley (127), relating to reading intervention in schools.

HB 1418, introduced by Representative Burnett, relating to animal abuse, with penalty provisions.

HB 1419, introduced by Representative Haefner, relating to suicide prevention training for health care professionals.

HB 1420, introduced by Representative Pfautsch, relating to the early learning quality assurance report.

HB 1421, introduced by Representative Pfautsch, relating to gifted education.

HB 1422, introduced by Representative Pfautsch, relating to unclaimed property, with penalty provisions.

HB 1423, introduced by Representative Roeber, relating to ethics, with penalty provisions.

HB 1424, introduced by Representative Roeber, relating to school boards, with a delayed effective date.

HB 1425, introduced by Representative Davis, relating to cottage food production operations.

HB 1426, introduced by Representative Kelley (127), relating to the operation of a motorcycle, with penalty provisions.

HB 1427, introduced by Representative Love, relating to historic preservation, with penalty provisions.

HB 1428, introduced by Representative Muntzel, relating to vacancies in county elected offices.

HB 1429, introduced by Representative Muntzel, relating to a tax credit for homeless shelter contributions.

HB 1430, introduced by Representative Barnes (28), relating to child care facilities.

HB 1431, introduced by Representative Barnes (28), relating to emergency service districts.

HB 1432, introduced by Representative Berry, relating to the state of information technology in Missouri.

HB 1433, introduced by Representative Berry, relating to repealing the death penalty, with penalty provisions.

HB 1434, introduced by Representative Berry, relating to marriage, with penalty provisions.

HB 1435, introduced by Representative Sommer, relating to gifted children.

HB 1436, introduced by Representative Love, relating to the prevailing wage on public works.

HB 1438, introduced by Representative Evans, relating to a tax credit for amateur sporting events.

HB 1439, introduced by Representative Evans, relating to offenses to the family, with penalty provisions.

HB 1440, introduced by Representative Evans, relating to hemp extract.

HB 1441, introduced by Representative Baringer, relating to hemp extract.

HB 1442, introduced by Representative Alferman, relating to commissioner offices.

HB 1443, introduced by Representative Eggleston, relating to temporary assistance for needy families benefits, with penalty provisions.

HB 1444, introduced by Representative Eggleston, relating to repeal of the state safety inspection program, with penalty provisions and an effective date.

HB 1445, introduced by Representative Eggleston, relating to expenditures of public funds, with a contingent effective date.

HB 1446, introduced by Representative Eggleston, relating to elections.

HB 1447, introduced by Representative Eggleston, relating to the highways and transportation commission.

HB 1448, introduced by Representative May, relating to marijuana, with penalty provisions and a referendum clause.

HB 1449, introduced by Representative May, relating to unpaid leave for employees to attend academic activities of their children.

HB 1450, introduced by Representative May, relating to funding for Missouri land grant institutions.

HB 1451, introduced by Representative May, relating to electroconvulsive therapy, with penalty provisions.

HB 1452, introduced by Representative May, relating to officer-involved incidents.

HB 1453, introduced by Representative May, relating to transitional school districts.

HB 1454, introduced by Representative May, relating to the state fruit tree.

HB 1455, introduced by Representative Lauer, relating to career options for students.

HB 1456, introduced by Representative Lauer, relating to emergency communication services, with penalty provisions.

HB 1457, introduced by Representative Lauer, relating to computer programming education.

HB 1458, introduced by Representative Lauer, relating to instructor evaluations at public institutions of higher education.

HB 1459, introduced by Representative Love, relating to outdoor advertising.

HB 1460, introduced by Representative Evans, relating to a tax deduction for certain Olympic athletes.

HB 1461, introduced by Representative Anderson, relating to the address confidentiality program.

HB 1462, introduced by Representative Davis, relating to preference to disabled veterans in state and political subdivision contracts.

HB 1463, introduced by Representative Kelley (127), relating to family law proceedings.

HB 1464, introduced by Representative Berry, relating to property taxation of telephone companies.

HB 1465, introduced by Representative Cookson, relating to higher education.

HB 1466, introduced by Representative Berry, relating to data storage centers.

HB 1467, introduced by Representative Stevens (46), relating to the distribution of hypodermic needles.

HB 1468, introduced by Representative Stevens (46), relating to public assistance benefits for pregnant women.

HB 1469, introduced by Representative Davis, relating to Missouri military code.

HB 1470, introduced by Representative Kelley (127), relating to birth certificates.

HB 1471, introduced by Representative Sommer, relating to motor vehicle certificates of registration.

HB 1472, introduced by Representative Mitten, relating to the safe disposal of unused pharmaceuticals.

HB 1473, introduced by Representative Mitten, relating to continuing education requirements for prescribing controlled substances.

HB 1474, introduced by Representative Brattin, relating to public institutions of higher education.

HB 1475, introduced by Representative Brattin, relating to municipal ordinance violations, with a penalty provision.

HB 1476, introduced by Representative Brattin, relating to inmate charges for medical treatment at correctional facilities.

HB 1477, introduced by Representative Brattin, relating to the state budget.

HB 1478, introduced by Representative Brattin, relating to illegal immigration, with a delayed effective date.

HB 1479, introduced by Representative Brattin, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1480, introduced by Representative Love, relating to county health ordinances.

HB 1481, introduced by Representative Wiemann, relating to certain exemptions for insurance holding companies.

HB 1482, introduced by Representative Davis, relating to property assessments.

HB 1483, introduced by Representative Kelley (127), relating to the sex offender registry.

HB 1484, introduced by Representative Brown (57), relating to bingo, with a contingent effective date.

HB 1485, introduced by Representative Brown (57), relating to taxes on transient guests to fund the promotion of tourism.

HB 1486, introduced by Representative Kelly (141), relating to the supplemental nutrition assistance program.

HB 1487, introduced by Representative Trent, relating to court reporters.

HB 1488, introduced by Representative Trent, relating to the closure of certain records.

HB 1489, introduced by Representative Matthiesen, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1490, introduced by Representative Matthiesen, relating to the Missouri long-term care partnership program act.

HB 1491, introduced by Representative Kelley (127), relating to the termination of parental rights.

HB 1492, introduced by Representative Lynch, relating to the show-me heroes program.

HB 1493, introduced by Representative Wood, relating to salaries of school employees.

HB 1494, introduced by Representative Dogan, relating to the sheriff of the city of St. Louis.

HB 1495, introduced by Representative Dogan, relating to the rights of utility customers.

HB 1496, introduced by Representative Dogan, relating to banning certain lobbyist gifts, with penalty provisions.

HB 1497, introduced by Representative Dogan, relating to law enforcement agency policies regarding officer-involved deaths.

HB 1498, introduced by Representative Dogan, relating to contraceptives.

HB 1499, introduced by Representative Dogan, relating to long-acting reversible contraceptives.

HB 1500, introduced by Representative Dogan, relating to the board of cosmetology and barber examiners.

HB 1501, introduced by Representative Dogan, relating to asset forfeiture.

HB 1502, introduced by Representative Kelly (141), relating to advanced practice registered nurses.

HB 1503, introduced by Representative Dohrman, relating to small business loans for veterans.

HB 1504, introduced by Representative Reiboldt, relating to zoning around National Guard training centers.

HB 1505, introduced by Representative Davis, relating to housing priority for veterans.

HB 1506, introduced by Representative Kelley (127), relating to alternative instruction plans for inclement weather.

HB 1507, introduced by Representative Cross, relating to representation in tax assessments matters.

HB 1508, introduced by Representative Cross, relating to landlords.

HB 1509, introduced by Representative Cross, relating to tenant evictions.

HB 1510, introduced by Representative Cross, relating to inspections of private residences.

HB 1511, introduced by Representative Berry, relating to sales taxes for electricity sellers.

HB 1512, introduced by Representative Corlew, relating to arbitration agreements between employers and at-will employees.

HB 1513, introduced by Representative Corlew, relating to property assessments.

HB 1514, introduced by Representative Corlew, relating to campaign finance, with penalty provisions.

HB 1515, introduced by Representative McCann Beatty, relating to freedom to disclose information about public employers.

HB 1516, introduced by Representative Wiemann, relating to chiropractic services.

HB 1517, introduced by Representative McCann Beatty, relating to the state legal expense fund.

HB 1518, introduced by Representative Eggleston, relating to rates charged by health care providers.

HB 1519, introduced by Representative Reiboldt, relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 1520, introduced by Representative Cookson, relating to teacher salaries.

HB 1521, introduced by Representative Cookson, relating to statewide athletic organizations.

HB 1522, introduced by Representative Davis, relating to municipal court costs.

HB 1523, introduced by Representative Kelley (127), relating to clubfoot awareness day.

HB 1524, introduced by Representative Neely, relating to pharmaceutical manufacturers.

HB 1525, introduced by Representative Pfautsch, relating to unclaimed property, with a penalty provision.

HB 1526, introduced by Representative Walker (74), relating to minor children suspected of prostitution, with penalty provisions.

HB 1527, introduced by Representative Walker (74), relating to the MO HealthNet buy-in for workers with disabilities program.

HB 1528, introduced by Representative Dohrman, relating to the Missouri higher education civics achievement examination.

HB 1529, introduced by Representative Davis, relating to an income tax deduction for volunteer firefighters.

HB 1530, introduced by Representative Kelley (127), relating to battered spouse syndrome.

HB 1531, introduced by Representative DeGroot, relating to interpleading in civil proceedings.

HB 1532, introduced by Representative Butler, relating to the science, technology, engineering and mathematics fund.

HB 1533, introduced by Representative Butler, relating to the economic education partnership act.

HB 1534, introduced by Representative Butler, relating to the Missouri parent/teacher involvement act.

HB 1535, introduced by Representative Butler, relating to tax credits for contributions to public school foundations.

HB 1536, introduced by Representative Butler, relating to peace officer continuing education requirements.

HB 1537, introduced by Representative Butler, relating to the quality policing act.

HB 1538, introduced by Representative Butler, relating to public nuisance, with penalty provisions.

HB 1539, introduced by Representative Morris, relating to uninsured motorists, with a penalty provision.

HB 1540, introduced by Representative Morris, relating to insurance claims filed by a pharmacy.

HB 1541, introduced by Representative Morris, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1542, introduced by Representative Morris, relating to pharmacy benefits managers.

HB 1543, introduced by Representative Ellington, relating to the designation of Malcolm X observation day in Missouri.

HB 1544, introduced by Representative Ellington, relating to the designation of El-Hajj Malik El-Shabazz observation day in Missouri.

HB 1545, introduced by Representative Ellington, relating to the Malcolm X day commission.

HB 1546, introduced by Representative Ellington, relating to the labeling of genetically modified food products.

HB 1547, introduced by Representative Davis, relating to unsecured loans of seven hundred fifty dollars or less.

HB 1548, introduced by Representative Alferman, relating to tampering with a judicial officer, with a penalty provision.

HB 1549, introduced by Representative Alferman, relating to a tax allowance for agricultural producers.

HB 1550, introduced by Representative Newman, relating to elections, with a delayed effective date for a certain section and penalty provisions.

HB 1551, introduced by Representative Newman, relating to human sexuality education.

HB 1552, introduced by Representative Neely, relating to professional licensure applications.

HB 1553, introduced by Representative Neely, relating to guardianship proceedings.

HB 1554, introduced by Representative Neely, relating to the use of investigational drugs, with penalty provisions.

HB 1555, introduced by Representative Neely, relating to nursing facility inspections.

HB 1556, introduced by Representative Neely, relating to the work for restitution program.

HB 1557, introduced by Representative Neely, relating to the termination of child support obligations.

HB 1558, introduced by Representative Neely, relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

HB 1559, introduced by Representative Neely, relating to the sexual offender registry.

HB 1560, introduced by Representative Morris, relating to immunizations for children.

HB 1561, introduced by Representative Andrews, relating to prevailing wages on public works.

HB 1562, introduced by Representative Andrews, relating to prevailing wages for the construction of public works.

HB 1563, introduced by Representative Newman, relating to firearm sales.

HB 1565, introduced by Representative Christofanelli, relating to statewide ballot measure voting requirements, with a contingent effective date.

HB 1566, introduced by Representative Christofanelli, relating to motor vehicle registration.

HB 1567, introduced by Representative Christofanelli, relating to elections.

HB 1568, introduced by Representative Christofanelli, relating to tax increment financing districts.

HB 1569, introduced by Representative Christofanelli, relating to school absences.

HB 1570, introduced by Representative Shaul (113), relating to the small business regulatory fairness board.

HB 1571, introduced by Representative Davis, relating to limited liability companies.

HB 1572, introduced by Representative Rowland (155), relating to driver's licenses for persons who are deaf or hard of hearing.

HB 1573, introduced by Representative Rowland (155), relating to the school calendar, with a delayed effective date for a certain section.

HB 1574, introduced by Representative Rowland (155), relating to advanced practice registered nurses in collaborative practice arrangements.

HB 1575, introduced by Representative Berry, relating to public utilities.

HB 1576, introduced by Representative Wiemann, relating to administrative procedures.

HB 1577, introduced by Representative Wiemann, relating to public labor organizations, with penalty provisions.

HB 1578, introduced by Representative Kolkmeyer, relating to civil procedure in tort claims.

HB 1579, introduced by Representative Franks Jr., relating to good time credit.

HB 1580, introduced by Representative Franks Jr., relating to charter schools.

HB 1581, introduced by Representative Franks Jr., relating to criminal nonsupport.

HB 1582, introduced by Representative Franks Jr., relating to transitional school districts.

HB 1583, introduced by Representative Franks Jr., relating to peace officer disciplinary actions.

HB 1584, introduced by Representative Franks Jr., relating to automatic voter registration.

HB 1585, introduced by Representative Franks Jr., relating to youth violence prevention day.

HB 1586, introduced by Representative Franks Jr., relating to protesters' rights.

HB 1587, introduced by Representative Helms, relating to professional registration.

HB 1588, introduced by Representative Helms, relating to direct primary care services for MO HealthNet participants.

HB 1589, introduced by Representative Helms, relating to birthing centers.

HB 1590, introduced by Representative Smith (163), relating to the statute of limitations for certain offenses, with penalty provisions.

HB 1591, introduced by Representative Wood, relating to watercraft operation, with penalty provisions.

HB 1592, introduced by Representative Franks Jr., relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 1593, introduced by Representative Davis, relating to secondary education.

HB 1594, introduced by Representative Davis, relating to prevailing wages for the construction of public works.

HB 1595, introduced by Representative Higdon, relating to sewer corporations.

HB 1596, introduced by Representative Higdon, relating to prison terms.

HB 1597, introduced by Representative Fraker, relating to the disposition of human remains.

HB 1598, introduced by Representative Fraker, relating to preneed contracts.

HB 1599, introduced by Representative Fraker, relating to local use taxes.

HB 1600, introduced by Representative Higdon, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers.

HB 1601, introduced by Representative Merideth (80), relating to the management of state revenues.

HB 1602, introduced by Representative Merideth (80), relating to MO HealthNet services, with a referendum clause.

HB 1603, introduced by Representative Merideth (80), relating to the MO HealthNet program.

HB 1604, introduced by Representative Merideth (80), relating to a tax credit for rural health care professionals.

HB 1605, introduced by Representative Bernskoetter, relating to the Missouri state capitol commission.

HB 1606, introduced by Representative Gannon, relating to elementary and secondary education.

HB 1607, introduced by Representative Korman, relating to lead-acid batteries.

HB 1608, introduced by Representative Kelly (141), relating to the committee on legislative research.

HB 1609, introduced by Representative Engler, relating to land clearance projects.

HB 1610, introduced by Representative Franklin, relating to child abuse reports.

HB 1611, introduced by Representative Trent, relating to statutes of limitations.

HB 1612, introduced by Representative Kelley (127), relating to guardianship.

HB 1613, introduced by Representative Kelley (127), relating to driver's licenses.

HB 1614, introduced by Representative Reiboldt, relating to the regulation of agricultural inputs.

HB 1615, introduced by Representative Reiboldt, relating to the offense of animal or livestock trespass, with penalty provisions.

HB 1616, introduced by Representative Walker (74), relating to the show-me healthy babies program.

HB 1617, introduced by Representative Barnes (60), relating to telehealth.

HB 1618, introduced by Representative Barnes (60), relating to a controlled substance take back program, with an emergency clause for a certain section.

HB 1619, introduced by Representative Rehder, relating to the narcotics control act, with penalty provisions.

HB 1620, introduced by Representative Rehder, relating to distributors of hypodermic needles.

HB 1621, introduced by Representative Rehder, relating to public contracts.

HB 1622, introduced by Representative Reiboldt, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1623, introduced by Representative Fitzwater (49), relating to elementary and secondary education.

HB 1624, introduced by Representative Mitten, relating to MO HealthNet services.

HB 1625, introduced by Representative Morris, relating to the Missouri senior farmers' market nutrition program.

HB 1626, introduced by Representative Morris, relating to the Tricia Leann Tharp act.

HB 1627, introduced by Representative Evans, relating to the protection of certain pregnant women while in custody.

HB 1628, introduced by Representative Evans, relating to minor children suspected of prostitution, with penalty provisions.

HB 1629, introduced by Representative Evans, relating to the licensure of psychologists.

HB 1630, introduced by Representative Evans, relating to marriage licenses.

HB 1631, introduced by Representative Evans, relating to minority-owned businesses.

HB 1632, introduced by Representative Korman, relating to deeds conveying real estate.

HB 1633, introduced by Representative Corlew, relating to convictions of included offenses.

HB 1635, introduced by Representative Bernskoetter, relating to sexual assault reporting in long-term care facilities.

HB 1636, introduced by Representative Arthur, relating to health insurance coverage for medication assisted treatment for substance abuse.

HB 1637, introduced by Representative Neely, relating to case management plans for foster children.

HB 1638, introduced by Representative Toalson Reisch, relating to peace officer training.

HB 1639, introduced by Representative Stacy, relating to educational scholarships, with penalty provisions.

HB 1640, introduced by Representative Bangert, relating to the use of hand-held electronic wireless communications devices while driving.

HB 1641, introduced by Representative Roden, relating to workers' compensation for firefighters.

HB 1642, introduced by Representative Roden, relating to requirements of public safety personnel.

HB 1643, introduced by Representative Berry, relating to public utilities.

HB 1644, introduced by Representative Sommer, relating to state agency requirements.

HB 1645, introduced by Representative DeGroot, relating to actions for damages due to exposure to asbestos.

HB 1646, introduced by Representative Eggleston, relating to brush control on county roads.

HB 1647, introduced by Representative Schroer, relating to workers' compensation.

HB 1648, introduced by Representative Cornejo, relating to property exempt from execution.

HB 1649, introduced by Representative Cornejo, relating to law enforcement animals, with penalty provisions.

HB 1650, introduced by Representative Cornejo, relating to trust instruments.

HB 1651, introduced by Representative Cornejo, relating to the publication of electronic notice of the sale of real property.

HB 1652, introduced by Representative Cornejo, relating to physical therapists.

HB 1653, introduced by Representative Cornejo, relating intoxicating liquor.

HB 1654, introduced by Representative Cornejo, relating to contingency fee contracts.

HB 1655, introduced by Representative Cornejo, relating to the assignment of benefits for creditors.

HB 1656, introduced by Representative Cornejo, relating to professional employer organizations.

HB 1657, introduced by Representative Basye, relating to department of conservation resident landowner privileges.

HB 1658, introduced by Representative Basye, relating to health care for persons with disabilities.

HB 1659, introduced by Representative Eggleston, relating to comparable health care service incentive programs, with an effective date.

HB 1660, introduced by Representative Swan, relating to career and technical education.

HB 1661, introduced by Representative Swan, relating to tax credits for qualified film projects.

HB 1662, introduced by Representative Swan, relating to emergency medical services personnel.

HB 1663, introduced by Representative Swan, relating to the establishment of developmental guidance and counseling programs in schools.

HB 1664, introduced by Representative Swan, relating to early childhood education, with an emergency clause.

HB 1665, introduced by Representative Swan, relating to a visiting scholars certificate.

HB 1666, introduced by Representative Swan, relating to tax credit approval.

HB 1667, introduced by Representative Swan, relating to child custody arrangements.

HB 1668, introduced by Representative Swan, relating to a savings plan for educational expenses, with penalty provisions.

HB 1669, introduced by Representative Swan, relating to distribution of state school aid for charter schools, with an emergency clause.

HB 1670, introduced by Representative Swan, relating to teacher compensation.

HB 1671, introduced by Representative Swan, relating to the champion for children tax credit.

HB 1672, introduced by Representative Kendrick, relating to the Missouri secure choice savings program act.

HB 1673, introduced by Representative Kendrick, relating to public pension plans.

HB 1674, introduced by Representative Kendrick, relating to the state of Missouri deferred compensation plan.

HB 1675, introduced by Representative Redmon, relating to school bus driver medical endorsements.

HB 1676, introduced by Representative Redmon, relating to school bus driver qualifications.

HB 1677, introduced by Representative Lauer, relating to student assessments.

HB 1678, introduced by Representative Chipman, relating to curriculum for degrees offered by public colleges and universities.

HB 1679, introduced by Representative Chipman, relating to student meals at public institutions of higher education.

HB 1680, introduced by Representative Chipman, relating to student lodging.

HB 1681, introduced by Representative Chipman, relating to the admissibility of municipal offenses to prove credibility.

HB 1682, introduced by Representative Runions, relating to electric shock drowning prevention.

HB 1683, introduced by Representative Runions, relating to planning commissions.

HB 1684, introduced by Representative DeGroot, relating to damages in wrongful death actions.

HB 1685, introduced by Representative Hill, relating to short-term major medical policies.

HB 1686, introduced by Representative Trent, relating to the state capitol complex commission.

HB 1687, introduced by Representative Quade, relating to a sales tax for early childhood education programs.

HB 1688, introduced by Representative Eggleston, relating to performance measures at institutions of higher education.

HB 1689, introduced by Representative Kelley (127), relating to guardianships.

HB 1690, introduced by Representative Engler, relating to the Missouri life and health insurance guaranty association act.

HB 1691, introduced by Representative Miller, relating to the public service commission.

HB 1692, introduced by Representative Miller, relating to port authorities.

HB 1693, introduced by Representative DeGroot, relating to workers' compensation.

HB 1694, introduced by Representative Unsicker, relating to blind pension asset limits.

HB 1695, introduced by Representative Unsicker, relating to repealing the death penalty, with a penalty provision.

HB 1696, introduced by Representative Unsicker, relating to the taxation of property, with a delayed effective date.

HB 1697, introduced by Representative-elect Washington, relating to historically black college and university week.

HB 1698, introduced by Representative-elect Washington, relating to minority mental health awareness month.

HB 1699, introduced by Representative Quade, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1700, introduced by Representative Green, relating to tax increment financing.

HB 1701, introduced by Representative Green, relating to purchases to be made on competitive bids.

HB 1702, introduced by Representative Green, relating to the Missouri prompt pay act.

HB 1703, introduced by Representative Green, relating to individual sureties.

HB 1704, introduced by Representative Green, relating to gas corporations.

HB 1705, introduced by Representative Green, relating to compliance with the federal REAL ID Act of 2005.

HB 1706, introduced by Representative Green, relating to the Missouri Minority Business Loan Program.

HB 1707, introduced by Representative Green, relating to mental health patient admission notice requirements.

HB 1708, introduced by Representative Green, relating to the state legal expense fund.

HB 1709, introduced by Representative Green, relating to harassment in the workplace.

HB 1710, introduced by Representative Grier, relating to professional registration.

HB 1711, introduced by Representative Moon, relating to a terrorist offender registry, with penalty provisions.

HB 1712, introduced by Representative Pfautsch, relating to literacy instruction.

HB 1713, introduced by Representative Phillips, relating to the Missouri adoptee rights act.

HB 1714, introduced by Representative Phillips, relating to adoption records.

HB 1715, introduced by Representative Phillips, relating to a minor's ability to contract.

HB 1716, introduced by Representative White, relating to medical school students, with penalty provisions.

HB 1717, introduced by Representative White, relating to the state legal expense fund.

HB 1718, introduced by Representative White, relating to health care determination appeals.

HB 1719, introduced by Representative Grier, relating to professional registration.

HB 1720, introduced by Representative Kolkmeier, relating to donated fire equipment.

HB 1721, introduced by Representative Black, relating to agricultural land values.

HB 1722, introduced by Representative Moon, relating to refunds for sales tax overpayments.

HB 1723, introduced by Representative Grier, relating to higher education benefits for veterans.

HB 1724, introduced by Representative Barnes (28), relating to automobile liability insurance for property damage.

HB 1725, introduced by Representative Barnes (28), relating to special victims.

HB 1726, introduced by Representative Barnes (28), relating to jury service by persons of a certain age.

HB 1727, introduced by Representative Sommer, relating to solid waste management.

HB 1728, introduced by Representative Lant, relating to juvenile courts.

HB 1729, introduced by Representative Justus, relating to the prevailing wage on public works.

HB 1730, introduced by Representative Justus, relating to tax credits.

HB 1731, introduced by Representative Merideth (80), relating to the legalization of marijuana, with penalty provisions.

HB 1732, introduced by Representative Merideth (80), relating to evidence justifying a sentence of death.

HB 1733, introduced by Representative Merideth (80), relating to firearms, with penalty provisions.

HB 1734, introduced by Representative Merideth (80), relating to the community police tax credit.

HB 1735, introduced by Representative Merideth (80), relating to technology used by law enforcement.

HB 1736, introduced by Representative Merideth (80), relating to an earned income tax credit.

HB 1737, introduced by Representative Merideth (80), relating to initiative and referendum petitions.

HB 1738, introduced by Representative Merideth (80), relating to notaries public.

HB 1739, introduced by Representative Smith (163), relating to minimum terms of imprisonment.

HB 1740, introduced by Representative Wessels, relating to the narcotics control act, with penalty provisions.

HB 1741, introduced by Representative Davis, relating to paid leave for National Guard training for state employees.

HB 1742, introduced by Representative Davis, relating to hiring preference for veterans.

HB 1743, introduced by Representative Davis, relating to sexual offenders residing near schools, with a penalty provision.

HB 1744, introduced by Representative Hansen, relating to higher education financial aid eligibility, with an emergency clause.

HB 1745, introduced by Representative Hansen, relating to text messaging while operating motor vehicles.

HB 1746, introduced by Representative Wood, relating to MO HealthNet liens.

HB 1747, introduced by Representative Wood, relating to reimbursement allowances.

HB 1748, introduced by Representative Pogue, relating to jurisdiction over land ceded to the United States.

HB 1749, introduced by Representative Pogue, relating to foreign ownership of agricultural land.

HB 1750, introduced by Representative Pogue, relating to veterinary feed directive rules.

HB 1751, introduced by Representative Pogue, relating to abortion, with penalty provisions.

HB 1752, introduced by Representative Pogue, relating to emergency contraceptives.

HB 1753, introduced by Representative Pogue, relating to the collection of samples on private land.

HB 1754, introduced by Representative Pogue, relating to the general assembly.

HB 1755, introduced by Representative Pogue, relating to public restrooms.

HB 1756, introduced by Representative Pogue, relating to the sale of certain lands acquired through legal settlements.

HB 1757, introduced by Representative Pogue, relating to public lands.

HB 1758, introduced by Representative Pogue, relating to income tax.

HB 1759, introduced by Representative Pogue, relating to the enforce the laws act.

HB 1760, introduced by Representative Pogue, relating to the Second Amendment preservation act.

HB 1761, introduced by Representative Pogue, relating to collection of student data by school districts.

HB 1762, introduced by Representative Pogue, relating to child neglect, with penalty provisions.

HB 1763, introduced by Representative Pogue, relating to persons authorized to solemnize marriages.

HB 1764, introduced by Representative Pogue, relating to driver's license issuance.

HB 1765, introduced by Representative Pogue, relating to state land purchases.

HB 1766, introduced by Representative Arthur, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1767, introduced by Representative Arthur, relating to treatment services for children entering foster care.

HB 1768, introduced by Representative Moon, relating to unlawful use of weapons, with penalty provisions.

HB 1769, introduced by Representative Mathews, relating to the offense of filing false documents, with penalty provisions.

HB 1770, introduced by Representative Morgan, relating to school attendance.

HB 1771, introduced by Representative Morgan, relating to higher education tuition policy

HB 1772, introduced by Representative Morgan, relating to the respect women's abortion decisions act.

HB 1773, introduced by Representative Morgan, relating to advanced practice registered nurses.

HB 1774, introduced by Representative Morgan, relating to employment security.

HB 1775, introduced by Representative Franks Jr., relating to tax credits for new businesses in distressed communities.

HB 1776, introduced by Representative Ellington, relating to postconviction procedures.

HB 1777, introduced by Representative Ellington, relating to parole eligibility.

HB 1778, introduced by Representative Ellington, relating to the Missouri innocence commission.

HB 1779, introduced by Representative Ellington, relating to full orders of protection, with penalty provisions.

HB 1780, introduced by Representative Ellington, relating to criminal justice accountability.

HB 1781, introduced by Representative Ellington, relating to vehicular stops and searches by law enforcement.

HB 1782, introduced by Representative Ellington, relating to discrimination based on sexual orientation or gender identity.

HB 1783, introduced by Representative Ellington, relating to fathers' parental rights.

HB 1784, introduced by Representative Ellington, relating to the minimum wage rate.

HB 1785, introduced by Representative Ellington, relating to the small business equality act.

HB 1786, introduced by Representative Ellington, relating to an economic development grant program.

HB 1787, introduced by Representative Ellington, relating to visually impaired voters.

HB 1788, introduced by Representative Ellington, relating to high school graduation requirements.

HB 1789, introduced by Representative Ellington, relating to elementary and secondary education.

HB 1790, introduced by Representative Ellington, relating to the Missouri death with dignity act, with penalty provisions.

HB 1791, introduced by Representative Ellington, relating to the Missouri DREAM trust fund commission.

HB 1792, introduced by Representative Ellington, relating to postsecondary education public benefits.

HB 1793, introduced by Representative Redmon, relating to service of process after the statute of limitations has expired for filing an action.

HB 1794, introduced by Representative Grier, relating to barbering.

HB 1795, introduced by Representative Bernskoetter, relating to the state personnel law.

HB 1796, introduced by Representative Ruth, relating to the first-time home buyer savings account act.

HB 1797, introduced by Representative Fitzwater, relating to the nuclear power plant security guard act, with penalty provisions.

HB 1798, introduced by Representative Fitzwater, relating to language development milestones for children who are deaf or hard of hearing.

HB 1799, introduced by Representative DeGroot, relating to workers' compensation.

HB 1800, introduced by Representative Miller, relating to the public service commission.

HB 1801, introduced by Representative Miller, relating to fees collected by the department of natural resources.

HB 1802, introduced by Representative Miller, relating to exemptions from sales tax.

HB 1803, introduced by Representative Matthiesen, relating to requirements of school officials to report certain acts.

HB 1804, introduced by Representative Matthiesen, relating to the radioactive waste investigation fund.

HB 1805, introduced by Representative Moon, relating to senators who represent Missouri in the United States Senate.

HB 1806, introduced by Representative Matthiesen, relating to property assessments of certain airports.

HB 1807, introduced by Representative Newman, relating to a women's health services program.

HB 1808, introduced by Representative Moon, relating to the acquisition of land by the United States government.

HB 1809, introduced by Representative Tate, relating to the bi-state metropolitan development district.

HB 1810, introduced by Representative Tate, relating to the offense of falsifying a drug test, with penalty provisions.

HB 1811, introduced by Representative Smith (85), relating to the transfer of college credits.

HB 1812, introduced by Representative Smith (85), relating to school accreditation.

HB 1813, introduced by Representative Smith (85), relating to restitution received by wrongfully imprisoned persons.

HB 1814, introduced by Representative Smith (85), relating to absentee voting, with penalty provisions.

HB 1815, introduced by Representative Smith (85), relating to the minimum wage.

HB 1816, introduced by Representative Kendrick, relating to ethics, with penalty provisions.

HB 1817, introduced by Representative Mitten, relating to electronic public records, with penalty provisions.

HB 1818, introduced by Representative Lavender, relating to banning lobbyist gifts, with penalty provisions.

HB 1819, introduced by Representative Quade, relating to the ethics commission.

HB 1820, introduced by Representative McCreery, relating to funds held by candidate committees, with penalty provisions.

HB 1821, introduced by Representative Pierson Jr., relating to ethics, with penalty provisions.

HB 1822, introduced by Representative Adams, relating to lobbying, with penalty provisions.

HB 1823, introduced by Representative Ellebracht, relating to ethics, with penalty provisions.

HB 1824, introduced by Representative Fitzwater, relating to taxation.

HB 1825, introduced by Representative Grier, relating to the historic preservation tax credit.

HB 1826, introduced by Representative Houghton, relating to the opening date for school terms.

HB 1827, introduced by Representative Houghton, relating to agriculture.

HB 1828, introduced by Representative Houghton, relating to animals, with penalty provisions and a delayed effective date.

HB 1829, introduced by Representative Houghton, relating to probate hearings for guardianship.

HB 1830, introduced by Representative Ruth, relating to teacher salaries.

HB 1831, introduced by Representative Ruth, relating to a sales tax holiday.

HB 1832, introduced by Representative Cornejo, relating to the credit user protection law, with penalty provisions.

HB 1833, introduced by Representative Adams, relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

HB 1834, introduced by Representative Adams, relating to the waiver of a trial by jury for certain offenses.

HB 1835, introduced by Representative Adams, relating to the offense of prostitution.

HB 1836, introduced by Representative Adams, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1837, introduced by Representative Rhoads, relating to maintenance medications.

HB 1838, introduced by Representative Bernskoetter, to authorize the conveyance of certain state property.

HB 1839, introduced by Representative Houghton, relating to student athletes.

HB 1840, introduced by Representative Houghton, relating to conservation permits for honorably discharged veterans.

HB 1841, introduced by Representative Houghton, relating to youth hunting.

HB 1842, introduced by Representative Houghton, relating to initiative petitions.

HB 1843, introduced by Representative Cornejo, relating to trusts directed by trust protectors.

HB 1844, introduced by Representative Cornejo, relating to powers of appointment.

HB 1845, introduced by Representative Cornejo, relating to estate planning.

HB 1846, introduced by Representative Cornejo, relating to the supplemental nutrition assistance program.

HB 1847, introduced by Representative Kidd, relating to operating levies for school purposes.

HB 1848, introduced by Representative Kidd, relating to the laws of other countries.

HB 1849, introduced by Representative McCreery, relating to unlawful possession of firearms, with penalty provisions.

HB 1850, introduced by Representative McCreery, relating to the clean water commission.

HB 1851, introduced by Representative Newman, relating to unlawful discriminatory practices.

HB 1852, introduced by Representative Newman, relating to abortion.

HB 1853, introduced by Representative Newman, relating to abortion.

HB 1854, introduced by Representative Newman, relating to abortion.

HB 1855, introduced by Representative Trent, relating to the taxation of tobacco.

HB 1856, introduced by Representative Trent, relating to MO HealthNet work requirements, with a contingent effective date.

HB 1857, introduced by Representative Shaul (113), relating to elections, with penalty provisions and a delayed effective date for certain sections.

HB 1858, introduced by Representative Christofanelli, relating to the department of revenue.

HB 1859, introduced by Representative Rhoads, relating to mutual aid agreements.

HB 1860, introduced by Representative Dohrman, relating to the state board of education, with a contingent effective date.

HB 1861, introduced by Representative Dohrman, relating to employment contracts with school districts.

HB 1862, introduced by Representative Christofanelli, relating to child abuse reports.

HB 1863, introduced by Representative Trent, relating to civil procedure.

HB 1864, introduced by Representative Trent, relating to judgment interest rates.

HB 1865, introduced by Representative Hill, relating to the transportation and storage of firearms.

HB 1866, introduced by Representative Evans, relating to human trafficking.

HB 1867, introduced by Representative Dogan, relating to a ban on certain selective abortions.

HB 1868, introduced by Representative Kelley (127), relating to a statewide hearing aid distribution program.

HB 1869, introduced by Representative Kelley (127), relating to minimum sentencing for first-time offenders who have been convicted of dangerous felonies, with a penalty provision.

HB 1870, introduced by Representative Barnes (60), relating to multidose medications given to patients at discharge.

HB 1871, introduced by Representative Johnson, relating to automated motor vehicles, with a penalty provision.

HB 1872, introduced by Representative Johnson, relating to the Missouri rural broadband development fund.

HB 1873, introduced by Representative Taylor, relating to poaching, with penalty provisions.

HB 1874, introduced by Representative Taylor, relating to products sold in the state capitol.

HB 1875, introduced by Representative Taylor, relating to endangering the welfare of a child, with penalty provisions.

HB 1876, introduced by Representative Lichtenegger, relating to higher education.

HB 1877, introduced by Representative Miller, relating to the Missouri Water Safety and Security Act.

HB 1878, introduced by Representative Miller, relating to ratemaking for gas corporations.

HB 1879, introduced by Representative Fraker, relating to financial transactions involving public entities.

HB 1880, introduced by Representative Trent, relating to broadband communications services provided by rural electric cooperatives.

HB 1881, introduced by Representative Trent, relating to biodiesel fuel use in department of transportation vehicles.

HB 1882, introduced by Representative Trent, relating to scrap metal purchases, with penalty provisions.

HB 1883, introduced by Representative Stevens (46), relating to a farmers' market nutrition program.

HB 1884, introduced by Representative Stevens (46), relating to MO HealthNet services.

HB 1885, introduced by Representative Bahr, relating to structured family caregiving for MO HealthNet home- and community-based care.

HB 1886, introduced by Representative Bahr, relating to employment taxes.

HB 1887, introduced by Representative Bahr, relating to restrictive covenants.

HB 1888, introduced by Representative Bahr, relating to transparency of state board of education activities.

HB 1889, introduced by Representative Rowland (29), relating to financial interest statements, with penalty provisions.

HB 1890, introduced by Representative McGee, relating to paid political consultants, with penalty provisions.

HB 1891, introduced by Representative Wessels, relating to the law library surcharge.

HB 1892, introduced by Representative Wilson, relating to deputy sheriffs.

HB 1893, introduced by Representative Baringer, relating to public auctions.

HB 1894, introduced by Representative Cornejo, relating to lobbying by licensing authorities.

HB 1895, introduced by Representative Neely, relating to death investigations.

HB 1896, introduced by Representative Swan, relating to the psychology interjurisdictional compact, with a delayed effective date.

HB 1897, introduced by Representative Swan, relating to income tax of certain nonresidents.

HB 1898, introduced by Representative Swan, relating to the controlled substance abuse prevention fund.

HB 1899, introduced by Representative Swan, relating to school-community partnerships.

HB 1900, introduced by Representative Swan, relating to music therapists.

HB 1901, introduced by Representative Cross, relating to security deposits held by landlords.

HB 1902, introduced by Representative Walker (3), relating to infrastructure development.

HB 1903, introduced by Representative Walker (3), relating to infrastructure development.

HB 1904, introduced by Representative Walker (3), relating to dental faculty permits.

HB 1905, introduced by Representative Walker (3), relating to abandoned aircraft.

HB 1906, introduced by Representative Higdon, relating to the senior services growth and development program.

HB 1907, introduced by Representative Spencer, relating to working animals.

HB 1908, introduced by Representative Brattin, relating to sanctuary policies for municipalities.

HB 1909, introduced by Representative Brattin, relating to elections.

HB 1910, introduced by Representative Brattin, relating to assault on police animals, with penalty provisions.

HB 1911, introduced by Representative Brattin, relating to animal chiropractic practitioners.

HB 1912, introduced by Representative Brattin, relating to local development incentives.

HB 1913, introduced by Representative Roden, relating to a tax deduction for diaper changing tables.

HB 1914, introduced by Representative Roden, relating to the board of police commissioners, with penalty provisions.

HB 1915, introduced by Representative Roden, relating to the no-call list.

HB 1916, introduced by Representative McDaniel, relating to the authorized electronic monitoring in long-term care facilities act, with penalty provisions.

HB 1917, introduced by Representative Alferman, relating to the removal of a tenant from a commercial property.

HB 1918, introduced by Representative Davis, relating to business fees.

HB 1919, introduced by Representative Alferman, relating to emergency services.

HB 1920, introduced by Representative Carpenter, relating to ballot offenses.

HB 1921, introduced by Representative Carpenter, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 1922, introduced by Representative DeGroot, relating to the appointment of sheriffs in the city of St. Louis.

HB 1923, introduced by Representative Hill, relating to public labor organizations, with penalty provisions.

HB 1924, introduced by Representative Roeber, relating to alcohol trade practices, with penalty provisions.

HB 1925, introduced by Representative Roeber, relating to elementary and secondary education.

HB 1926, introduced by Representative Henderson, relating to public contracts, with penalty provisions.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1044**.

SENATE RESOLUTION NO. 1044

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the Second Regular Session of the Ninety-ninth General Assembly is duly convened and is now in session and ready for consideration of business.

COMMITTEE APPOINTMENTS

October 26, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to serve on the Interim Committee on Stabilizing Missouri's Health Insurance Markets.

Representative Justin Hill – Chair
Representative Hannah Kelly – Vice Chair
Representative Justin Alferman
Representative Cody Smith
Representative David Wood
Representative Cora Faith Walker
Representative Martha Stevens

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101
Dear Mr. Crumbliss:

I hereby appoint Representative Lynn Morris and Representative Lauren Arthur to the Interim Committee on Stabilizing Missouri's Health Insurance Markets.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Allen Andrews to serve as Chairman of the Special Committee on Small Business.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Kevin Corlew to serve as Chairman of the Judiciary Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Lyndall Fraker to serve on the Standing Committee on Utilities.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 12, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
Stat Capitol, Office #317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby appoint Representative Kip Kendrick to serve as the Minority Caucus Ranking Member on the House Committee on Budget.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

December 13, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Sara Walsh to the Joint Committee on Child Abuse and Neglect.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 14, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Shane Roden as Chair to the Committee on Corrections and Public Institutions.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 18, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Kevin Corlew to serve on the Missouri Court Automation Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Randy Pietzman as Vice Chair to the Standing Committee on Economic Development.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Sonya Anderson to the Standing Committee on Fiscal Review.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Bruce DeGroot as Vice Chair to the Standing Committee on Judiciary.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Ken Wilson as Vice Chair to the Special Committee on Small Business.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

January 3, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Curtis Trent to the Special Committee on Litigation Reform.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

SUBCOMMITTEE APPOINTMENTS

December 12, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint Representative Charlie Davis to the Subcommittee on Appropriations – General Administration.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives

COMMITTEE CHANGES

November 8, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Ingrid Burnett from the House Committee on Insurance Policy and appoint Representative Sarah Unsicker.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

November 8, 2017

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office 317A
Jefferson City, MO 65101-6806

Dear Chief Clerk Crumbliss:

I hereby remove Representative Peter Merideth from the House Committee on Utilities and appoint Representative Clem Smith. I also appoint Representative Clem Smith as the Minority Caucus Ranking Member.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

November 20, 2017

Mr. D. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Mike Cierpiot as Chairman of the Ethics Committee and appoint Representative Kevin Austin to serve as Chairman.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker
Missouri House of Representatives

November 29, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol Building, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Jay Barnes from the Committee on Utilities and appoint Representative Rick Francis.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Rob Vescovo and appoint Representative Cody Smith as Vice Chair to the Fiscal Review Committee.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Rob Vescovo from the Rules - Administrative Oversight Committee and appoint Representative Jean Evans.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 7, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Rob Vescovo from the following committees:

Economic Development
Local Government

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

December 18, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

Due to Ms. Rachel Straughn-Navarro's resignation from the Fine Arts Learning Standards Workgroup, I hereby appoint Mr. John Beaudoin of Lee's Summit to serve as the parent on this workgroup.

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
District 152

SUBCOMMITTEE CHANGES

December 12, 2017

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby remove Representative Charlie Davis from the Subcommittee on Appropriations - Public Safety, Corrections, Transportation, and Revenue and appoint Representative Sara Walsh.

If you have any questions regarding this communication, please contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives

January 2, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

As of December 31, 2017, the following subcommittees shall be dissolved:

Subcommittee on Agriculture Education
Subcommittee on Boards and Commissions
Subcommittee on Corrections Workforce Environment and Conduct
Subcommittee on Creation and Appointments
Subcommittee on Education Savings Accounts
Subcommittee on Police/Community Relations
Subcommittee on Quality Care for the Developmentally Disabled
Subcommittee on Scope of Practice
Subcommittee on Second Amendment Preservation
Subcommittee on Student Debt Relief
Subcommittee on Urban Community Economic Development

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

MESSAGES FROM THE GOVERNOR

The following proclamation was received from His Excellency, Governor Eric R. Greitens.

PROCLAMATION

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly “whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in “equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation”; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly “when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based.”

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that, through the first quarter of fiscal year 2018, the rate of expenditure for each of the appropriation lines in the fiscal year 2018 budget attached as Exhibit A is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that through the first quarter of fiscal year 2018, I have taken no action to permanently reduce one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2018 budget.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, this 31st day of October, 2017.

/s/ Eric R. Greitens
Governor

Attest:

/s/ Jay Ashcroft
Secretary of State

Exhibit A

	Department	Budget Appropriation Line
1	OFFICE ADMINISTRATION-OPER	01.010
2	OFFICE ADMINISTRATION-OPER	01.015
3	OFFICE ADMINISTRATION-OPER	01.020
4	OFFICE ADMINISTRATION-OPER	01.020
5	OFFICE ADMINISTRATION-OPER	01.025
6	OFFICE ADMINISTRATION-OPER	01.025
7	OFFICE ADMINISTRATION-OPER	01.025
8	OFFICE ADMINISTRATION-OPER	01.030
9	OFFICE ADMINISTRATION-OPER	01.035
10	ELEM & SEC EDUCATION-OPER	02.005
11	ELEM & SEC EDUCATION-OPER	02.005
12	ELEM & SEC EDUCATION-OPER	02.005
13	ELEM & SEC EDUCATION-OPER	02.005
14	ELEM & SEC EDUCATION-OPER	02.006
15	ELEM & SEC EDUCATION-OPER	02.007
16	ELEM & SEC EDUCATION-OPER	02.010
17	ELEM & SEC EDUCATION-OPER	02.010
18	ELEM & SEC EDUCATION-OPER	02.015
19	ELEM & SEC EDUCATION-OPER	02.015
20	ELEM & SEC EDUCATION-OPER	02.015
21	ELEM & SEC EDUCATION-OPER	02.015
22	ELEM & SEC EDUCATION-OPER	02.015
23	ELEM & SEC EDUCATION-OPER	02.015
24	ELEM & SEC EDUCATION-OPER	02.015
25	ELEM & SEC EDUCATION-OPER	02.015
26	ELEM & SEC EDUCATION-OPER	02.015

27	ELEM & SEC EDUCATION-OPER	02.015
28	ELEM & SEC EDUCATION-OPER	02.015
29	ELEM & SEC EDUCATION-OPER	02.015
30	ELEM & SEC EDUCATION-OPER	02.015
31	ELEM & SEC EDUCATION-OPER	02.015
32	ELEM & SEC EDUCATION-OPER	02.015
33	ELEM & SEC EDUCATION-OPER	02.015
34	ELEM & SEC EDUCATION-OPER	02.015
35	ELEM & SEC EDUCATION-OPER	02.015
36	ELEM & SEC EDUCATION-OPER	02.015
37	ELEM & SEC EDUCATION-OPER	02.020
38	ELEM & SEC EDUCATION-OPER	02.021
39	ELEM & SEC EDUCATION-OPER	02.025
40	ELEM & SEC EDUCATION-OPER	02.027
41	ELEM & SEC EDUCATION-OPER	02.030
42	ELEM & SEC EDUCATION-OPER	02.035
43	ELEM & SEC EDUCATION-OPER	02.035
44	ELEM & SEC EDUCATION-OPER	02.035
45	ELEM & SEC EDUCATION-OPER	02.040
46	ELEM & SEC EDUCATION-OPER	02.040
47	ELEM & SEC EDUCATION-OPER	02.040
48	ELEM & SEC EDUCATION-OPER	02.040
49	ELEM & SEC EDUCATION-OPER	02.040
50	ELEM & SEC EDUCATION-OPER	02.040
51	ELEM & SEC EDUCATION-OPER	02.040
52	ELEM & SEC EDUCATION-OPER	02.040
53	ELEM & SEC EDUCATION-OPER	02.040
54	ELEM & SEC EDUCATION-OPER	02.045
55	ELEM & SEC EDUCATION-OPER	02.045
56	ELEM & SEC EDUCATION-OPER	02.045
57	ELEM & SEC EDUCATION-OPER	02.045
58	ELEM & SEC EDUCATION-OPER	02.045
59	ELEM & SEC EDUCATION-OPER	02.045
60	ELEM & SEC EDUCATION-OPER	02.045
61	ELEM & SEC EDUCATION-OPER	02.050
62	ELEM & SEC EDUCATION-OPER	02.055
63	ELEM & SEC EDUCATION-OPER	02.060
64	ELEM & SEC EDUCATION-OPER	02.060
65	ELEM & SEC EDUCATION-OPER	02.060
66	ELEM & SEC EDUCATION-OPER	02.065
67	ELEM & SEC EDUCATION-OPER	02.070
68	ELEM & SEC EDUCATION-OPER	02.075
69	ELEM & SEC EDUCATION-OPER	02.080
70	ELEM & SEC EDUCATION-OPER	02.085
71	ELEM & SEC EDUCATION-OPER	02.090
72	ELEM & SEC EDUCATION-OPER	02.095
73	ELEM & SEC EDUCATION-OPER	02.100
74	ELEM & SEC EDUCATION-OPER	02.105
75	ELEM & SEC EDUCATION-OPER	02.110
76	ELEM & SEC EDUCATION-OPER	02.115

77	ELEM & SEC EDUCATION-OPER	02.120
78	ELEM & SEC EDUCATION-OPER	02.125
79	ELEM & SEC EDUCATION-OPER	02.130
80	ELEM & SEC EDUCATION-OPER	02.135
81	ELEM & SEC EDUCATION-OPER	02.135
82	ELEM & SEC EDUCATION-OPER	02.135
83	ELEM & SEC EDUCATION-OPER	02.140
84	ELEM & SEC EDUCATION-OPER	02.145
85	ELEM & SEC EDUCATION-OPER	02.145
86	ELEM & SEC EDUCATION-OPER	02.145
87	ELEM & SEC EDUCATION-OPER	02.150
88	ELEM & SEC EDUCATION-OPER	02.150
89	ELEM & SEC EDUCATION-OPER	02.155
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96	ELEM & SEC EDUCATION-OPER	02.165
97	ELEM & SEC EDUCATION-OPER	02.170
98	ELEM & SEC EDUCATION-OPER	02.175
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114	ELEM & SEC EDUCATION-OPER	02.215
115	ELEM & SEC EDUCATION-OPER	02.215
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124	ELEM & SEC EDUCATION-OPER	02.225
125	ELEM & SEC EDUCATION-OPER	02.230

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129	ELEM & SEC EDUCATION-OPER	02.250
130	ELEM & SEC EDUCATION-OPER	02.255
131	ELEM & SEC EDUCATION-OPER	02.260
132	ELEM & SEC EDUCATION-OPER	02.265
133	ELEM & SEC EDUCATION-OPER	02.270
134	HIGHER EDUCATION-OPERATING	03.005
135	HIGHER EDUCATION-OPERATING	03.005
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144	HIGHER EDUCATION-OPERATING	03.010
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266	HIGHER EDUCATION-OPERATING	03.235
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373	REVENUE-OPERATING	04.140

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387	REVENUE-OPERATING	04.185
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453	MO TRANSPORTATION-OPER	04.500
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472	OFFICE ADMINISTRATION-OPER	05.015

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1113	ECONOMIC DEVELOP-OPER	07.175
1114	ECONOMIC DEVELOP-OPER	07.175
1115	ECONOMIC DEVELOP-OPER	07.180

1116	DIFP-OPERATING	07.400
1117	DIFP-OPERATING	07.400
1118	DIFP-OPERATING	07.405
1119	DIFP-OPERATING	07.405
1120	DIFP-OPERATING	07.405
1121	DIFP-OPERATING	07.405
1122	DIFP-OPERATING	07.410
1123	DIFP-OPERATING	07.410
1124	DIFP-OPERATING	07.410
1125	DIFP-OPERATING	07.415
1126	DIFP-OPERATING	07.415
1127	DIFP-OPERATING	07.420
1128	DIFP-OPERATING	07.420
1129	DIFP-OPERATING	07.425
1130	DIFP-OPERATING	07.425
1131	DIFP-OPERATING	07.430
1132	DIFP-OPERATING	07.430
1133	DIFP-OPERATING	07.435
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1136	DIFP-OPERATING	07.435
1137	DIFP-OPERATING	07.440
1138	DIFP-OPERATING	07.445
1139	DIFP-OPERATING	07.450
1140	DIFP-OPERATING	07.455
1141	DIFP-OPERATING	07.455
1142	DIFP-OPERATING	07.455
1143	DIFP-OPERATING	07.455
1144	DIFP-OPERATING	07.460
1145	DIFP-OPERATING	07.460
1146	DIFP-OPERATING	07.465
1147	DIFP-OPERATING	07.465
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1149	DIFP-OPERATING	07.475
1150	DIFP-OPERATING	07.475
1151	DIFP-OPERATING	07.480
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1154	DIFP-OPERATING	07.490
1155	DIFP-OPERATING	07.490
1156	DIFP-OPERATING	07.495
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1158	DIFP-OPERATING	07.495
1159	DIFP-OPERATING	07.500
1160	DIFP-OPERATING	07.505
1161	DIFP-OPERATING	07.505
1162	DIFP-OPERATING	07.505
1163	DIFP-OPERATING	07.510
1164	DIFP-OPERATING	07.515
1165	DIFP-OPERATING	07.515

1166	DIFP-OPERATING	07.520
1167	DIFP-OPERATING	07.520
1168	DIFP-OPERATING	07.525
1169	DIFP-OPERATING	07.530
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1198	DIFP-OPERATING	07.530
1199	DIFP-OPERATING	07.530
1200	DIFP-OPERATING	07.530
1201	DIFP-OPERATING	07.535
1202	DIFP-OPERATING	07.540
1203	LABOR & INDUSTRIAL REL-OPER	07.800
1204	LABOR & INDUSTRIAL REL-OPER	07.800
1205	LABOR & INDUSTRIAL REL-OPER	07.800
1206	LABOR & INDUSTRIAL REL-OPER	07.800
1207	LABOR & INDUSTRIAL REL-OPER	07.805
1208	LABOR & INDUSTRIAL REL-OPER	07.805
1209	LABOR & INDUSTRIAL REL-OPER	07.805
1210	LABOR & INDUSTRIAL REL-OPER	07.805
1211	LABOR & INDUSTRIAL REL-OPER	07.810
1212	LABOR & INDUSTRIAL REL-OPER	07.810
1213	LABOR & INDUSTRIAL REL-OPER	07.810
1214	LABOR & INDUSTRIAL REL-OPER	07.810

1215	LABOR & INDUSTRIAL REL-OPER	07.810
1216	LABOR & INDUSTRIAL REL-OPER	07.815
1217	LABOR & INDUSTRIAL REL-OPER	07.815
1218	LABOR & INDUSTRIAL REL-OPER	07.815
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1221	LABOR & INDUSTRIAL REL-OPER	07.815
1222	LABOR & INDUSTRIAL REL-OPER	07.820
1223	LABOR & INDUSTRIAL REL-OPER	07.820
1224	LABOR & INDUSTRIAL REL-OPER	07.820
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1235	LABOR & INDUSTRIAL REL-OPER	07.825
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1237	LABOR & INDUSTRIAL REL-OPER	07.825
1238	LABOR & INDUSTRIAL REL-OPER	07.830
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1244	LABOR & INDUSTRIAL REL-OPER	07.840
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1247	LABOR & INDUSTRIAL REL-OPER	07.840
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1249	LABOR & INDUSTRIAL REL-OPER	07.850
1250	LABOR & INDUSTRIAL REL-OPER	07.855
1251	LABOR & INDUSTRIAL REL-OPER	07.860
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1255	LABOR & INDUSTRIAL REL-OPER	07.880
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1262	LABOR & INDUSTRIAL REL-OPER	07.890
1263	LABOR & INDUSTRIAL REL-OPER	07.895
1264	LABOR & INDUSTRIAL REL-OPER	07.895

1265	LABOR & INDUSTRIAL REL-OPER	07.900
1266	LABOR & INDUSTRIAL REL-OPER	07.905
1267	LABOR & INDUSTRIAL REL-OPER	07.905
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1295	PUBLIC SAFETY-OPERATING	08.005
1296	PUBLIC SAFETY-OPERATING	08.006
1297	PUBLIC SAFETY-OPERATING	08.010
1298	PUBLIC SAFETY-OPERATING	08.010
1299	PUBLIC SAFETY-OPERATING	08.015
1300	PUBLIC SAFETY-OPERATING	08.020
1301	PUBLIC SAFETY-OPERATING	08.025
1302	PUBLIC SAFETY-OPERATING	08.027
1303	PUBLIC SAFETY-OPERATING	08.030
1304	PUBLIC SAFETY-OPERATING	08.030
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1306	PUBLIC SAFETY-OPERATING	08.040
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1312	PUBLIC SAFETY-OPERATING	08.060
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1590	CORRECTIONS-OPERATING	09.255
1591	CORRECTIONS-OPERATING	09.255
1592	CORRECTIONS-OPERATING	09.260
1593	CORRECTIONS-OPERATING	09.260
1594	CORRECTIONS-OPERATING	09.260
1595	CORRECTIONS-OPERATING	09.265
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1637	MENTAL HEALTH-OPERATING	10.100
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2557	OFFICE ADMINISTRATION-LEAS	13.005
2558	OFFICE ADMINISTRATION-LEAS	13.005
2559	AGRICULTURE-LEASING	13.005
2560	ECONOMIC DEVELOPMENT-LEAS	13.005
2561	ELEM & SEC EDUCATION-LEAS	13.005
2562	HEALTH & SENIOR SERVICES-LEAS	13.005
2563	LABOR & INDUSTRIAL REL-LEAS	13.005
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2600	NATURAL RESOURCES-LEASING	13.005

2601	ELEM & SEC EDUCATION-LEAS	13.005
2602	DIFP-LEASING	13.005
2603	NATURAL RESOURCES-LEASING	13.005
2604	NATURAL RESOURCES-LEASING	13.005
2605	NATURAL RESOURCES-LEASING	13.005
2606	SECRETARY OF STATE-LEASING	13.005
2607	ECONOMIC DEVELOPMENT-LEAS	13.005
2608	NATURAL RESOURCES-LEASING	13.005
2609	NATURAL RESOURCES-LEASING	13.005
2610	NATURAL RESOURCES-LEASING	13.005
2611	NATURAL RESOURCES-LEASING	13.005
2612	ECONOMIC DEVELOPMENT-LEAS	13.005
2613	SOCIAL SERVICES-LEASING	13.005
2614	NATURAL RESOURCES-LEASING	13.005
2615	PUBLIC SAFETY-LEASING	13.005
2616	AGRICULTURE-LEASING	13.005
2617	ATTORNEY GENERAL-LEASING	13.005
2618	LABOR & INDUSTRIAL REL-LEAS	13.005
2619	ATTORNEY GENERAL-LEASING	13.005
2620	NATURAL RESOURCES-LEASING	13.005
2621	REVENUE-LEASING	13.005
2622	AGRICULTURE-LEASING	13.005
2623	ATTORNEY GENERAL-LEASING	13.005
2624	NATURAL RESOURCES-LEASING	13.005
2625	NATURAL RESOURCES-LEASING	13.005
2626	ATTORNEY GENERAL-LEASING	13.005
2627	DIFP-LEASING	13.005
2628	PUBLIC SAFETY-LEASING	13.005
2629	JUDICIARY-LEASING	13.005
2630	ELEM & SEC EDUCATION-LEAS	13.005
2631	NATURAL RESOURCES-LEASING	13.005
2632	LABOR & INDUSTRIAL REL-LEAS	13.005
2633	ECONOMIC DEVELOPMENT-LEAS	13.005
2634	AGRICULTURE-LEASING	13.005
2635	LEGISLATURE-LEASING	13.010
2636	JUDICIARY-LEASING	13.010
2637	GOVERNOR-LEASING	13.010
2638	LT. GOVERNOR-LEASING	13.010
2639	SECRETARY OF STATE-LEASING	13.010
2640	STATE AUDITOR-LEASING	13.010
2641	ATTORNEY GENERAL-LEASING	13.010
2642	OFFICE ADMINISTRATION-LEAS	13.010
2643	AGRICULTURE-LEASING	13.010
2644	ECONOMIC DEVELOPMENT-LEAS	13.010
2645	ELEM & SEC EDUCATION-LEAS	13.010
2646	HIGHER EDUCATION-LEASING	13.010
2647	HEALTH & SENIOR SERVICES-LEAS	13.010
2648	LABOR & INDUSTRIAL REL-LEAS	13.010
2649	MENTAL HEALTH-LEASING	13.010
2650	NATURAL RESOURCES-LEASING	13.010

2651	PUBLIC SAFETY-LEASING	13.010
2652	REVENUE-LEASING	13.010
2653	SOCIAL SERVICES-LEASING	13.010
2654	CORRECTIONS-LEASING	13.010
2655	ELEM & SEC EDUCATION-LEAS	13.010
2656	ELEM & SEC EDUCATION-LEAS	13.010
2657	LABOR & INDUSTRIAL REL-LEAS	13.010
2658	LABOR & INDUSTRIAL REL-LEAS	13.010
2659	AGRICULTURE-LEASING	13.010
2660	ATTORNEY GENERAL-LEASING	13.010
2661	NATURAL RESOURCES-LEASING	13.010
2662	HEALTH & SENIOR SERVICES-LEAS	13.010
2663	PUBLIC SAFETY-LEASING	13.010
2664	MENTAL HEALTH-LEASING	13.010
2665	ECONOMIC DEVELOPMENT-LEAS	13.010
2666	STATE TREASURER-LEASING	13.010
2667	LABOR & INDUSTRIAL REL-LEAS	13.010
2668	SOCIAL SERVICES-LEASING	13.010
2669	MENTAL HEALTH-LEASING	13.010
2670	SECRETARY OF STATE-LEASING	13.010
2671	NATURAL RESOURCES-LEASING	13.010
2672	ECONOMIC DEVELOPMENT-LEAS	13.010
2673	MENTAL HEALTH-LEASING	13.010
2674	SOCIAL SERVICES-LEASING	13.010
2675	PUBLIC SAFETY-LEASING	13.010
2676	MENTAL HEALTH-LEASING	13.010
2677	AGRICULTURE-LEASING	13.010
2678	AGRICULTURE-LEASING	13.010
2679	PUBLIC SAFETY-LEASING	13.010
2680	AGRICULTURE-LEASING	13.010
2681	AGRICULTURE-LEASING	13.010
2682	NATURAL RESOURCES-LEASING	13.010
2683	NATURAL RESOURCES-LEASING	13.010
2684	OFFICE ADMINISTRATION-LEAS	13.010
2685	ECONOMIC DEVELOPMENT-LEAS	13.010
2686	DIFP-LEASING	13.010
2687	DIFP-LEASING	13.010
2688	DIFP-LEASING	13.010
2689	NATURAL RESOURCES-LEASING	13.010
2690	DIFP-LEASING	13.010
2691	ATTORNEY GENERAL-LEASING	13.010
2692	NATURAL RESOURCES-LEASING	13.010
2693	NATURAL RESOURCES-LEASING	13.010
2694	NATURAL RESOURCES-LEASING	13.010
2695	NATURAL RESOURCES-LEASING	13.010
2696	SECRETARY OF STATE-LEASING	13.010
2697	NATURAL RESOURCES-LEASING	13.010
2698	NATURAL RESOURCES-LEASING	13.010
2699	ECONOMIC DEVELOPMENT-LEAS	13.010

2700	SOCIAL SERVICES-LEASING	13.010
2701	NATURAL RESOURCES-LEASING	13.010
2702	SOCIAL SERVICES-LEASING	13.010
2703	PUBLIC SAFETY-LEASING	13.010
2704	AGRICULTURE-LEASING	13.010
2705	AGRICULTURE-LEASING	13.010
2706	ATTORNEY GENERAL-LEASING	13.010
2707	LABOR & INDUSTRIAL REL-LEAS	13.010
2708	ATTORNEY GENERAL-LEASING	13.010
2709	AGRICULTURE-LEASING	13.010
2710	PUBLIC SAFETY-LEASING	13.010
2711	ECONOMIC DEVELOPMENT-LEAS	13.010
2712	ATTORNEY GENERAL-LEASING	13.010
2713	NATURAL RESOURCES-LEASING	13.010
2714	NATURAL RESOURCES-LEASING	13.010
2715	DIFP-LEASING	13.010
2716	OFFICE ADMINISTRATION-LEAS	13.010
2717	AGRICULTURE-LEASING	13.010
2718	ATTORNEY GENERAL-LEASING	13.010
2719	SECRETARY OF STATE-LEASING	13.010
2720	ECONOMIC DEVELOPMENT-LEAS	13.010
2721	AGRICULTURE-LEASING	13.010
2722	NATURAL RESOURCES-LEASING	13.010
2723	LABOR & INDUSTRIAL REL-LEAS	13.010
2724	LABOR & INDUSTRIAL REL-LEAS	13.010
2725	AGRICULTURE-LEASING	13.010
2726	ELEM & SEC EDUCATION-LEAS	13.015
2727	HEALTH & SENIOR SERVICES-LEAS	13.015
2728	MENTAL HEALTH-LEASING	13.015
2729	PUBLIC SAFETY-LEASING	13.015
2730	SOCIAL SERVICES-LEASING	13.015
2731	HEALTH & SENIOR SERVICES-LEAS	13.015
2732	PUBLIC SAFETY-LEASING	13.015
2733	AGRICULTURE-LEASING	13.015
2734	SOCIAL SERVICES-LEASING	13.015
2735	PUBLIC SAFETY-LEASING	13.015
2736	REVENUE-LEASING	13.015
2737	OFFICE ADMINISTRATION-LEAS	13.020
2738	OFFICE ADMINISTRATION-LEAS	13.020
2739	OFFICE ADMINISTRATION-LEAS	13.020
2740	OFFICE ADMINISTRATION-LEAS	13.021
2741	ELEM & SEC EDUCATION-CI	17.005
2742	HIGHER EDUCATION-CI	17.010
2743	HIGHER EDUCATION-CI	17.015
2744	HIGHER EDUCATION-CI	17.015
2745	HIGHER EDUCATION-CI	17.025
2746	HIGHER EDUCATION-CI	17.025
2747	HIGHER EDUCATION-CI	17.030
2748	HIGHER EDUCATION-CI	17.030
2749	HIGHER EDUCATION-CI	17.035

2750	HIGHER EDUCATION-CI	17.035
2751	HIGHER EDUCATION-CI	17.040
2752	HIGHER EDUCATION-CI	17.040
2753	HIGHER EDUCATION-CI	17.045
2754	HIGHER EDUCATION-CI	17.045
2755	HIGHER EDUCATION-CI	17.050
2756	HIGHER EDUCATION-CI	17.050
2757	HIGHER EDUCATION-CI	17.055
2758	HIGHER EDUCATION-CI	17.055
2759	HIGHER EDUCATION-CI	17.060
2760	HIGHER EDUCATION-CI	17.060
2761	HIGHER EDUCATION-CI	17.065
2762	HIGHER EDUCATION-CI	17.065
2763	HIGHER EDUCATION-CI	17.070
2764	HIGHER EDUCATION-CI	17.070
2765	HIGHER EDUCATION-CI	17.075
2766	HIGHER EDUCATION-CI	17.075
2767	HIGHER EDUCATION-CI	17.080
2768	HIGHER EDUCATION-CI	17.080
2769	HIGHER EDUCATION-CI	17.085
2770	HIGHER EDUCATION-CI	17.085
2771	HIGHER EDUCATION-CI	17.095
2772	HIGHER EDUCATION-CI	17.095
2773	HIGHER EDUCATION-CI	17.105
2774	HIGHER EDUCATION-CI	17.110
2775	HIGHER EDUCATION-CI	17.115
2776	HIGHER EDUCATION-CI	17.115
2777	HIGHER EDUCATION-CI	17.125
2778	HIGHER EDUCATION-CI	17.125
2779	HIGHER EDUCATION-CI	17.130
2780	HIGHER EDUCATION-CI	17.130
2781	HIGHER EDUCATION-CI	17.130
2782	HIGHER EDUCATION-CI	17.135
2783	HIGHER EDUCATION-CI	17.150
2784	HIGHER EDUCATION-CI	17.155
2785	HIGHER EDUCATION-CI	17.160
2786	HIGHER EDUCATION-CI	17.160
2787	REVENUE-CI	17.165
2788	REVENUE-CI	17.165
2789	OFFICE ADMINISTRATION-CI	17.175
2790	OFFICE ADMINISTRATION-CI	17.175
2791	OFFICE ADMINISTRATION-CI	17.180
2792	OFFICE ADMINISTRATION-CI	17.180
2793	OFFICE ADMINISTRATION-CI	17.185
2794	OFFICE ADMINISTRATION-CI	17.190
2795	OFFICE ADMINISTRATION-CI	17.195
2796	OFFICE ADMINISTRATION-CI	17.200
2797	OFFICE ADMINISTRATION-CI	17.205
2798	OFFICE ADMINISTRATION-CI	17.210

2799	OFFICE ADMINISTRATION-CI	17.220
2800	OFFICE ADMINISTRATION-CI	17.220
2801	PUBLIC SAFETY-CI	17.220
2802	SOCIAL SERVICES-CI	17.220
2803	PUBLIC SAFETY-CI	17.220
2804	LABOR & INDUSTRIAL REL-CI	17.220
2805	OFFICE ADMINISTRATION-CI	17.225
2806	OFFICE ADMINISTRATION-CI	17.225
2807	PUBLIC SAFETY-CI	17.225
2808	OFFICE ADMINISTRATION-CI	17.230
2809	OFFICE ADMINISTRATION-CI	17.235
2810	OFFICE ADMINISTRATION-CI	17.240
2811	OFFICE ADMINISTRATION-CI	17.245
2812	OFFICE ADMINISTRATION-CI	17.250
2813	OFFICE ADMINISTRATION-CI	17.255
2814	OFFICE ADMINISTRATION-CI	17.260
2815	OFFICE ADMINISTRATION-CI	17.265
2816	OFFICE ADMINISTRATION-CI	17.270
2817	OFFICE ADMINISTRATION-CI	17.275
2818	MENTAL HEALTH-CI	17.280
2819	MENTAL HEALTH-CI	17.285
2820	MENTAL HEALTH-CI	17.285
2821	OFFICE ADMINISTRATION-CI	17.290
2822	OFFICE ADMINISTRATION-CI	17.295
2823	OFFICE ADMINISTRATION-CI	17.300
2824	OFFICE ADMINISTRATION-CI	17.305
2825	OFFICE ADMINISTRATION-CI	17.310
2826	OFFICE ADMINISTRATION-CI	17.325
2827	AGRICULTURE-CI	17.330
2828	NATURAL RESOURCES-CI	17.335
2829	NATURAL RESOURCES-CI	17.335
2830	NATURAL RESOURCES-CI	17.340
2831	NATURAL RESOURCES-CI	17.340
2832	NATURAL RESOURCES-CI	17.345
2833	NATURAL RESOURCES-CI	17.345
2834	NATURAL RESOURCES-CI	17.350
2835	NATURAL RESOURCES-CI	17.350
2836	NATURAL RESOURCES-CI	17.350
2837	NATURAL RESOURCES-CI	17.350
2838	NATURAL RESOURCES-CI	17.350
2839	NATURAL RESOURCES-CI	17.350
2840	NATURAL RESOURCES-CI	17.350
2841	NATURAL RESOURCES-CI	17.350
2842	NATURAL RESOURCES-CI	17.350
2843	NATURAL RESOURCES-CI	17.350
2844	NATURAL RESOURCES-CI	17.355
2845	NATURAL RESOURCES-CI	17.355
2846	NATURAL RESOURCES-CI	17.355
2847	NATURAL RESOURCES-CI	17.355
2848	NATURAL RESOURCES-CI	17.355

2849	NATURAL RESOURCES-CI	17.355
2850	NATURAL RESOURCES-CI	17.355
2851	NATURAL RESOURCES-CI	17.355
2852	NATURAL RESOURCES-CI	17.355
2853	NATURAL RESOURCES-CI	17.355
2854	NATURAL RESOURCES-CI	17.360
2855	NATURAL RESOURCES-CI	17.365
2856	NATURAL RESOURCES-CI	17.370
2857	NATURAL RESOURCES-CI	17.375
2858	NATURAL RESOURCES-CI	17.380
2859	NATURAL RESOURCES-CI	17.385
2860	NATURAL RESOURCES-CI	17.390
2861	CONSERVATION-CI	17.395
2862	CONSERVATION-CI	17.400
2863	CONSERVATION-CI	17.405
2864	PUBLIC SAFETY-CI	17.410
2865	PUBLIC SAFETY-CI	17.410
2866	PUBLIC SAFETY-CI	17.410
2867	PUBLIC SAFETY-CI	17.410
2868	PUBLIC SAFETY-CI	17.410
2869	PUBLIC SAFETY-CI	17.410
2870	PUBLIC SAFETY-CI	17.410
2871	PUBLIC SAFETY-CI	17.410
2872	PUBLIC SAFETY-CI	17.410
2873	PUBLIC SAFETY-CI	17.410
2874	PUBLIC SAFETY-CI	17.410
2875	PUBLIC SAFETY-CI	17.410
2876	PUBLIC SAFETY-CI	17.410
2877	PUBLIC SAFETY-CI	17.410
2878	PUBLIC SAFETY-CI	17.410
2879	PUBLIC SAFETY-CI	17.410
2880	PUBLIC SAFETY-CI	17.410
2881	PUBLIC SAFETY-CI	17.410
2882	PUBLIC SAFETY-CI	17.415
2883	PUBLIC SAFETY-CI	17.415
2884	PUBLIC SAFETY-CI	17.415
2885	PUBLIC SAFETY-CI	17.415
2886	PUBLIC SAFETY-CI	17.415
2887	PUBLIC SAFETY-CI	17.415
2888	PUBLIC SAFETY-CI	17.415
2889	PUBLIC SAFETY-CI	17.415
2890	PUBLIC SAFETY-CI	17.415
2891	PUBLIC SAFETY-CI	17.415
2892	PUBLIC SAFETY-CI	17.420
2893	PUBLIC SAFETY-CI	17.420
2894	PUBLIC SAFETY-CI	17.425
2895	PUBLIC SAFETY-CI	17.425
2896	PUBLIC SAFETY-CI	17.425
2897	PUBLIC SAFETY-CI	17.425

2898	PUBLIC SAFETY-CI	17.425
2899	PUBLIC SAFETY-CI	17.425
2900	PUBLIC SAFETY-CI	17.425
2901	PUBLIC SAFETY-CI	17.425
2902	PUBLIC SAFETY-CI	17.430
2903	PUBLIC SAFETY-CI	17.430
2904	PUBLIC SAFETY-CI	17.435
2905	PUBLIC SAFETY-CI	17.435
2906	PUBLIC SAFETY-CI	17.440
2907	PUBLIC SAFETY-CI	17.440
2908	PUBLIC SAFETY-CI	17.440
2909	PUBLIC SAFETY-CI	17.445
2910	PUBLIC SAFETY-CI	17.445
2911	PUBLIC SAFETY-CI	17.450
2912	PUBLIC SAFETY-CI	17.455
2913	PUBLIC SAFETY-CI	17.460
2914	PUBLIC SAFETY-CI	17.465
2915	PUBLIC SAFETY-CI	17.465
2916	PUBLIC SAFETY-CI	17.470
2917	PUBLIC SAFETY-CI	17.470
2918	CORRECTIONS-CI	17.475
2919	MENTAL HEALTH-CI	17.480
2920	SOCIAL SERVICES-CI	17.485
2921	SOCIAL SERVICES-CI	17.490
2922	SOCIAL SERVICES-CI	17.495
2923	ELEM & SEC EDUCATION-CI	18.005
2924	OFFICE ADMINISTRATION-CI	18.010
2925	OFFICE ADMINISTRATION-CI	18.015
2926	OFFICE ADMINISTRATION-CI	18.015
2927	OFFICE ADMINISTRATION-CI	18.015
2928	OFFICE ADMINISTRATION-CI	18.015
2929	OFFICE ADMINISTRATION-CI	18.015
2930	OFFICE ADMINISTRATION-CI	18.015
2931	OFFICE ADMINISTRATION-CI	18.015
2932	OFFICE ADMINISTRATION-CI	18.015
2933	AGRICULTURE-CI	18.020
2934	NATURAL RESOURCES-CI	18.030
2935	NATURAL RESOURCES-CI	18.030
2936	NATURAL RESOURCES-CI	18.030
2937	NATURAL RESOURCES-CI	18.030
2938	NATURAL RESOURCES-CI	18.030
2939	NATURAL RESOURCES-CI	18.030
2940	NATURAL RESOURCES-CI	18.030
2941	NATURAL RESOURCES-CI	18.030
2942	LABOR & INDUSTRIAL REL-CI	18.035
2943	LABOR & INDUSTRIAL REL-CI	18.035
2944	PUBLIC SAFETY-CI	18.040
2945	PUBLIC SAFETY-CI	18.040
2946	PUBLIC SAFETY-CI	18.045
2947	PUBLIC SAFETY-CI	18.045

2948	PUBLIC SAFETY-CI	18.050
2949	PUBLIC SAFETY-CI	18.050
2950	CORRECTIONS-CI	18.055
2951	MENTAL HEALTH-CI	18.060
2952	SOCIAL SERVICES-CI	18.065
2953	SOCIAL SERVICES-CI	18.065
2954	OFFICE ADMINISTRATION-CI	18.070
2955	OFFICE ADMINISTRATION-CI	18.075
2956	OFFICE ADMINISTRATION-CI	18.080
2957	MENTAL HEALTH-CI	18.085

The following members' presence was noted: Engler and Fitzpatrick.

ADJOURNMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Thursday, January 4, 2018.

COMMITTEE HEARINGS

ETHICS

Thursday, January 4, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

Preliminary Hearing in re: Complaints regarding Representative Love

Other matters before the Committee.

Order of Preliminary Hearing:

1. Presentation of complaints by Complainants and/or their attorneys
2. Response by Respondent and/or his attorney
3. Inquiry by members of the Committee
4. Pursuant to House Resolution No. 74, 99th General Assembly, only those designated in 1 and 2 above will be permitted to testify.
5. Motions by members of the Committee

Portions of the meeting may be closed pursuant to the Missouri Constitution, Article X1, Section 18, and Rules of the Missouri House, House Resolution No. 74, 99th General Assembly
CORRECTED

JOINT COMMITTEE ON EDUCATION

Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

The Committee will hear testimony regarding:

- I. University of Missouri leadership/governance
- II. Head Injury: Missouri State High School Activities Association (MSHSAA)

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 8, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

University of Missouri President

University of Missouri Chancellor

Superintendent of Riverview Gardens

Children Service Fund

HOUSE CALENDAR

SECOND DAY, THURSDAY, JANUARY 4, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 52 through HCR 60

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 47 through HJR 55

HJR 57 through HJR 71

HOUSE BILLS FOR SECOND READING

HB 1232 through HB 1436

HB 1438 through HB 1563

HB 1565 through HB 1633

HB 1635 through HB 1926

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

Second Regular Session, 99th GENERAL ASSEMBLY

SECOND DAY, THURSDAY, JANUARY 4, 2018

The House met pursuant to adjournment.

Representative Trent in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTIONS

Representative Austin offered House Resolution No. 4853.

INTRODUCTION OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the first time and copies ordered printed:

HCR 61, introduced by Representative Berry, relating to a call for a convention of the states.

HCR 62, introduced by Representative Walker (74), relating to the designation of Sickle Cell Awareness Month.

HCR 63, introduced by Representative Haefner, relating to the designation of DeMolay Day.

INTRODUCTION OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 72, introduced by Representative Moon, relating to the conservation sales tax.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1927, introduced by Representative Ruth, relating to a voluntary nonopioid directive form, with penalty provisions.

HB 1928, introduced by Representative Ross, relating to professional registration.

HB 1929, introduced by Representative Corlew, relating to a public safety sales tax.

HB 1930, introduced by Representative Chipman, relating to regulation of the display of the United States flag.

HB 1931, introduced by Representative Tate, relating to consumer credit reports.

HB 1932, introduced by Representative Stevens (46), relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1933, introduced by Representative McCann Beatty, relating to unlawful discriminatory housing practices, with penalty provisions.

HB 1934, introduced by Representative McCann Beatty, relating to automatic voter registration.

HB 1935, introduced by Representative McCann Beatty, relating to lifetime parole supervision for certain offenders.

HB 1936, introduced by Representative Taylor, relating to firearms, with penalty provisions.

HB 1937, introduced by Representative Taylor, relating to the open carry of firearms, with penalty provisions.

HB 1938, introduced by Representative Franks Jr., relating to civil rights for homeless persons.

HB 1939, introduced by Representative Quade, relating to meals for students.

HB 1940, introduced by Representative Corlew, relating to student journalists.

HB 1941, introduced by Representative Dohrman, relating to school board members.

HB 1942, introduced by Representative Dohrman, relating to campus protection officers.

HB 1943, introduced by Representative Redmon, relating to taxation of utilities used in food preparation.

HB 1944, introduced by Representative Anderson, relating to background checks for foster families.

HB 1945, introduced by Representative Anderson, relating to the confiscation of animals, with penalty provisions.

HB 1946, introduced by Representative Anderson, relating to out-of-state abortion referrals.

HB 1947, introduced by Representative Alferman, relating to the sale of utilities in fourth class cities.

HB 1948, introduced by Representative Rhoads, relating to wireless communications infrastructure.

HB 1949, introduced by Representative Merideth (80), relating to break time for nursing mothers.

HB 1950, introduced by Representative Merideth (80), relating to hormonal contraceptives.

HB 1951, introduced by Representative Merideth (80), relating to insurance coverage for infertility treatments.

HB 1952, introduced by Representative Tate, relating to the use of electronic wireless communications devices, with penalty provisions.

HB 1953, introduced by Representative Neely, relating to the bone marrow registry.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

The following House Concurrent Resolutions were read the second time:

HCR 52, relating to the designation of Missouri No Smoking/No Tobacco Day.

HCR 53, relating to the Ghost Army from WWII.

HCR 54, relating to chemical testing in St. Louis.

HCR 55, relating to term limits for members of Congress.

HCR 56, relating to the ratification of the Equal Rights Amendment to the United States Constitution.

HCR 57, relating to the designation of Missouri School Counseling Week.

HCR 58, relating to JROTC courses.

HCR 59, relating to Minority Organ Donor Awareness Month.

HCR 60, relating to Falun Gong.

SECOND READING OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolutions were read the second time:

HJR 47, relating to the selection of judges.

HJR 48, relating to ballot initiatives.

HJR 49, relating to impeachment trials.

HJR 50, relating to term limits for members of the general assembly.

HJR 51, relating to term limits for state officials.

HJR 52, relating to terms for members of the general assembly.

HJR 53, relating to affirming life.

HJR 54, relating to tax collection.

HJR 55, relating to distribution of state benefits for education.

HJR 57, relating to property taxation.

HJR 58, relating to property exempt from taxation.

HJR 59, relating to bingo.

HJR 60, relating to taxation of personal property.

HJR 61, relating to a bond issuance for the veterans home bond fund.

HJR 62, relating to public employment for members of the general assembly.

HJR 63, relating to property tax exemptions for veterans.

HJR 64, relating to bail bonds.

HJR 65, relating to local voter approval of tax modifications.

HJR 66, relating to terms of office of members of the state board of education.

HJR 67, relating to redistricting of state legislative and congressional districts, with penalty provisions.

HJR 68, relating to governor appointments.

HJR 69, relating to tax collection.

HJR 70, relating to the conservation commission.

HJR 71, relating to the reauthorization of a sales tax dedicated to conservation purposes.

SECOND READING OF HOUSE BILLS

The following House Bills were read the second time:

HB 1232, relating to elections.

HB 1233, relating to elections.

HB 1234, relating to transportation development district elections.

HB 1235, relating to designation of state property in honor of individuals.

HB 1236, relating to tax increment financing districts.

HB 1237, relating to the low-income housing tax credit.

HB 1238, relating to tax credits.

HB 1239, relating to the historic structures rehabilitation tax credit.

HB 1240, relating to access to long-acting reversible contraceptives.

HB 1241, relating to the management of state revenues, with penalty provisions and an emergency clause for certain sections.

HB 1242, relating to firearms, with penalty provisions.

HB 1243, relating to workers' compensation.

HB 1244, relating to driver's license examinations.

HB 1245, relating to a course on career readiness for ninth grade students.

HB 1246, relating to human trafficking hotline posters, with penalty provisions.

HB 1247, relating to diabetes awareness month.

HB 1248, relating to powdered alcohol.

HB 1249, relating to certain violations in municipal court.

HB 1250, relating to fiduciary access to digital assets.

HB 1251, relating to foreclosure proceeds.

HB 1252, relating to low-dose mammography screening.

HB 1253, relating to the joint committee on substance abuse prevention and treatment.

HB 1254, relating to the offense of drug trafficking, with penalty provisions.

HB 1255, relating to juvenile court proceedings, with penalty provisions and a delayed effective date.

HB 1256, relating to electronic firearm tracking technology, with a penalty provision.

HB 1257, relating to hiring preference for veterans.

HB 1258, relating to a health care service incentive program.

HB 1259, relating to unlawful traffic interference, with penalty provisions.

HB 1260, relating to tanning facilities, with penalty provisions.

HB 1261, relating to professional registration.

HB 1262, relating to abandoned property.

HB 1263, relating to first aid trauma kits.

HB 1264, relating to evidence on the use of safety belts.

HB 1265, relating to declarations of candidacy.

HB 1266, relating to the pain capable unborn child protection act.

HB 1267, relating to virtual education.

HB 1268, relating to dental faculty permits.

HB 1269, relating to regulations by a county, with a penalty provision.

HB 1270, relating to prevailing wages on public works.

HB 1271, relating to wages for work done on behalf of a school.

HB 1272, relating to prevailing wages for public works contracts.

HB 1273, relating to the powers and duties of the Missouri higher education loan authority.

HB 1274, relating to student loans.

HB 1275, relating to the establishment of a work-study program.

HB 1276, relating to the Missouri Rx plan.

HB 1277, relating to labor organizations.

HB 1278, relating to tax credits for grocery stores.

HB 1279, relating to the safekeeping of personal information.

HB 1280, relating to tax increment financing projects.

HB 1281, relating to firearms, with penalty provisions.

HB 1282, relating to public contracts.

HB 1283, relating to absentee voting, with penalty provisions.

HB 1284, relating to election costs.

HB 1285, relating to the nomination of independent candidates.

HB 1286, relating to natural resources.

HB 1287, relating to insurance markets for commercial insurance.

HB 1288, relating to tax credits for contributions to pregnancy centers.

HB 1289, relating to ballot initiatives and referendums.

HB 1290, relating to the display of the POW/MIA flag.

HB 1291, relating to the county special road tax.

HB 1292, relating to text messaging while in a school zone, with penalty provisions.

HB 1293, relating to the prevailing wage on public works.

HB 1294, relating to the protection of parental rights.

HB 1295, relating to a connected vehicle technology testing program for trucks, with penalty provisions.

HB 1296, relating to victim impact programs for driving while intoxicated offenders.

HB 1297, relating to the use of hand-held electronic wireless communications devices while driving.

HB 1298, relating to text messaging while operating motor vehicles.

HB 1299, relating to the division of alcohol and tobacco control fund.

HB 1300, relating to boat title and registration fees.

HB 1301, relating to governmental compensation funds, with penalty provisions.

HB 1302, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1303, relating solely to lobbyist expenditures, with penalty provisions.

HB 1304, relating to dissolution of candidate committees, with penalty provisions.

HB 1305, relating to lobbyist expenditures, with penalty provisions.

HB 1306, relating to sexual offender restrictions, with a penalty provision.

HB 1307, relating to fines for traffic violations, with penalty provisions.

HB 1308, relating to special prosecutors.

HB 1309, relating to the offense of failure to identify, with penalty provisions.

HB 1310, relating to guidelines for opioid prescriptions.

HB 1311, relating to the hand-up program.

HB 1312, relating to contraceptives.

HB 1313, relating to the prevailing wage on low-income housing.

HB 1314, relating to unlawful discriminatory practices.

HB 1315, relating to the use of sunscreen by students.

HB 1316, relating to consent for voluntary searches.

HB 1317, relating to unlawful discriminatory practices, with penalty provisions.

HB 1318, relating to the accelerated rehabilitative disposition program for certain defendants.

HB 1319, relating to the Missouri death with dignity act, with penalty provisions.

HB 1320, relating to the MO HealthNet program.

HB 1321, relating to the Missouri youth challenge academy.

HB 1322, relating to the establishment of the Intervention and Compliance Unit Pilot Program.

HB 1323, relating to ticket quotas by peace officers.

HB 1324, relating to the law library surcharge.

HB 1325, relating to crime victims' compensation fund claims.

HB 1326, relating to a tax deduction for firearm training.

HB 1327, relating to disposition of unclaimed seized property, with an emergency clause.

HB 1328, relating to juvenile officers.

HB 1329, relating to retirement benefits for employees of soil and water districts.

HB 1330, relating to maintaining Missouri state parks.

HB 1331, relating to the rights of victims.

HB 1332, relating to the minority business development commission.

HB 1333, relating to abortion, with penalty provisions and a contingent effective date.

HB 1334, relating to the state children's health insurance program.

HB 1335, relating to bail reform, with penalty provisions.

HB 1336, relating to boarding of prisoners.

HB 1337, relating to pay equity.

HB 1338, relating to the compassionate assistance for rape emergencies (CARE) act, with penalty provisions.

HB 1339, relating to making a threat to the security of a public building or public school, with penalty provisions.

HB 1340, relating to extreme risk protection orders, with penalty provisions.

HB 1341, relating to the sale and transfer of firearms, with penalty provisions.

HB 1342, relating to the sale of ammunition to minors, with penalty provisions.

HB 1343, relating to the offense of endangering the welfare of a child, with penalty provisions.

HB 1344, relating to private probation services for misdemeanor offenses.

HB 1345, relating to closed primary elections.

HB 1346, relating to ranked choice or instant runoff voting, with a delayed effective date.

HB 1347, relating to the attorney general.

HB 1348, relating to career and technical student organizations.

HB 1349, relating to Missouri sliced bread day.

HB 1350, relating to background check requirements for certain in-home service providers, with a penalty provision.

HB 1351, relating to filing a responsive pleading in certain family law proceedings.

HB 1352, relating to the Missouri child protection registry, with penalty provisions and a delayed effective date.

HB 1353, relating to guardianship of minors.

HB 1354, relating to retirement benefits for employees of soil and water districts.

HB 1355, relating to retired peace officers.

HB 1356, relating to charges for the service of court orders.

HB 1357, relating to an earned income tax credit, with a contingent effective date.

HB 1358, relating to password protections.

HB 1359, relating to duties of the board of probation and parole.

HB 1360, relating to discrimination based on sexual orientation or gender identity.

HB 1361, relating to life-sustaining treatment policies of health care facilities.

HB 1362, relating to a tax credit for senior citizen property owners.

HB 1363, relating to suicide prevention in schools.

HB 1364, relating to transportation and delivery of petroleum products.

HB 1365, relating to elementary and secondary education.

HB 1366, relating to transportation of school children.

HB 1367, relating to obtaining duplicate licenses from the board of cosmetology and barber examiners.

HB 1368, relating to the Missouri returning heroes education act.

HB 1369, relating to service dogs.

HB 1370, relating to financial accountability of public schools.

HB 1371, relating to gifted education.

HB 1372, relating to the right to life.

HB 1373, relating to appointment of a teacher representative to the state board of education.

HB 1374, relating to the waterways trust fund, with an expiration date for certain sections.

HB 1375, relating to post traumatic stress awareness day in Missouri.

HB 1376, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1377, relating to the champion for children tax credit.

HB 1378, relating to the Amber Alert System.

HB 1379, relating to elections.

HB 1380, relating to elections.

HB 1381, relating to financial accreditation standards for insurance companies, with a delayed effective date and a penalty provision.

HB 1382, relating to the concealed carry of firearms within places of worship, with penalty provisions.

HB 1383, relating to abortion.

HB 1384, relating to sales of authentic American Indian arts or crafts, with a penalty provision.

HB 1385, relating to high school diplomas.

HB 1386, relating to transportation regulations.

HB 1387, relating to school funding.

HB 1388, relating to certain sports contests.

HB 1389, relating to autocycles.

HB 1390, relating to fantasy sports contests, with penalty provisions.

HB 1391, relating to jury trial to contest the creation of a trust.

HB 1392, relating to jointly-owned accounts.

HB 1393, relating to accident reports.

HB 1394, relating to climate change.

HB 1395, relating to the regulation of employment practices by political subdivisions.

HB 1396, relating to the use of bags to package purchased goods.

HB 1397, relating to employee scheduling.

HB 1398, relating to dogs.

HB 1399, relating to the termination of parental rights of a convicted rapist.

HB 1400, relating to the practice of shampooing.

HB 1401, relating to habitability of rental property.

HB 1402, relating to arbitration agreements.

HB 1403, relating to municipal courts.

HB 1404, relating to courthouse security.

HB 1405, relating to financial interests of minors.

HB 1406, relating to insurance.

HB 1407, relating to the collateral source rule.

HB 1408, relating to the Missouri course access program, with a delayed effective date.

HB 1409, relating to employment security.

HB 1410, relating to reimbursement allowance taxes.

HB 1411, relating to the disclosure of privileged information obtained during a peer support counseling session.

HB 1412, relating to statewide assessments.

HB 1413, relating to labor organizations.

HB 1414, relating to the slaughter of feral hogs.

HB 1415, relating to professional development for teachers.

HB 1416, relating to income tax refund claims.

HB 1417, relating to reading intervention in schools.

HB 1418, relating to animal abuse, with penalty provisions.

HB 1419, relating to suicide prevention training for health care professionals.

HB 1420, relating to the early learning quality assurance report.

HB 1421, relating to gifted education.

HB 1422, relating to unclaimed property, with penalty provisions.

HB 1423, relating to ethics, with penalty provisions.

HB 1424, relating to school boards, with a delayed effective date.

HB 1425, relating to cottage food production operations.

HB 1426, relating to the operation of a motorcycle, with penalty provisions.

HB 1427, relating to historic preservation, with penalty provisions.

HB 1428, relating to vacancies in county elected offices.

HB 1429, relating to a tax credit for homeless shelter contributions.

HB 1430, relating to child care facilities.

HB 1431, relating to emergency service districts.

HB 1432, relating to the state of information technology in Missouri.

HB 1433, relating to repealing the death penalty, with penalty provisions.

HB 1434, relating to marriage, with penalty provisions.

HB 1435, relating to gifted children.

HB 1436, relating to the prevailing wage on public works.

HB 1438, relating to a tax credit for amateur sporting events.

HB 1439, relating to offenses to the family, with penalty provisions.

HB 1440, relating to hemp extract.

HB 1441, relating to hemp extract.

HB 1442, relating to commissioner offices.

HB 1443, relating to temporary assistance for needy families benefits, with penalty provisions.

HB 1444, relating to repeal of the state safety inspection program, with penalty provisions and an effective date.

HB 1445, relating to expenditures of public funds, with a contingent effective date.

HB 1446, relating to elections.

HB 1447, relating to the highways and transportation commission.

HB 1448, relating to marijuana, with penalty provisions and a referendum clause.

HB 1449, relating to unpaid leave for employees to attend academic activities of their children.

HB 1450, relating to funding for Missouri land grant institutions.

HB 1451, relating to electroconvulsive therapy, with penalty provisions.

HB 1452, relating to officer-involved incidents.

HB 1453, relating to transitional school districts.

HB 1454, relating to the state fruit tree.

HB 1455, relating to career options for students.

HB 1456, relating to emergency communication services, with penalty provisions.

HB 1457, relating to computer programming education.

HB 1458, relating to instructor evaluations at public institutions of higher education.

HB 1459, relating to outdoor advertising.

HB 1460, relating to a tax deduction for certain Olympic athletes.

HB 1461, relating to the address confidentiality program.

HB 1462, relating to preference to disabled veterans in state and political subdivision contracts.

HB 1463, relating to family law proceedings.

HB 1464, relating to property taxation of telephone companies.

HB 1465, relating to higher education.

HB 1466, relating to data storage centers.

HB 1467, relating to the distribution of hypodermic needles.

HB 1468, relating to public assistance benefits for pregnant women.

HB 1469, relating to Missouri military code.

HB 1470, relating to birth certificates.

HB 1471, relating to motor vehicle certificates of registration.

HB 1472, relating to the safe disposal of unused pharmaceuticals.

HB 1473, relating to continuing education requirements for prescribing controlled substances.

HB 1474, relating to public institutions of higher education.

HB 1475, relating to municipal ordinance violations, with a penalty provision.

HB 1476, relating to inmate charges for medical treatment at correctional facilities.

HB 1477, relating to the state budget.

HB 1478, relating to illegal immigration, with a delayed effective date.

HB 1479, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1480, relating to county health ordinances.

HB 1481, relating to certain exemptions for insurance holding companies.

HB 1482, relating to property assessments.

HB 1483, relating to the sex offender registry.

HB 1484, relating to bingo, with a contingent effective date.

HB 1485, relating to taxes on transient guests to fund the promotion of tourism.

HB 1486, relating to the supplemental nutrition assistance program.

HB 1487, relating to court reporters.

HB 1488, relating to the closure of certain records.

HB 1489, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1490, relating to the Missouri long-term care partnership program act.

HB 1491, relating to the termination of parental rights.

HB 1492, relating to the show-me heroes program.

HB 1493, relating to salaries of school employees.

HB 1494, relating to the sheriff of the city of St. Louis.

HB 1495, relating to the rights of utility customers.

HB 1496, relating to banning certain lobbyist gifts, with penalty provisions.

HB 1497, relating to law enforcement agency policies regarding officer-involved deaths.

HB 1498, relating to contraceptives.

HB 1499, relating to long-acting reversible contraceptives.

HB 1500, relating to the board of cosmetology and barber examiners.

HB 1501, relating to asset forfeiture.

HB 1502, relating to advanced practice registered nurses.

HB 1503, relating to small business loans for veterans.

HB 1504, relating to zoning around National Guard training centers.

HB 1505, relating to housing priority for veterans.

HB 1506, relating to alternative instruction plans for inclement weather.

HB 1507, relating to representation in tax assessments matters.

HB 1508, relating to landlords.

HB 1509, relating to tenant evictions.

HB 1510, relating to inspections of private residences.

HB 1511, relating to sales taxes for electricity sellers.

HB 1512, relating to arbitration agreements between employers and at-will employees.

HB 1513, relating to property assessments.

HB 1514, relating to campaign finance, with penalty provisions.

HB 1515, relating to freedom to disclose information about public employers.

HB 1516, relating to chiropractic services.

HB 1517, relating to the state legal expense fund.

HB 1518, relating to rates charged by health care providers.

HB 1519, relating to the enforcement of the failure to wear a safety belt, with penalty provisions.

HB 1520, relating to teacher salaries.

HB 1521, relating to statewide athletic organizations.

HB 1522, relating to municipal court costs.

HB 1523, relating to clubfoot awareness day.

HB 1524, relating to pharmaceutical manufacturers.

HB 1525, relating to unclaimed property, with a penalty provision.

HB 1526, relating to minor children suspected of prostitution, with penalty provisions.

HB 1527, relating to the MO HealthNet buy-in for workers with disabilities program.

HB 1528, relating to the Missouri higher education civics achievement examination.

HB 1529, relating to an income tax deduction for volunteer firefighters.

HB 1530, relating to battered spouse syndrome.

HB 1531, relating to interpleading in civil proceedings.

HB 1532, relating to the science, technology, engineering and mathematics fund.

HB 1533, relating to the economic education partnership act.

HB 1534, relating to the Missouri parent/teacher involvement act.

HB 1535, relating to tax credits for contributions to public school foundations.

HB 1536, relating to peace officer continuing education requirements.

HB 1537, relating to the quality policing act.

HB 1538, relating to public nuisance, with penalty provisions.

HB 1539, relating to uninsured motorists, with a penalty provision.

HB 1540, relating to insurance claims filed by a pharmacy.

HB 1541, relating to consumer credit interest rates, with a penalty provision and a referendum clause.

HB 1542, relating to pharmacy benefits managers.

HB 1543, relating to the designation of Malcolm X observation day in Missouri.

HB 1544, relating to the designation of El-Hajj Malik El-Shabazz observation day in Missouri.

HB 1545, relating to the Malcolm X day commission.

HB 1546, relating to the labeling of genetically modified food products.

HB 1547, relating to unsecured loans of seven hundred fifty dollars or less.

HB 1548, relating to tampering with a judicial officer, with a penalty provision.

HB 1549, relating to a tax allowance for agricultural producers.

HB 1550, relating to elections, with a delayed effective date for a certain section and penalty provisions.

HB 1551, relating to human sexuality education.

HB 1552, relating to professional licensure applications.

HB 1553, relating to guardianship proceedings.

HB 1554, relating to the use of investigational drugs, with penalty provisions.

HB 1555, relating to nursing facility inspections.

HB 1556, relating to the work for restitution program.

HB 1557, relating to the termination of child support obligations.

HB 1558, relating to the offense of nonconsensual dissemination of private sexual images, with a penalty provision.

HB 1559, relating to the sexual offender registry.

HB 1560, relating to immunizations for children.

HB 1561, relating to prevailing wages on public works.

HB 1562, relating to prevailing wages for the construction of public works.

HB 1563, relating to firearm sales.

HB 1565, relating to statewide ballot measure voting requirements, with a contingent effective date.

HB 1566, relating to motor vehicle registration.

HB 1567, relating to elections.

HB 1568, relating to tax increment financing districts.

HB 1569, relating to school absences.

HB 1570, relating to the small business regulatory fairness board.

HB 1571, relating to limited liability companies.

HB 1572, relating to driver's licenses for persons who are deaf or hard of hearing.

HB 1573, relating to the school calendar, with a delayed effective date for a certain section.

HB 1574, relating to advanced practice registered nurses in collaborative practice arrangements.

HB 1575, relating to public utilities.

HB 1576, relating to administrative procedures.

HB 1577, relating to public labor organizations, with penalty provisions.

HB 1578, relating to civil procedure in tort claims.

HB 1579, relating to good time credit.

HB 1580, relating to charter schools.

HB 1581, relating to criminal nonsupport.

HB 1582, relating to transitional school districts.

HB 1583, relating to peace officer disciplinary actions.

HB 1584, relating to automatic voter registration.

HB 1585, relating to youth violence prevention day.

HB 1586, relating to protesters' rights.

HB 1587, relating to professional registration.

HB 1588, relating to direct primary care services for MO HealthNet participants.

HB 1589, relating to birthing centers.

HB 1590, relating to the statute of limitations for certain offenses, with penalty provisions.

HB 1591, relating to watercraft operation, with penalty provisions.

HB 1592, relating to a reporting requirement for lost or stolen firearms, with penalty provisions.

HB 1593, relating to secondary education.

HB 1594, relating to prevailing wages for the construction of public works.

HB 1595, relating to sewer corporations.

HB 1596, relating to prison terms.

HB 1597, relating to the disposition of human remains.

HB 1598, relating to preneed contracts.

HB 1599, relating to local use taxes.

HB 1600, relating to the use of hand-held electronic wireless communications devices by persons operating motor vehicles for compensation while transporting passengers.

HB 1601, relating to the management of state revenues.

HB 1602, relating to MO HealthNet services, with a referendum clause.

HB 1603, relating to the MO HealthNet program.

HB 1604, relating to a tax credit for rural health care professionals.

HB 1605, relating to the Missouri state capitol commission.

HB 1606, relating to elementary and secondary education.

HB 1607, relating to lead-acid batteries.

HB 1608, relating to the committee on legislative research.

HB 1609, relating to land clearance projects.

HB 1610, relating to child abuse reports.

HB 1611, relating to statutes of limitations.

HB 1612, relating to guardianship.

HB 1613, relating to driver's licenses.

HB 1614, relating to the regulation of agricultural inputs.

HB 1615, relating to the offense of animal or livestock trespass, with penalty provisions.

HB 1616, relating to the show-me healthy babies program.

HB 1617, relating to telehealth.

HB 1618, relating to a controlled substance take back program, with an emergency clause for a certain section.

HB 1619, relating to the narcotics control act, with penalty provisions.

HB 1620, relating to distributors of hypodermic needles.

HB 1621, relating to public contracts.

HB 1622, relating to the use of electronic wireless communication devices, with penalty provisions.

HB 1623, relating to elementary and secondary education.

HB 1624, relating to MO HealthNet services.

HB 1625, relating to the Missouri senior farmers' market nutrition program.

HB 1626, relating to the Tricia Leann Tharp act.

HB 1627, relating to the protection of certain pregnant women while in custody.

HB 1628, relating to minor children suspected of prostitution, with penalty provisions.

HB 1629, relating to the licensure of psychologists.

HB 1630, relating to marriage licenses.

HB 1631, relating to minority-owned businesses.

HB 1632, relating to deeds conveying real estate.

HB 1633, relating to convictions of included offenses.

HB 1635, relating to sexual assault reporting in long-term care facilities.

HB 1636, relating to health insurance coverage for medication assisted treatment for substance abuse.

HB 1637, relating to case management plans for foster children.

HB 1638, relating to peace officer training.

HB 1639, relating to educational scholarships, with penalty provisions.

HB 1640, relating to the use of hand-held electronic wireless communications devices while driving.

HB 1641, relating to workers' compensation for firefighters.

HB 1642, relating to requirements of public safety personnel.

HB 1643, relating to public utilities.

HB 1644, relating to state agency requirements.

HB 1645, relating to actions for damages due to exposure to asbestos.

HB 1646, relating to brush control on county roads.

HB 1647, relating to workers' compensation.

HB 1648, relating to property exempt from execution.

HB 1649, relating to law enforcement animals, with penalty provisions.

HB 1650, relating to trust instruments.

HB 1651, relating to the publication of electronic notice of the sale of real property.

HB 1652, relating to physical therapists.

HB 1653, relating to intoxicating liquor.

HB 1654, relating to contingency fee contracts.

HB 1655, relating to the assignment of benefits for creditors.

HB 1656, relating to professional employer organizations.

HB 1657, relating to department of conservation resident landowner privileges.

HB 1658, relating to health care for persons with disabilities.

HB 1659, relating to comparable health care service incentive programs, with an effective date.

HB 1660, relating to career and technical education.

HB 1661, relating to tax credits for qualified film projects.

HB 1662, relating to emergency medical services personnel.

HB 1663, relating to the establishment of developmental guidance and counseling programs in schools.

HB 1664, relating to early childhood education, with an emergency clause.

HB 1665, relating to a visiting scholars certificate.

HB 1666, relating to tax credit approval.

HB 1667, relating to child custody arrangements.

HB 1668, relating to a savings plan for educational expenses, with penalty provisions.

HB 1669, relating to distribution of state school aid for charter schools, with an emergency clause.

HB 1670, relating to teacher compensation.

HB 1671, relating to the champion for children tax credit.

HB 1672, relating to the Missouri secure choice savings program act.

HB 1673, relating to public pension plans.

HB 1674, relating to the state of Missouri deferred compensation plan.

HB 1675, relating to school bus driver medical endorsements.

HB 1676, relating to school bus driver qualifications.

HB 1677, relating to student assessments.

HB 1678, relating to curriculum for degrees offered by public colleges and universities.

HB 1679, relating to student meals at public institutions of higher education.

HB 1680, relating to student lodging.

HB 1681, relating to the admissibility of municipal offenses to prove credibility.

HB 1682, relating to electric shock drowning prevention.

HB 1683, relating to planning commissions.

HB 1684, relating to damages in wrongful death actions.

HB 1685, relating to short-term major medical policies.

HB 1686, relating to the state capitol complex commission.

HB 1687, relating to a sales tax for early childhood education programs.

HB 1688, relating to performance measures at institutions of higher education.

HB 1689, relating to guardianships.

HB 1690, relating to the Missouri life and health insurance guaranty association act.

HB 1691, relating to the public service commission.

HB 1692, relating to port authorities.

HB 1693, relating to workers' compensation.

HB 1694, relating to blind pension asset limits.

HB 1695, relating to repealing the death penalty, with a penalty provision.

HB 1696, relating to the taxation of property, with a delayed effective date.

HB 1697, relating to historically black college and university week.

HB 1698, relating to minority mental health awareness month.

HB 1699, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1700, relating to tax increment financing.

HB 1701, relating to purchases to be made on competitive bids.

HB 1702, relating to the Missouri prompt pay act.

HB 1703, relating to individual sureties.

HB 1704, relating to gas corporations.

HB 1705, relating to compliance with the federal REAL ID Act of 2005.

HB 1706, relating to the Missouri Minority Business Loan Program.

HB 1707, relating to mental health patient admission notice requirements.

HB 1708, relating to the state legal expense fund.

HB 1709, relating to harassment in the workplace.

HB 1710, relating to professional registration.

HB 1711, relating to a terrorist offender registry, with penalty provisions.

HB 1712, relating to literacy instruction.

HB 1713, relating to the Missouri adoptee rights act.

HB 1714, relating to adoption records.

HB 1715, relating to a minor's ability to contract.

HB 1716, relating to medical school students, with penalty provisions.

HB 1717, relating to the state legal expense fund.

HB 1718, relating to health care determination appeals.

HB 1719, relating to professional registration.

HB 1720, relating to donated fire equipment.

HB 1721, relating to agricultural land values.

HB 1722, relating to refunds for sales tax overpayments.

HB 1723, relating to higher education benefits for veterans.

HB 1724, relating to automobile liability insurance for property damage.

HB 1725, relating to special victims.

HB 1726, relating to jury service by persons of a certain age.

HB 1727, relating to solid waste management.

HB 1728, relating to juvenile courts.

HB 1729, relating to the prevailing wage on public works.

HB 1730, relating to tax credits.

HB 1731, relating to the legalization of marijuana, with penalty provisions.

HB 1732, relating to evidence justifying a sentence of death.

HB 1733, relating to firearms, with penalty provisions.

HB 1734, relating to the community police tax credit.

HB 1735, relating to technology used by law enforcement.

HB 1736, relating to an earned income tax credit.

HB 1737, relating to initiative and referendum petitions.

HB 1738, relating to notaries public.

HB 1739, relating to minimum terms of imprisonment.

HB 1740, relating to the narcotics control act, with penalty provisions.

HB 1741, relating to paid leave for National Guard training for state employees.

HB 1742, relating to hiring preference for veterans.

HB 1743, relating to sexual offenders residing near schools, with a penalty provision.

HB 1744, relating to higher education financial aid eligibility, with an emergency clause.

HB 1745, relating to text messaging while operating motor vehicles.

HB 1746, relating to MO HealthNet liens.

HB 1747, relating to reimbursement allowances.

HB 1748, relating to jurisdiction over land ceded to the United States.

HB 1749, relating to foreign ownership of agricultural land.

HB 1750, relating to veterinary feed directive rules.

HB 1751, relating to abortion, with penalty provisions.

HB 1752, relating to emergency contraceptives.

HB 1753, relating to the collection of samples on private land.

HB 1754, relating to the general assembly.

HB 1755, relating to public restrooms.

HB 1756, relating to the sale of certain lands acquired through legal settlements.

HB 1757, relating to public lands.

HB 1758, relating to income tax.

HB 1759, relating to the enforce the laws act.

HB 1760, relating to the Second Amendment preservation act.

HB 1761, relating to collection of student data by school districts.

HB 1762, relating to child neglect, with penalty provisions.

HB 1763, relating to persons authorized to solemnize marriages.

HB 1764, relating to driver's license issuance.

HB 1765, relating to state land purchases.

HB 1766, relating to campaign finance, with a delayed effective date and penalty provisions.

HB 1767, relating to treatment services for children entering foster care.

HB 1768, relating to unlawful use of weapons, with penalty provisions.

HB 1769, relating to the offense of filing false documents, with penalty provisions.

HB 1770, relating to school attendance.

HB 1771, relating to higher education tuition policy

HB 1772, relating to the respect women's abortion decisions act.

HB 1773, relating to advanced practice registered nurses.

HB 1774, relating to employment security.

HB 1775, relating to tax credits for new businesses in distressed communities.

HB 1776, relating to postconviction procedures.

HB 1777, relating to parole eligibility.

HB 1778, relating to the Missouri innocence commission.

HB 1779, relating to full orders of protection, with penalty provisions.

HB 1780, relating to criminal justice accountability.

HB 1781, relating to vehicular stops and searches by law enforcement.

HB 1782, relating to discrimination based on sexual orientation or gender identity.

HB 1783, relating to fathers' parental rights.

HB 1784, relating to the minimum wage rate.

HB 1785, relating to the small business equality act.

HB 1786, relating to an economic development grant program.

HB 1787, relating to visually impaired voters.

HB 1788, relating to high school graduation requirements.

HB 1789, relating to elementary and secondary education.

HB 1790, relating to the Missouri death with dignity act, with penalty provisions.

HB 1791, relating to the Missouri DREAM trust fund commission.

HB 1792, relating to postsecondary education public benefits.

HB 1793, relating to service of process after the statute of limitations has expired for filing an action.

HB 1794, relating to barbering.

HB 1795, relating to the state personnel law.

HB 1796, relating to the first-time home buyer savings account act.

HB 1797, relating to the nuclear power plant security guard act, with penalty provisions.

HB 1798, relating to language development milestones for children who are deaf or hard of hearing.

HB 1799, relating to workers' compensation.

HB 1800, relating to the public service commission.

HB 1801, relating to fees collected by the department of natural resources.

HB 1802, relating to exemptions from sales tax.

HB 1803, relating to requirements of school officials to report certain acts.

HB 1804, relating to the radioactive waste investigation fund.

HB 1805, relating to senators who represent Missouri in the United States Senate.

HB 1806, relating to property assessments of certain airports.

HB 1807, relating to a women's health services program.

HB 1808, relating to the acquisition of land by the United States government.

HB 1809, relating to the bi-state metropolitan development district.

HB 1810, relating to the offense of falsifying a drug test, with penalty provisions.

HB 1811, relating to the transfer of college credits.

HB 1812, relating to school accreditation.

HB 1813, relating to restitution received by wrongfully imprisoned persons.

HB 1814, relating to absentee voting, with penalty provisions.

HB 1815, relating to the minimum wage.

HB 1816, relating to ethics, with penalty provisions.

HB 1817, relating to electronic public records, with penalty provisions.

HB 1818, relating to banning lobbyist gifts, with penalty provisions.

HB 1819, relating to the ethics commission.

HB 1820, relating to funds held by candidate committees, with penalty provisions.

HB 1821, relating to ethics, with penalty provisions.

HB 1822, relating to lobbying, with penalty provisions.

HB 1823, relating to ethics, with penalty provisions.

HB 1824, relating to taxation.

HB 1825, relating to the historic preservation tax credit.

HB 1826, relating to the opening date for school terms.

HB 1827, relating to agriculture.

HB 1828, relating to animals, with penalty provisions and a delayed effective date.

HB 1829, relating to probate hearings for guardianship.

HB 1830, relating to teacher salaries.

HB 1831, relating to a sales tax holiday.

HB 1832, relating to the credit user protection law, with penalty provisions.

HB 1833, relating to the Missouri universal health assurance program, with a contingent effective date for certain sections.

HB 1834, relating to the waiver of a trial by jury for certain offenses.

HB 1835, relating to the offense of prostitution.

HB 1836, relating to the implementation of the streamlined sales and use tax agreement, with a delayed effective date.

HB 1837, relating to maintenance medications.

HB 1838, to authorize the conveyance of certain state property.

HB 1839, relating to student athletes.

HB 1840, relating to conservation permits for honorably discharged veterans.

HB 1841, relating to youth hunting.

HB 1842, relating to initiative petitions.

HB 1843, relating to trusts directed by trust protectors.

HB 1844, relating to powers of appointment.

HB 1845, relating to estate planning.

HB 1846, relating to the supplemental nutrition assistance program.

HB 1847, relating to operating levies for school purposes.

HB 1848, relating to the laws of other countries.

HB 1849, relating to unlawful possession of firearms, with penalty provisions

HB 1850, relating to the clean water commission.

HB 1851, relating to unlawful discriminatory practices.

HB 1852, relating to abortion.

HB 1853, relating to abortion.

HB 1854, relating to abortion.

HB 1855, relating to the taxation of tobacco.

HB 1856, relating to MO HealthNet work requirements, with a contingent effective date.

HB 1857, relating to elections, with penalty provisions and a delayed effective date for certain sections.

HB 1858, relating to the department of revenue.

HB 1859, relating to mutual aid agreements.

HB 1860, relating to the state board of education, with a contingent effective date.

HB 1861, relating to employment contracts with school districts.

HB 1862, relating to child abuse reports.

HB 1863, relating to civil procedure.

HB 1864, relating to judgment interest rates.

HB 1865, relating to the transportation and storage of firearms.

HB 1866, relating to human trafficking.

HB 1867, relating to a ban on certain selective abortions.

HB 1868, relating to a statewide hearing aid distribution program.

HB 1869, relating to minimum sentencing for first-time offenders who have been convicted of dangerous felonies, with a penalty provision.

HB 1870, relating to multidose medications given to patients at discharge.

HB 1871, relating to automated motor vehicles, with a penalty provision.

HB 1872, relating to the Missouri rural broadband development fund.

HB 1873, relating to poaching, with penalty provisions.

HB 1874, relating to products sold in the state capitol.

HB 1875, relating to endangering the welfare of a child, with penalty provisions.

HB 1876, relating to higher education.

HB 1877, relating to the Missouri Water Safety and Security Act.

HB 1878, relating to ratemaking for gas corporations.

HB 1879, relating to financial transactions involving public entities.

HB 1880, relating to broadband communications services provided by rural electric cooperatives.

HB 1881, relating to biodiesel fuel use in department of transportation vehicles.

HB 1882, relating to scrap metal purchases, with penalty provisions.

HB 1883, relating to a farmers' market nutrition program.

HB 1884, relating to MO HealthNet services.

HB 1885, relating to structured family caregiving for MO HealthNet home- and community-based care.

HB 1886, relating to employment taxes.

HB 1887, relating to restrictive covenants.

HB 1888, relating to transparency of state board of education activities.

HB 1889, relating to financial interest statements, with penalty provisions.

HB 1890, relating to paid political consultants, with penalty provisions.

HB 1891, relating to the law library surcharge.

HB 1892, relating to deputy sheriffs.

HB 1893, relating to public auctions.

HB 1894, relating to lobbying by licensing authorities.

HB 1895, relating to death investigations.

HB 1896, relating to the psychology interjurisdictional compact, with a delayed effective date.

HB 1897, relating to income tax of certain nonresidents.

HB 1898, relating to the controlled substance abuse prevention fund.

HB 1899, relating to school-community partnerships.

HB 1900, relating to music therapists.

HB 1901, relating to security deposits held by landlords.

HB 1902, relating to infrastructure development.

HB 1903, relating to infrastructure development.

HB 1904, relating to dental faculty permits.

HB 1905, relating to abandoned aircraft.

HB 1906, relating to the senior services growth and development program.

HB 1907, relating to working animals.

HB 1908, relating to sanctuary policies for municipalities.

HB 1909, relating to elections.

HB 1910, relating to assault on police animals, with penalty provisions.

HB 1911, relating to animal chiropractic practitioners.

HB 1912, relating to local development incentives.

HB 1913, relating to a tax deduction for diaper changing tables.

HB 1914, relating to the board of police commissioners, with penalty provisions.

HB 1915, relating to the no-call list.

HB 1916, relating to the authorized electronic monitoring in long-term care facilities act, with penalty provisions.

HB 1917, relating to the removal of a tenant from a commercial property.

HB 1918, relating to business fees.

HB 1919, relating to emergency services.

HB 1920, relating to ballot offenses.

HB 1921, relating to the Agreement Among the States to Elect the President by National Popular Vote Act.

HB 1922, relating to the appointment of sheriffs in the city of St. Louis.

HB 1923, relating to public labor organizations, with penalty provisions.

HB 1924, relating to alcohol trade practices, with penalty provisions.

HB 1925, relating to elementary and secondary education.

HB 1926, relating to public contracts, with penalty provisions.

REFERRAL OF HOUSE JOINT RESOLUTIONS

The following House Joint Resolution was referred to the Committee indicated:

HJR 59 - General Laws

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HB 1232 - Elections and Elected Officials

HB 1233 - Elections and Elected Officials

HB 1234 - Elections and Elected Officials

HB 1245 - Elementary and Secondary Education

- HB 1246** - Crime Prevention and Public Safety
- HB 1247** - Special Committee on Tourism
- HB 1248** - General Laws
- HB 1249** - General Laws
- HB 1250** - Judiciary
- HB 1253** - Crime Prevention and Public Safety
- HB 1254** - Crime Prevention and Public Safety
- HB 1266** - Children and Families
- HB 1267** - Higher Education
- HB 1268** - Higher Education
- HB 1270** - Economic Development
- HB 1271** - Economic Development
- HB 1272** - Economic Development
- HB 1286** - General Laws
- HB 1287** - Insurance Policy
- HB 1288** - Ways and Means
- HB 1291** - Local Government
- HB 1293** - Economic Development
- HB 1295** - Transportation
- HB 1299** - Budget
- HB 1300** - Budget
- HB 1301** - Budget
- HB 1303** - General Laws
- HB 1311** - Budget
- HB 1313** - Economic Development
- HB 1315** - Elementary and Secondary Education
- HB 1331** - Judiciary
- HB 1332** - Workforce Development
- HB 1348** - Elementary and Secondary Education
- HB 1350** - Health and Mental Health Policy
- HB 1351** - Judiciary
- HB 1354** - Pensions
- HB 1355** - Crime Prevention and Public Safety
- HB 1356** - Judiciary
- HB 1357** - Special Committee on Tax Policy for Working Families
- HB 1364** - Special Committee on Homeland Security
- HB 1366** - Elementary and Secondary Education
- HB 1367** - Professional Registration and Licensing
- HB 1369** - Veterans
- HB 1370** - Special Committee on Government Oversight
- HB 1371** - Elementary and Secondary Education
- HB 1375** - Special Committee on Tourism
- HB 1376** - Crime Prevention and Public Safety
- HB 1377** - Special Committee on Tax Policy for Working Families
- HB 1378** - Crime Prevention and Public Safety
- HB 1381** - Insurance Policy
- HB 1383** - Children and Families

- HB 1384** - Special Committee on Small Business
- HB 1385** - Elementary and Secondary Education
- HB 1387** - Elementary and Secondary Education
- HB 1388** - Professional Registration and Licensing
- HB 1389** - Transportation
- HB 1390** - General Laws
- HB 1396** - Local Government
- HB 1398** - Local Government
- HB 1399** - Judiciary
- HB 1400** - Professional Registration and Licensing
- HB 1402** - Special Committee on Litigation Reform
- HB 1408** - Elementary and Secondary Education
- HB 1409** - Special Committee on Employment Security
- HB 1410** - Budget
- HB 1411** - Crime Prevention and Public Safety
- HB 1413** - Economic Development
- HB 1415** - Workforce Development
- HB 1416** - Ways and Means
- HB 1421** - Elementary and Secondary Education
- HB 1428** - Local Government
- HB 1429** - Ways and Means
- HB 1435** - Elementary and Secondary Education
- HB 1436** - Economic Development
- HB 1439** - Crime Prevention and Public Safety
- HB 1442** - Local Government
- HB 1443** - Government Efficiency
- HB 1444** - Transportation
- HB 1445** - Economic Development
- HB 1446** - Elections and Elected Officials
- HB 1455** - Workforce Development
- HB 1460** - Ways and Means
- HB 1465** - Higher Education
- HB 1472** - Health and Mental Health Policy
- HB 1476** - Corrections and Public Institutions
- HB 1477** - Budget
- HB 1481** - Insurance Policy
- HB 1484** - General Laws
- HB 1485** - Local Government
- HB 1486** - Government Efficiency
- HB 1487** - Judiciary
- HB 1492** - Veterans
- HB 1495** - Utilities
- HB 1496** - General Laws
- HB 1499** - Health and Mental Health Policy
- HB 1500** - Professional Registration and Licensing

- HB 1504** - Veterans
- HB 1509** - Judiciary
- HB 1520** - Higher Education
- HB 1531** - Special Committee on Litigation Reform
- HB 1548** - Crime Prevention and Public Safety
- HB 1552** - Professional Registration and Licensing
- HB 1556** - Corrections and Public Institutions
- HB 1558** - Crime Prevention and Public Safety
- HB 1561** - Economic Development
- HB 1562** - Economic Development
- HB 1566** - Transportation
- HB 1569** - Elementary and Secondary Education
- HB 1572** - Transportation
- HB 1587** - Professional Registration and Licensing
- HB 1594** - Economic Development
- HB 1600** - Crime Prevention and Public Safety
- HB 1605** - Special Committee on Government Oversight
- HB 1607** - Conservation and Natural Resources
- HB 1608** - Government Efficiency
- HB 1610** - Children and Families
- HB 1615** - Agriculture Policy
- HB 1617** - Health and Mental Health Policy
- HB 1618** - Professional Registration and Licensing
- HB 1621** - Economic Development
- HB 1623** - Workforce Development
- HB 1625** - Agriculture Policy
- HB 1629** - Professional Registration and Licensing
- HB 1630** - Children and Families
- HB 1632** - Judiciary
- HB 1635** - General Laws
- HB 1638** - Veterans
- HB 1645** - Special Committee on Litigation Reform
- HB 1646** - Local Government
- HB 1648** - Judiciary
- HB 1649** - Crime Prevention and Public Safety
- HB 1650** - Judiciary
- HB 1653** - General Laws
- HB 1660** - Elementary and Secondary Education
- HB 1662** - Professional Registration and Licensing
- HB 1665** - Elementary and Secondary Education
- HB 1677** - Workforce Development
- HB 1678** - Higher Education
- HB 1681** - Judiciary
- HB 1685** - Insurance Policy
- HB 1686** - Special Committee on Government Oversight
- HB 1690** - Insurance Policy
- HB 1691** - Utilities

HB 1710 - Professional Registration and Licensing
HB 1711 - Special Committee on Homeland Security
HB 1719 - Professional Registration and Licensing
HB 1722 - Ways and Means
HB 1729 - Economic Development
HB 1744 - Higher Education
HB 1747 - Budget
HB 1762 - Judiciary
HB 1769 - General Laws
HB 1794 - Professional Registration and Licensing
HB 1809 - Local Government
HB 1826 - Elementary and Secondary Education
HB 1838 - Corrections and Public Institutions

SUBCOMMITTEE APPOINTMENTS

January 4, 2018

Mr. Adam Crumbliss, Chief Clerk
Missouri House of Representatives
State Capitol, Office #317-A
Jefferson City, MO 65101

Dear Chief Clerk Crumbliss:

I hereby appoint Rep. Ingrid Burnett to the House Appropriations Subcommittee on Agriculture, Conservation, Natural Resources and Economic Development. Rep. Burnett will also serve as the Ranking Member for this committee.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

/s/ Gail McCann Beatty
House Minority Leader
District 26

The following members' presence was noted: Adams, Alferman, Anders, Anderson, Andrews, Austin, Bahr, Bangert, Baringer, Barnes (28), Barnes (60), Basye, Beck, Berry, Black, Bondon, Brown (27), Brown (57), Burnett, Butler, Chipman, Christofanelli, Conway (10), Cookson, Corlew, Cornejo, Curtis, Davis, DeGroot, Dogan, Dohrman, Eggleston, Ellington, Engler, Evans, Fitzwater, Francis, Franks Jr, Frederick, Gray, Green, Gregory, Grier, Haahr, Haefner, Harris, Helms, Henderson, Houx, Hurst, Kelley (127), Kelly (141), Kendrick, Kidd, Korman, Lavender, Lynch, Matthiesen, McCann Beatty, McDaniel, McGee, Merideth (80), Messenger, Miller, Mitten, Moon, Morgan, Morris, Mosley, Muntzel, Neely, Newman, Pfautsch, Pierson Jr, Pietzman, Pike, Plocher, Quade, Razer, Reisch, Rhoads, Richardson, Roberts, Roeber, Rowland (155), Runions, Ruth, Schroer, Shumake, Smith (85), Sommer, Spencer, Stacy, Stephens (128), Stevens (46), Swan, Tate, Taylor, Trent, Unsicker, Vescovo, Walker (3), Walker (74), Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Trent, the House adjourned until 4:00 p.m., Monday, January 8, 2018.

COMMITTEE HEARINGS

CRIME PREVENTION AND PUBLIC SAFETY

Monday, January 8, 2018, 2:00 PM, House Hearing Room 1.

Public hearing will be held: HB 1246

Executive session will be held: HB 1246

Executive session may be held on any matter referred to the committee.

GENERAL LAWS

Monday, January 8, 2018, 12:00 PM, House Hearing Room 7.

Public hearing will be held: HB 1303

Executive session will be held: HB 1303

Executive session may be held on any matter referred to the committee.

HEALTH AND MENTAL HEALTH POLICY

Wednesday, January 10, 2018, 12:00 PM or upon adjournment (whichever is later), House Hearing Room 7.

Public hearing will be held: HB 1350, HB 1499, HB 1617

Executive session may be held on any matter referred to the committee.

JOINT COMMITTEE ON EDUCATION

Wednesday, January 10, 2018, 1:00 PM, House Hearing Room 3.

Executive session may be held on any matter referred to the committee.

The Committee will hear testimony regarding:

I. University of Missouri Leadership/Governance

II. Head Injury: Missouri State High School Activities Association (MSHSAA)

LOCAL GOVERNMENT

Wednesday, January 10, 2018, 12:00 PM or 15 minutes after conclusion of Morning Session, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Informational meeting

PROFESSIONAL REGISTRATION AND LICENSING

Monday, January 8, 2018, 2:00 PM, House Hearing Room 5.

Public hearing will be held: HB 1500

Executive session will be held: HB 1500

Executive session may be held on any matter referred to the committee.

CORRECTED

RULES - ADMINISTRATIVE OVERSIGHT

Monday, January 8, 2018, upon adjournment of Rules - Legislative Oversight Committee, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Pending referral of HB 1500.

RULES - LEGISLATIVE OVERSIGHT

Monday, January 8, 2018, 4:30 PM, House Hearing Room 7.

Executive session may be held on any matter referred to the committee.

Pending referral of HB 1246 and HB 1303.

SPECIAL COMMITTEE ON URBAN ISSUES

Monday, January 8, 2018, 5:00 PM or upon adjournment (whichever is later), House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

University of Missouri President

University of Missouri Chancellor

Superintendent of Riverview Gardens

Children Service Fund

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Tuesday, January 9, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Organizational meeting and public testimony on Department of Elementary & Secondary Education. If you would like to be on the list to testify, please call Rep. Rowland's office at (573) 751-2042. We will also have a sign in sheet at the hearing.

SUBCOMMITTEE ON APPROPRIATIONS - EDUCATION

Wednesday, January 10, 2018, 2:00 PM, House Hearing Room 1.

Executive session may be held on any matter referred to the committee.

Public testimony on Department of Elementary & Secondary Education continued, if necessary.

VETERANS

Tuesday, January 9, 2018, 8:00 AM, House Hearing Room 1.

Public hearing will be held: HB 1369, HB 1492, HB 1504, HB 1638

Executive session will be held: HB 1369, HB 1492, HB 1504, HB 1638

Executive session may be held on any matter referred to the committee.

HOUSE CALENDAR

THIRD DAY, MONDAY, JANUARY 8, 2018

HOUSE CONCURRENT RESOLUTIONS FOR SECOND READING

HCR 61 through HCR 63

HOUSE JOINT RESOLUTIONS FOR SECOND READING

HJR 72

HOUSE BILLS FOR SECOND READING

HB 1927 through HB 1953

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

SEVENTH DAY, MONDAY, JUNE 11, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

May the Lord make you increase and abound in love to one another and to all men. (I Thessalonians 3:12)

Almighty and glorious God, very conscious of our obligations to the historic past, aware of the many positive opportunities of the present, and with faith in a beautiful, amazing future, we humbly join our citizens in the affirmation – “The will of the people is the highest law.”

O God, You have been amazingly generous to us and we are grateful. Your spirit has led us! Your hand has supported us, and Your love has filled our hearts with love. Make us one with You, we pray, as we face the duties of our future together.

Bless our new Governor, his family and staff, as they embark on a new and dedicated role of service to our citizens. Give them peace, comfort and security plus quiet!

Finally, may we lift high the banner of freedom, strengthen the arms of justice, build bridges between people and classes, and keep ourselves ever mindful of Your presence and ready to do Your will.

And the House says, “Amen!”

The Pledge of Allegiance to the flag was recited.

The Journal of the first day was approved as printed by the following vote:

AYES: 137

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtman	Davis
DeGroot	Dinkins	Dogan	Dohrman	Eggleston
Ellebracht	Ellington	Engler	Fitzpatrick	Fitzwater
Fraker	Francis	Franklin	Franks Jr	Frederick
Gannon	Green	Grier	Haahr	Haefner
Hannegan	Hansen	Harris	Helms	Henderson
Higdon	Hill	Houghton	Houx	Hurst
Justus	Kelley 127	Kelly 141	Kendrick	Kidd
Knight	Kolkmeyer	Korman	Lant	Lavender

22 *Journal of the House*

Lichtenegger	Lynch	Marshall	Matthiesen	May
McCann Beatty	McCreery	McDaniel	McGaugh	McGee
Meredith 71	Merideth 80	Messenger	Miller	Mitten
Moon	Morgan	Morris 140	Morse 151	Muntzel
Neely	Nichols	Pfausch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Vescovo	Walker 3
Walsh	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

NOES: 001

Curtis

PRESENT: 000

ABSENT WITH LEAVE: 022

Beard	Brattin	Brown 57	Burnett	Conway 10
Evans	Gray	Gregory	Johnson	Lauer
Love	Mathews	Mosley	Newman	Peters
Phillips	Pietzman	Pogue	Roeber	Spencer
Walker 74	White			

VACANCIES: 003

Speaker Pro Tem Haahr assumed the Chair.

The Journal of the second day was approved as printed.

The Journal of the third day was approved as printed.

The Journal of the fourth day was approved as printed.

The Journal of the fifth day was approved as printed.

The Journal of the sixth day was approved as printed by the following vote:

AYES: 135

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bahr	Bangert	Baringer	Barnes 60
Barnes 28	Basye	Beck	Bernskoetter	Berry
Black	Bondon	Brown 27	Burns	Butler
Carpenter	Chipman	Christofanelli	Conway 104	Cookson
Corlew	Cornejo	Cross	Curtis	Curtman
Davis	DeGroot	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Ellington	Engler	Fitzpatrick
Fitzwater	Fraker	Francis	Franklin	Franks Jr
Frederick	Gannon	Green	Grier	Haahr

Haefner	Hannegan	Hansen	Harris	Helms
Henderson	Higdon	Hill	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lavender	Lichtenegger	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McDaniel	McGaugh
McGee	Meredith 71	Merideth 80	Messenger	Miller
Mitten	Moon	Morgan	Morris 140	Morse 151
Muntzel	Nichols	Pfausch	Pierson Jr	Pike
Plocher	Quade	Razer	Redmon	Rehder
Reiboldt	Reisch	Remole	Revis	Rhoads
Roberts	Roden	Rone	Ross	Rowland 155
Rowland 29	Runions	Ruth	Schroer	Shaul 113
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Stacy	Stephens 128	Stevens 46	Swan	Tate
Taylor	Trent	Unsicker	Walker 3	Walsh
Washington	Wessels	Wiemann	Wilson	Wood

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 025

Beard	Brattin	Brown 57	Burnett	Conway 10
Evans	Gray	Gregory	Johnson	Lauer
Love	Mathews	Mosley	Neely	Newman
Peters	Phillips	Pietzman	Pogue	Roeber
Spencer	Vescovo	Walker 74	White	Mr. Speaker

VACANCIES: 003

HOUSE CONCURRENT RESOLUTIONS

Representative Vescovo offered **HCR 1**, which was read.

HOUSE CONCURRENT RESOLUTION NO. 1

BE IT RESOLVED, by the House of Representatives of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 5:00 p.m., Monday, June 11, 2018, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED, that His Excellency be informed that the House of Representatives and Senate of the Ninety-ninth General Assembly, First Special Session of the Second Regular Session, are ready to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

On motion of Representative Vescovo, **HCR 1** was adopted.

MOTION

Representative Vescovo moved that Rule 122 be suspended.

Which motion was adopted by the following vote:

AYES: 129

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 28	Basye
Beck	Bernskoetter	Berry	Black	Bondon
Brown 27	Burns	Butler	Carpenter	Chipman
Christofanelli	Conway 104	Cookson	Corlew	Cornejo
Cross	Curtis	Curtman	Davis	DeGroot
Dinkins	Dogan	Dohrman	Eggleston	Ellebracht
Ellington	Fitzpatrick	Fitzwater	Fraker	Francis
Franklin	Franks Jr	Frederick	Gannon	Green
Grier	Haahr	Haefner	Hannegan	Hansen
Harris	Henderson	Higdon	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lavender	Lichtenegger	Lynch	Marshall	Matthiesen
McCann Beatty	McCreery	McDaniel	McGaugh	Meredith 71
Merideth 80	Messenger	Miller	Mitten	Moon
Morgan	Morris 140	Morse 151	Muntzel	Neely
Nichols	Pfautsch	Pierson Jr	Pike	Plocher
Quade	Razer	Redmon	Rehder	Reiboldt
Remole	Revis	Rhoads	Roberts	Roden
Rone	Ross	Rowland 155	Rowland 29	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 85	Smith 163	Sommer	Stacy	Stephens 128
Stevens 46	Swan	Tate	Taylor	Trent
Unsicker	Vescovo	Walker 3	Walsh	Washington
Wessels	Wiemann	Wilson	Wood	

NOES: 000

PRESENT: 000

ABSENT WITH LEAVE: 031

Anders	Barnes 60	Beard	Brattin	Brown 57
Burnett	Conway 10	Engler	Evans	Gray
Gregory	Helms	Hill	Johnson	Lauer
Love	Mathews	May	McGee	Mosley
Newman	Peters	Phillips	Pietzman	Pogue
Reisch	Roeber	Spencer	Walker 74	White
Mr. Speaker				

VACANCIES: 003

Speaker Richardson resumed the Chair.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **HCR 1**.

JOINT SESSION

The hour of the Joint Session having arrived, the Senate in a body was admitted and President Pro Tem Ron Richard, presiding, called the Joint Assembly to order.

The Missouri State Highway Patrol Troop F Color Guard presented the Colors, and the Pledge of Allegiance to the flag was recited.

The Secretary of the Senate called the roll, which showed a majority of the Senators present:

AYES: 29

Brown	Cierpiot	Crawford	Cunningham	Curls
Dixon	Eigel	Emery	Hegeman	Hummel
Kehoe	Koenig	Libla	Munzlinger	Nasheed
Onder	Richard	Riddle	Rizzo	Romine
Rowden	Sater	Schaaf	Schatz	Sifton
Wallingford	Walsh	Wasson	Wieland	

ABSENT: 1

Chappelle-Nadal

ABSENT WITH LEAVE: 3

Holsman	Hoskins	Schupp
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The Chief Clerk of the House called the roll, which showed a majority of the members present:

AYES: 118

Adams	Anders	Anderson	Andrews	Arthur
Austin	Bangert	Baringer	Barnes 60	Barnes 28
Basye	Bernskoetter	Berry	Black	Bondon
Brown 27	Burns	Butler	Carpenter	Christofanelli
Conway 104	Cookson	Corlew	Cornejo	Cross
Davis	DeGroot	Dinkins	Dogan	Dohrman
Ellebracht	Engler	Fitzpatrick	Fitzwater	Fraker
Francis	Franklin	Franks Jr	Frederick	Gannon
Grier	Haefner	Hannegan	Hansen	Harris
Helms	Henderson	Higdon	Houghton	Houx
Hurst	Justus	Kelley 127	Kelly 141	Kendrick
Kidd	Knight	Kolkmeier	Korman	Lant
Lavender	Lichtenegger	Lynch	Marshall	Matthiesen
May	McCann Beatty	McCreery	McGaugh	McGee

Merideth 80	Messenger	Miller	Morris 140	Morse 151
Muntzel	Neely	Pfautsch	Pierson Jr	Pike
Plocher	Razer	Redmon	Rehder	Reiboldt
Reisch	Remole	Revis	Rhoads	Roberts
Roden	Rone	Ross	Rowland 155	Runions
Ruth	Schroer	Shaul 113	Shull 16	Shumake
Smith 163	Sommer	Stacy	Stephens 128	Stevens 46
Swan	Tate	Taylor	Trent	Unsicker
Walker 3	Walsh	Washington	Wessels	Wiemann
Wilson	Wood	Mr. Speaker		

NOES: 000

PRESENT: 016

Beck	Chipman	Curtis	Eggleston	Ellington
Green	Haahr	McDaniel	Meredith 71	Mitten
Moon	Morgan	Nichols	Quade	Smith 85
Vescovo				

ABSENT WITH LEAVE: 026

Bahr	Beard	Brattin	Brown 57	Burnett
Conway 10	Curtman	Evans	Gray	Gregory
Hill	Johnson	Lauer	Love	Mathews
Mosley	Newman	Peters	Phillips	Pietzman
Pogue	Roeber	Rowland 29	Spencer	Walker 74
White				

VACANCIES: 003

The Sergeant-at-Arms announced the approach of the Honorable Michael L. Parson, Governor of the State of Missouri. The Governor assumed the Speaker's dais, where he delivered the following message to the Assembly in Joint Session.

ADDRESS BY GOVERNOR MICHAEL L. PARSON

Thank you, Speaker Richardson, President Pro Tem Richard, and members of the Missouri House and Senate.

First, let me start by introducing my wife Teresa to you. I'm so proud to recognize her as the First Lady of the State of Missouri. She is a blessing to all of us.

I stand before you at a difficult time for our state.

During this time, we have witnessed politics at its worst and at its best. We have been divided, and we have been united. Missouri has risen to the occasion, as we always do.

Today is a time for a fresh start for our state and to recommit ourselves—each and every one of us, including you in the galleries—we must work together for a better Missouri!

We faced difficult truths; we made tough decisions; we persevered because our institutions are strong, and the people of Missouri are stronger.

Over the last 200 years, more than 7,000 Missourians have been elected to a state legislative or constitutional office.

These were honorable men and women—people just like you and me—who temporarily put aside their personal obligations, travelled to the seat of government, and took an oath to do the people’s business.

And like so many of you, most were not looking to build a career. They were not here for fame or glory or notoriety. They placed their names on the ballot, staked out positions on issues, endured the inevitable attacks that come with campaigning, and walked into this building because they were called to be a public servant.

We stand here today in a long legacy of citizen patriots from across the state of Missouri who have answered the call of duty—and we salute their service!

One hundred years ago, the governor’s mansion and the seats in this chamber were occupied by people whose names most of us don’t remember.

And one hundred years from now, long after each of us has departed from this earth, these seats will continue to exist, held by men and women whose grandparents have not even been born.

Make no mistake: the offices we now hold are far bigger than any one of us.

Future Missourians may look back at the journals of the House or the Senate from this legislative session, and they will see our names. They will know our party affiliations. They will see the votes we cast. But none of these things will define who we are.

The responsibility of our jobs was given to us by our forefathers by passing down the Declaration of Independence, the Constitution, and the Bill of Rights.

Our job—the job of each and every one of us—is to continue that tradition, which is the framework to be able to live the American Dream and ensure it exists for the next generation. And our job is also to honor the memory of those who have come before, and to applaud those yet to come who will leave their permanent mark on our great state of Missouri.

What we must ask ourselves: Have we been respectful to our constituents, to our colleagues, and to our state? Have we acted morally and ethically? Have we honored the people of our great state who sent us here? How we answer these questions will define who we are.

For many of you, this will be the first and last office you ever hold—but what you do during your brief time matters. It matters to the student and the teacher. It matters to the truck driver and the small business owner. It matters to the police officer and the prisoner. It matters to the worker and the employer. It matters to the nurse and the farmer. But it’s not just the votes you cast or the bills that are signed; it’s how we respect the institution that has temporarily been entrusted to our care.

We are expected to debate passionately for what we believe—but we must be careful not to erode the public’s trust in our system of government for short-term personal gain.

The government our forefathers established makes us unique in the world and sets America apart as a shining city on the hill!

We should expect criticism and understand that some of it is unfair—but we must always take responsibility for our own actions.

Most of all, we must always remember that we serve the people and the state of Missouri—not the other way around.

Sadly, much of the political turmoil that has engulfed our state is a result of these truths being forgotten.

When the public’s trust is violated, we are obligated to act.

Over the past few months, I have been impressed by the care, prudence, and professionalism you have shown as you have sought the truth.

I am in awe, once again, of the fortitude of our state's institutions.

But our institutions are only as strong as the people who serve them—and the great State of Missouri is better because of your service.

Today, in this chamber, we have the opportunity for a fresh start. To elevate the tone of our political discourse. To recommit ourselves to the values that made our system of government the envy of the world.

This does not mean disregarding our beliefs or moderating our positions. It means debating with respect. It means conducting ourselves with integrity. It means unifying around the idea that—no matter which party we belong to—each of us is here for the same reason: to make Missouri... a better place.

Too many people have come to believe that dysfunction and inaction are the normal conditions of government.

But over the past few months, you—the members of the Missouri General Assembly—have proven that effective leadership is possible. Among you, there are profound disagreements, yet throughout the legislative session, you respected each other, you respected the process, and you respected the people of this state. And in the midst of political strife, you debated and argued passionately for issues you cared about.

Not long ago you completed one of the most historic legislative sessions in recent memory. Not enough has been said about it. Your many legislative achievements include significant tax reform for Missourians, record education funding for our students, government union reform, a responsible, balanced budget, and many other reforms that made government smaller, more efficient, and more effective for Missourians.

This is how government should work, and this is the people's government and we—all of us in this room—can ensure that it continues to work in the years ahead.

As we move forward, together, I pledge that I will spend every day working to make our state stronger and more prosperous. I promise that the welfare of the people will be my guiding principle and sole consideration. And I will never forget—never forget—that public service is—first and foremost—about serving Missourians.

I hope that each of you will join me.

During this time, I am reminded by a passage in Philippians 2:3-4, “Do nothing from selfish ambition or conceit, but in humility... count others more significant than yourselves. Let each of you look not only to his own interest, but also to the interests of others.”

With your prayers—and the prayers of millions of Missourians—for me and my family, for all of our political leaders, and for our state, I am confident that our wounds will heal and the bonds that bind us together as Missourians will strengthen. And now more than ever, I am optimistic that we will move forward, as President Abraham Lincoln urged in the closing days of the Civil War, “with malice toward none, with charity for all, with firmness in the right, as God gives us to see the right, let us strive on... to finish the work we are in... to bind up the nation's wounds.”

May God bless you...and may God bless the great state of Missouri!

The Joint Session was dissolved by Senator Kehoe.

Speaker Richardson resumed the Chair.

ADJOURNMENT

On motion of Representative Vescovo, the House of Representatives of the Ninety-ninth General Assembly, convened in the First Special Session of the Second Regular Session on May 18, 2018, adjourned sine die, pursuant to the Constitution.

TODD RICHARDSON
Speaker of the House

D. ADAM CRUMBLISS
Chief Clerk of the House

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JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

SIXTH DAY, TUESDAY, JUNE 5, 2018

The House met pursuant to adjournment.

Representative Marshall in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was led by Celia Osier.

COMMUNICATION

June 1, 2018

Secretary of State John R. Ashcroft
600 West Main Street
Jefferson City, MO 65101

Dear Secretary Ashcroft:

I resign the office of Governor effective today, June 1, 2018, at 5:00 p.m.

Sincerely,

/s/ Eric R. Greitens
Governor

LETTER OF RESIGNATION

June 4, 2018

The Honorable Todd Richardson
Missouri House of Representatives
State Capitol, Room 308
Jefferson City, MO 65101

Dear Speaker Richardson,

In accordance with the provisions of the Constitution and the Revised Statutes of the State of Missouri, I write this letter to inform you that I am resigning my position as State Representative for the 61st District, effective at 8:00 AM this day, June 4, 2018. It has been an honor and privilege to serve the people of the 61st District and the citizens of Missouri. I am forever grateful of the opportunity to serve on their behalf and am proud of what we have been able to accomplish during my time in office.

Sincerely,

/s/ Justin Alferman
State Representative - District 61

The following members' presence was noted: Basye, Brown (27), Cornejo, Haahr, Harris, Kelley (127), Kendrick, Marshall, McGee, Moon, Muntzel, Shull (16), Vescovo, and Washington.

ADJOURNMENT

On motion of Representative Marshall, the House adjourned until 4:00 p.m., Monday, June 11, 2018.

HOUSE CALENDAR

SEVENTH DAY, MONDAY, JUNE 11, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

FOURTH DAY, TUESDAY, MAY 29, 2018

The House met pursuant to adjournment.

Speaker Richardson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Austin, Barnes (60), Basye, Beard, Bondon, Brown (27), Christofanelli, Eggleston, Harris, Johnson, Kelley (127), Kendrick, Lauer, Marshall, Mitten, Moon, Muntzel, Phillips, Pierson Jr, Razer, Rhoads, Richardson, Stacy, Trent, and Wood.

ADJOURNMENT

On motion of Representative Richardson, the House adjourned until 10:00 a.m., Thursday, May 31, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 30, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, May 31, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

HOUSE CALENDAR

FIFTH DAY, THURSDAY, MAY 31, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

FIFTH DAY, THURSDAY, MAY 31, 2018

The House met pursuant to adjournment.

Representative Cookson in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Alferman, Anders, Andrews, Bahr, Bangert, Baringer, Basye, Berry, Black, Bondon, Brown (27), Brown (57), Burnett, Burns, Butler, Carpenter, Chipman, Christofanelli, Conway (10), Conway (104), Cookson, Cornejo, Davis, DeGroot, Dogan, Eggleston, Fitzwater, Fraker, Gray, Grier, Harris, Houx, Hurst, Kelley (127), Kendrick, Knight, Kolkmeyer, Lant, Lavender, Marshall, Matthiesen, McCann Beatty, McDaniel, McGaugh, McGee, Merideth (80), Miller, Muntzel, Phillips, Pierson Jr, Pike, Quade, Razer, Redmon, Reiboldt, Reisch, Rhoads, Richardson, Roden, Rowland (155), Smith (163), Stacy, Tate, Taylor, Trent, Vescovo, Walker (3), Washington, Wiemann, Wilson, and Wood.

ADJOURNMENT

On motion of Representative Cookson, the House adjourned until 10:00 a.m., Tuesday, June 5, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

CANCELLED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

CANCELLED

HOUSE CALENDAR

SIXTH DAY, TUESDAY, JUNE 5, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

SECOND DAY, TUESDAY, MAY 22, 2018

The House met pursuant to adjournment.

Representative Fitzwater in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

COMMITTEE REPORTS

Special Investigative Committee on Oversight, Chairman Barnes (60) reporting:

Mr. Speaker: Your Special Investigative Committee on Oversight, to which was referred **HR 2**, begs leave to report it has examined the same and recommends that it **Do Pass** by the following vote:

Ayes (8): Austin, Barnes (60), Eggleston, Mitten, Phillips, Pierson Jr., Razer and Trent

Noes (0)

Absent (2): Lauer and Rhoads

The following members' presence was noted: Anders, Austin, Barnes (60), Basye, Beard, Cornejo, Curtis, Curtman, DeGroot, Eggleston, Fitzwater, Hurst, Kelley (127), Kendrick, Marshall, McGaugh, McGee, Mitten, Moon, Mosley, Muntzel, Phillips, Pierson Jr, Razer, Reisch, Stacy, Trent, Vescovo, Wiemann, and Wood.

ADJOURNMENT

On motion of Representative Fitzwater, the House adjourned until 10:00 a.m., Friday, May 25, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 23, 2018, 9:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, May 24, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, May 25, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Saturday, May 26, 2018, 9:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 29, 2018, 10:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 30, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, May 31, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

HOUSE CALENDAR

THIRD DAY, FRIDAY, MAY 25, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

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JOURNAL OF THE HOUSE

First Special Session, 99th GENERAL ASSEMBLY

THIRD DAY, FRIDAY, MAY 25, 2018

The House met pursuant to adjournment.

Representative Wood in the Chair.

There was a moment of silent prayer.

The Pledge of Allegiance to the flag was recited.

The following members' presence was noted: Austin, Barnes (60), Beard, Brown (27), DeGroot, Eggleston, Harris, Kelley (127), Kendrick, Lauer, Mitten, Moon, Mosley, Phillips, Razer, Reisch, Trent, and Wood.

ADJOURNMENT

On motion of Representative Wood, the House adjourned until 10:00 a.m., Tuesday, May 29, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Saturday, May 26, 2018, 9:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

CANCELLED

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 29, 2018, 10:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 30, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Thursday, May 31, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Friday, June 1, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Saturday, June 2, 2018, 8:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

Receive or review witness testimony

HOUSE CALENDAR

FOURTH DAY, TUESDAY, MAY 29, 2018

HOUSE RESOLUTIONS

HR 2 - Barnes (60)

ACTIONS PURSUANT TO ARTICLE IV, SECTION 27

HCS HB 1 - Fitzpatrick

CCS SCS HCS HB 2 - Fitzpatrick

CCS SCS HCS HB 3 - Fitzpatrick

CCS SCS HCS HB 4 - Fitzpatrick

CCS SCS HCS HB 5 - Fitzpatrick

CCS SCS HCS HB 6 - Fitzpatrick

CCS SCS HCS HB 7 - Fitzpatrick

CCS SCS HCS HB 8 - Fitzpatrick

CCS SCS HCS HB 9 - Fitzpatrick

CCS SCS HCS HB 10 - Fitzpatrick

CCS SCS HCS HB 11 - Fitzpatrick

CCS SCS HCS HB 12 - Fitzpatrick

SCS HCS HB 13 - Fitzpatrick

CCS SCS HCS HB 17 - Fitzpatrick

SCS HCS HB 18 - Fitzpatrick

Journal of the House

NINETY-NINTH GENERAL ASSEMBLY
of the
STATE OF MISSOURI

FIRST SPECIAL SESSION

FIRST DAY, FRIDAY, MAY 18, 2018

The House was called to order at 6:30 p.m.

Speaker Richardson in the Chair.

Prayer by Reverend Monsignor Robert A. Kurwicki, Chaplain.

Herein is my Father glorified, that ye bear much fruit. (John 15:8)

O Just and Eternal God, by whose spirit our founders were guided in their historic decisions, direct, we ask You, the very serious deliberations during this special session. Help us to do well the work we have to do and may it be for the good of all citizens, now and in the future.

To our Speaker and to all who share with him the great responsibilities of making the difficult decisions and tough choices for our state, grant spiritual strength, wise counsel, and an unshakeable faith that they may continue to lead our people toward the higher goals of peace, truth and justice for all, now and forever.

And the House says, "Amen!"

The Pledge of Allegiance to the flag was recited.

Representative Vescovo suggested the absence of a quorum.

The following roll call indicated a quorum present:

AYES: 032

Alferman	Anders	Basye	Bernskoetter	Black
Burns	Butler	Carpenter	Cookson	Curtman
Engler	Fraker	Gannon	Hansen	Hurst
Justus	Kelley 127	Kelly 141	Lant	Lichtenegger
May	McCreery	Morris 140	Muntzel	Phillips
Redmon	Reiboldt	Remole	Revis	Shaul 113
Taylor	Walsh			

NOES: 003

Curtis	Ellington	Rowland 29
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PRESENT: 107

Adams	Anderson	Andrews	Arthur	Austin
Bahr	Bangert	Baringer	Barnes 60	Barnes 28
Beard	Beck	Berry	Brattin	Brown 57
Burnett	Chipman	Conway 10	Conway 104	Corlew
Cornejo	Davis	Dinkins	Dogan	Dohrman
Eggleston	Ellebracht	Evans	Fitzpatrick	Fitzwater
Francis	Franklin	Franks Jr	Frederick	Green
Gregory	Grier	Haahr	Hannegan	Harris
Helms	Higdon	Houghton	Houx	Johnson
Kidd	Knight	Kolkmeier	Lauer	Lavender
Love	Lynch	Marshall	Mathews	Matthiesen
McCann Beatty	McDaniel	McGaugh	McGee	Meredith 71
Merideth 80	Mitten	Moon	Morgan	Mosley
Neely	Nichols	Pfautsch	Pierson Jr	Pietzman
Pike	Plocher	Quade	Razer	Rehder
Reisch	Roberts	Roden	Roeber	Rone
Ross	Rowland 155	Runions	Ruth	Schroer
Shull 16	Shumake	Smith 85	Smith 163	Sommer
Spencer	Stacy	Stephens 128	Stevens 46	Swan
Tate	Trent	Unsicker	Vescovo	Walker 3
Walker 74	Washington	Wessels	Wiemann	Wilson
Wood	Mr. Speaker			

ABSENT WITH LEAVE: 019

Bondon	Brown 27	Christofanelli	Cross	DeGroot
Gray	Haefner	Henderson	Hill	Kendrick
Korman	Messenger	Miller	Morse 151	Newman
Peters	Pogue	Rhoads	White	

VACANCIES: 002

The following Proclamation was received by the Secretary of State on May 9, 2018.

JOINT PROCLAMATION

WHEREAS, on May 3, 2018, pursuant to Section 20(b), Article III of the Constitution of Missouri, the General Assembly submitted a petition to the Secretary of State signed by three-fourths of the members of the Senate and three-fourths of the members of the House of Representatives to convene a special session; and

WHEREAS, pursuant to Section 20(b), Article III of the Constitution of Missouri, upon such submission, the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall by joint proclamation convene the General Assembly in special session:

NOW THEREFORE, on the special occasion that exists in the State of Missouri:

WE, RON RICHARD, PRESIDENT PRO TEMPORE OF THE SENATE, AND TODD RICHARDSON, SPEAKER OF THE HOUSE OF REPRESENTATIVES, pursuant to the authority vested in us by Section 20(b), Article III of the Constitution of the State of Missouri, do, by this Joint Proclamation, convene the Ninety-Ninth General Assembly of the State of Missouri in the First Special Session of the Second Regular Session; and

WE HEREBY call upon the Senators and Representatives of said General Assembly to meet in their respective chambers in the State Capitol in the City of Jefferson at 6:30 p.m. on Friday, May 18, 2018; and

WE HEREBY state that the action of said General Assembly is deemed necessary concerning each matter specifically designated and limited hereinafter as follows:

1. To consider the findings and recommendations of the House of Representatives Special Investigative Committee on Oversight including, but not limited to, all available disciplinary actions against Eric R. Greitens, Governor of the State of Missouri.

2. Such additional and other matters as may be jointly recommended by the President Pro Tempore of the Senate and the Speaker of the House of Representatives by special message to the General Assembly after it shall have been convened.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Missouri Senate, in the City of Jefferson, on this 9th day of May, 2018.

/s/ Ron Richard
President Pro Tempore
Senate

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the Missouri House of Representatives, in the City of Jefferson, on this 9th day of May, 2018.

/s/ Todd Richardson
Speaker
House of Representatives

ATTEST:

/s/ John R. Ashcroft
Secretary of State

HOUSE RESOLUTIONS

Representative Vescovo offered **HR 1**, which was read.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the Ninety-ninth General Assembly, Second Regular Session, inform the Senate that the House duly convened in the First Special Session of the Second Regular Session on Friday, May 18, 2018, and is convened in full session and ready for consideration of its business.

On motion of Representative Vescovo, **HR 1** was adopted.

COMMITTEE APPOINTMENTS

May 18, 2018

Mr. Adam Crumbliss
Chief Clerk
Missouri House of Representatives
State Capitol, Room 317A
Jefferson City, MO 65101

Dear Mr. Crumbliss:

I hereby appoint the following to the Special Investigative Committee on Oversight.

Representative Greg Razer
Representative Curtis Trent
Representative J. Eggleston

If you have any questions, please feel free to contact my office.

Sincerely,

/s/ Todd Richardson
Speaker of the Missouri House of Representatives
152nd District

HOUSE RESOLUTIONS

Representatives Barnes (60) and Mitten offered House Resolution No. 2.

HOUSE RESOLUTION NO. 2

WHEREAS, on February 27, 2018, the Speaker of the House of Representatives appointed the Special Investigative Committee on Oversight; and

WHEREAS, on March 1, 2018, the House of Representatives unanimously adopted House Resolution 5565, which authorized the Special Investigative Committee on Oversight to investigate allegations against Governor Eric R. Greitens and report back to the House of Representatives; and

WHEREAS, on April 11, 2018, the Special Investigative Committee on Oversight submitted a report of its findings relating to such investigation. On April 30, 2018, such committee submitted a supplement to its first report. On May 2, 2018, such committee submitted a second report of its findings relating to such investigation; and

WHEREAS, under the authority given in Section 18, Article III of the Constitution of Missouri, the House of Representatives adopted rules of procedure for the hearings and investigations of the Special Investigative Committee on Oversight in House Resolution 5565:

NOW THEREFORE BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninety-ninth General Assembly, First Special Session of the Second Regular Session, pursuant to House Rule 64(3), hereby authorize the Special Investigative Committee on Oversight to recommend disciplinary actions including, but not limited to, remonstrance or censure or introduce upon report articles of impeachment; and

BE IT FURTHER RESOLVED that the Special Investigative Committee on Oversight shall consist of ten members of the House of Representatives appointed by the Speaker of the House of Representatives, not more than seven members being from the same political party; and

BE IT FURTHER RESOLVED that the Rules of the House of Representatives, Ninety-ninth General Assembly, and the following rules shall apply during the second regular session and any special session of the Ninety-ninth General Assembly, as appropriate:

RULE 1

Any hearings upon such issue shall be commenced at such time and place as determined by the chair. A recess may be requested by any member of the committee. Adjournments shall be determined by the chair. The special committee shall be allowed to meet or conduct hearings during the session of the House of Representatives without requesting leave of the House of Representatives.

RULE 2

Any hearings shall be open to the public and press, except that the committee, upon a majority vote, may close all or a portion of such hearings to hear the testimony of certain witnesses, review evidence, or for purposes of meeting with committee counsel. Counsel for the Governor shall be allowed to attend any closed hearings involving the testimony of witnesses. At the conclusion of the investigation, the committee shall prepare a transcript of the hearings, except that the committee, upon a majority vote, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. At the conclusion of the investigation, the committee shall make a copy of all committee records available to any member of the House of Representatives, except that the committee, upon a majority vote, may order that the identity of certain witnesses, certain testimony, or certain evidence be redacted, blurred, or obfuscated in a manner to protect the identity or privacy of any witness. All public hearings shall be recorded and live-streamed on the website of the House of Representatives. The chair shall determine the extent and the manner in which cameras or other audio or visual recording devices and ancillary lighting and electrical equipment shall be allowed at such hearings.

RULE 3

Only appointed members of the special committee may question witnesses.

RULE 4

Only persons called as witnesses by the special committee may testify as witnesses. Any person called as a witness, or his or her legal counsel, may file a sworn written statement relevant to the purpose, subject matter, and scope of the committee's proceedings. Any other person desiring to testify as a witness may petition the committee for permission to testify by presenting a written statement of the substance of the proposed testimony to the chair at least twenty-four hours prior to the testimony. The committee, upon a majority vote, shall have discretion of whether to allow such person to testify as a witness.

RULE 5

All witnesses shall testify under the following oath, which shall be administered by the chair:

"Do you solemnly swear (or affirm) that the testimony you shall give in the hearing now pending before this committee shall be the truth, the whole truth, and nothing but the truth, so help you God?"

RULE 6

Formal rules of evidence shall not apply to the hearings. The committee may compel the attendance of witnesses and the production of any paper or document, enforce obedience of its orders, preserve order, and punish in a summary way contempt of and disobedience to its authority. The sergeant-at-arms of the House of Representatives, under direction of the committee, shall execute the lawful orders of the committee and may employ such aid and assistance as may be necessary to carry out and enforce such orders.

RULE 7

Subpoenas for the appearance of witnesses and subpoenas duces tecum for the production of any paper or document shall be issued by the Speaker of the House of Representatives, upon request of the committee, in the manner prescribed by law. A subpoena or subpoena duces tecum may be enforced by statutory or common law, or by applying to a judge of the circuit court of Cole County for an order to show cause why the subpoena or subpoena duces tecum should not be enforced.

RULE 8

The chair shall preside over the hearings and shall rule on all questions regarding decorum and procedure. The committee, upon a majority vote, shall rule on all questions regarding the admission or rejection of testimony. The chair may request assistance from any law enforcement agency to maintain order at the hearings and in the hallways and spaces adjoining the hearing area. The chair shall rule on any appropriate matter not covered by these rules.

RULE 9

Each witness has the right to legal counsel and the right to be accompanied by such counsel. No witness or his or her counsel shall be admitted to the room in which the hearing is being conducted until such person is called by the committee for such person's testimony.

BE IT FURTHER RESOLVED that notice shall be provided to the public at least twenty-four hours in advance of all hearings of the committee and shall contain the time, location, and subject matter of the hearing. Such notice shall include the identity of any witness whose testimony may be offered. Under exigent circumstances and upon a majority vote of the committee, notice of the identity of a witness may be given less than twenty-four hours in advance; and

BE IT FURTHER RESOLVED that if any documentary evidence is to be offered at any hearing, copies thereof shall be made available to the members of the committee at least twenty-four hours in advance of such hearing unless good cause is shown for later disclosure; and

BE IT FURTHER RESOLVED that the Rules of Civil Procedure and the Rules of Criminal Procedure shall not apply to hearings conducted by the Special Investigative Committee on Oversight or during the consideration of any findings and recommendations of the committee by the House of Representatives; and

BE IT FURTHER RESOLVED that, after all evidence has been presented and all witnesses have been heard, in the discretion of the chairman, counsel for interested parties shall be allowed to make presentations, both orally or in writing, to the committee, subject to reasonable time limitations as determined by the chairman; and

BE IT FURTHER RESOLVED that if the Special Investigative Committee on Oversight recommends that disciplinary actions or articles of impeachment be considered, such committee shall hold at least one public hearing to consider disciplinary actions or articles of impeachment prior to introducing such upon report. A draft of any disciplinary actions or articles of impeachment shall be distributed by the chairman to all members of the Special Investigative Committee on Oversight at least twenty-four hours and one legislative day prior to such public hearing; and

BE IT FURTHER RESOLVED that, pursuant to House Rule 64(3), any disciplinary actions or articles of impeachment introduced upon report by the Special Investigative Committee on Oversight shall be read by title on three separate days and may be considered by the House of Representatives without referral to committee. Any such disciplinary actions or articles shall lay on the calendar for one legislative day prior to being read a third time; and

BE IT FURTHER RESOLVED that the Speaker of the House of Representatives shall designate two members of the Special Investigative Committee on Oversight as floor handlers, one from the majority party of the House of Representatives and one from the minority party of the House of Representatives, who shall present the results of the

investigation of the Special Investigative Committee on Oversight and any disciplinary actions or articles of impeachment to the House of Representatives. Such presentation shall not count against the time limitations of either party; and

BE IT FURTHER RESOLVED that there shall be a ten-hour limitation on the total time of floor debate allowed for the purpose of discussing the findings of the Special Investigative Committee on Oversight and considering any disciplinary actions or articles of impeachment. Such time shall be divided equally between, and controlled by, the majority floor leader and the minority floor leader, or their designees. The majority party floor handler shall have the right to the final ten minutes of designated time. If time has been allocated and unused by either side after all disciplinary actions or articles of impeachment have been considered and no member from that side is seeking recognition to further discuss any disciplinary action or article of impeachment, the Speaker may declare additional time waived and recognize the members from the other side to complete the use of their time. No member, other than the floor handlers, shall be allowed to speak or inquire longer than the Rules of the House of Representatives otherwise allow. For speaking purposes, each disciplinary action or article shall be treated as a separate question; and

BE IT FURTHER RESOLVED that no motion to recommit any disciplinary action or article of impeachment shall be in order; and

BE IT FURTHER RESOLVED that if the House of Representatives is satisfied that there is good cause to impeach or otherwise discipline Governor Eric R. Greitens, the disciplinary actions or articles of impeachment drafted by the Special Investigative Committee on Oversight shall be immediately considered, amended, and approved; and

BE IT FURTHER RESOLVED that each disciplinary action or article of impeachment shall be considered and amended individually and shall be considered approved upon a vote of those members elected, pursuant to Section 27, Article III of the Constitution of Missouri; and

BE IT FURTHER RESOLVED that any articles of impeachment approved by the House of Representatives shall be delivered by the Chief Clerk of the House of Representatives to the Senate, pursuant to sections 106.040 and 106.080, RSMo, for consideration by the special commission of seven eminent jurists elected by the Senate pursuant to Section 2, Article VII of the Constitution of Missouri; and

BE IT FURTHER RESOLVED that if the House of Representatives adopts any articles of impeachment, the House of Representatives shall elect two managers to prosecute the impeachment pursuant to section 106.040, RSMo, one from the majority party and one from the minority party. The special counsel for the Special Investigative Committee on Oversight shall, under the direction of the managers, present and prosecute the articles of impeachment adopted by the House of Representatives before the jurists elected by the Senate to final conclusion.

REFERRAL OF HOUSE RESOLUTIONS

The following House Resolution was referred to the Committee indicated:

HR 2 - Special Investigative Committee on Oversight

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted **SR 1**.

Senate Resolution No. 1

BE IT RESOLVED by the Senate of the Ninety-ninth General Assembly, Second Regular Session, that the Secretary of Senate inform the House of Representatives that the Senate is duly convened in the First Special Session of the Second Regular Session and is ready for consideration of its business.

The following member's presence was noted: Henderson.

ADJOURMENT

On motion of Representative Vescovo, the House adjourned until 10:00 a.m., Tuesday, May 22, 2018.

COMMITTEE HEARINGS

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Tuesday, May 22, 2018, 11:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.

1. Consideration and adoption of Special Session rules.
2. Discussion of documents and discovery.

SPECIAL INVESTIGATIVE COMMITTEE ON OVERSIGHT

Wednesday, May 23, 2018, 9:00 AM, House Hearing Room 5.

Executive session may be held on any matter referred to the committee.